

STATE OF UTAH
DEPARTMENT OF COMMERCE
DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING

NEWSLETTER

November 1, 2014

The Newsletter is now comprised of two sections: (1) The first section contains actions have been taken by the Division following hearings conducted before an Administrative Law Judge and the respective Licensing Committees or Boards or have been entered by Stipulation or Memorandum of Understanding from October 1, 2014 - October 31, 2014. (2) The second section contains a listing of citations finalized from October 1, 2014 - October 31, 2014.

PHYSICIANS/SURGEONS

***ANDREW, Ray Allan, MD**

License Nos. 5141202-1205/8905

Docket No. 2014-561

Moab, Utah

Cause of Action:

Respondent engaged in unprofessional conduct in his medical practice.

Order:

Respondent's licenses to practice as a physician/surgeon and to administer and prescribe controlled substances were given a public reprimand and Respondent has various conditions to complete.

Date:

October 14, 2014

***KRAMER, David R., MD**

License Nos. 172336-1205/8905

Docket No. 2014-567

St. George, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when he engaged in sexual relations with a patient while Respondent was still treating the patient and shortly after he ceased treating her.

Order:

Respondent's licenses to practice as a physician/surgeon and to administer and prescribe controlled substances were revoked with a stay of enforcement on the revocations. Said licenses are placed on probation for four years with conditions.

Date:

October 15, 2014

DENTISTS/DENTAL HYGIENISTS

None in October 2014

ADVANCED PRACTICE NURSES

***ALEXANDER, Brett J.**

License Nos. 6272172-4405/8900

Docket No. 2014-293

Sandy, Utah

Order of Suspension:

Respondent's licenses to practice as an advanced practice registered nurse and to administer and prescribe controlled substances were suspended effective the date of the Order until such time as Respondent submit the required evaluation results, as required in the June 20, 2014 Stipulation and Order, to the Division

Date:

October 7, 2014

ADVANCED PRACTICE NURSES - continued

***MOODY, Cresfield W.**

License Nos. 275989-4405/8900

Docket No. 2014-555

Page, Arizona

Cause of Action:

In September 2014 Respondent voluntarily surrendered his nursing license to practice in Arizona due to his inappropriate sexual conduct with a patient.

Order:

Respondent voluntarily surrendered his licenses to practice as an advanced practice registered nurse and to administer controlled substances in this state as a result of the Arizona action. Respondent may not reapply for a nursing license in this state for a period of five years.

Date:

October 3, 2014

REGISTERED NURSES

***ALLEMAN, Jeffrey Dennis**

License No. 7218303-3102

Docket No. 2014-544

Bountiful, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct in his practice as a registered nurse when he diverted quantities of controlled substances from his employer when he did not possess a valid prescription for the controlled substances nor did he have authorization to possess the drugs for his own use.

Order:

Respondent's license to practice as a registered nurse was revoked with a stay of enforcement on the revocation. Said license was placed on probation for five years with conditions and restrictions.

Date:

October 2, 2014

***DAVIS, Rebecca Elizabeth**

License No. 276284-3102

Docket No. 2014-592

Ogden, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that exist on her license.

Order:

Respondent was ordered to pay a \$200 fine within 90 days. Respondent was also ordered to cease and desist from engaging in the unprofessional conduct.

Date:

October 27, 2014

***EDWARDS, Betty Courney**

License No. 194707-3102

Docket No. 2014-562

Eden, Utah

Cause of Action:

Respondent engaged in unprofessional conduct that affects her license to practice as a registered nurse.

Order:

Respondent's license to practice as a registered nurse was revoked with a stay of enforcement on the revocation. Said license is suspended until conditions outlined in the Order have been successfully completed. Following the period of suspension, said license will be placed on probation for five years with conditions and restrictions.

Date:

October 14, 2014

REGISTERED NURSES - continued

***HALDIN, Marc Charles**

License No. 201438-3102

Docket No. 2012-386

West Valley City, Utah

Reinstatement Order:

The probation on Respondent's license to practice as a registered nurse was terminated and said license was reinstated with full privileges.

Date:

October 31, 2014

***L'ESTRANGE, Tina L.**

License No. 187855-3102

Docket No. 2011-142

Clearfield, Utah

Amended Order:

The probationary condition restricting Respondent from working for a nursing registry, traveling nurse agency, nursing float pool, home health agency, temporary employment agency, school of nursing or any other practice setting in which nursing supervision is unavailable was amended to allow Respondent to work in clinical settings, homes and senior activity centers with Davis County Health Department only effective the date of the Amended Order.

Date:

October 3, 2014

***MORTON, Sandy F.**

License No. 221654-3102

Docket No. 2014-546

St. George, Utah

Cause of Action:

Order:

Respondent engaged in unprofessional conduct in her practice as a nurse. Respondent voluntarily surrendered her license to practice as a registered nurse. Respondent's participation in the Division's Utah Recovery Assistance Program and her diversion agreement were also terminated. Respondent may not reapply for a nursing license for a period of five years and completion of conditions outlined in the Order.

Date:

October 1, 2014

***NAU, Amy Nichole**

License No. 322162-3102

Docket No. 2014-594

Orem, Utah

Cause of Action:

Respondent has failed to comply with probationary conditions that exist on her license.

Order:

Respondent was ordered to pay a \$50.00 fine within 90 days. Respondent was also ordered to cease and desist from engaging in the unprofessional conduct.

Date:

October 27, 2014

***PANTER, Vaiola Jean**

License No. 356948-3102

Docket No. 2011-194

Perry, Utah

Amended Order:

The probationary condition restricting Respondent from working as a nurse in a home health agency setting was amended to allow Respondent to work in home health care only with Ivy Pediatrics effective the date of the Amended Order.

Date:

October 1, 2014

***RENNIE, Scott Hepburn**

License No. 7390418-3102

Docket No. 2014-441

Mapleton, Utah

Order:

Following a review hearing which was held on October 3, 2014, the Division's August 8, 2014 Emergency Order, in which Respondent's license to practice as a registered nurse was suspended, is set aside effective the date of this Order.

Date:

October 6, 2014

REGISTERED NURSES - continued

***SZELAG, Kris N.**

License No. 7869139-3102

Docket No. 2014-581

Draper, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct when she has misrepresented education and employment history to potential employers and to the Division.

Order:

Respondent voluntarily surrendered her license to practice as a registered nurse. Respondent may not reapply for a nursing license for a period of five years.

Date:

October 22, 2014

***WRIGHT, Lori**

License No. 192464-3102

Docket No. 2014-591

Provo, Utah

Cause of Action:

Respondent violated probationary conditions/restrictions that exist on her license when she worked in home health without prior approval from the Division or Board. Respondent was ordered to pay a \$500 fine within 90 days. Respondent was also ordered to cease and desist from engaging in the unprofessional conduct.

Order:

Respondent was ordered to pay a \$500 fine within 90 days. Respondent was also ordered to cease and desist from engaging in the unprofessional conduct.

Date:

October 27, 2014

LICENSED PRACTICAL NURSES

***COOK, Kenneth Maynard**

License No. 261609-3101

Docket No. 2014-333

Ogden, Utah

Cause of Action:

Respondent engaged in unprofessional conduct in 2012 that affects his license to practice as a licensed practical nurse.

Order:

Respondent's license to practice as a licensed practical nurse was revoked with a stay of enforcement on the revocation. Said license is suspended until conditions and evaluations outlined in the Order have been completed. Following the period of suspension, said license will be placed on probation for five years with conditions and restrictions.

Date:

October 27, 2014

***ENNIS, Chelsea Cheyenne**

License No. 9115550-3101

Docket No. 2014-583

Bountiful, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Order:

A license to practice as a licensed practical nurse was issued. Said license was revoked with a stay of enforcement on the revocation and said license was placed on probation for five years with conditions and restrictions.

Date:

October 24, 2014

LICENSED PRACTICAL NURSES - continued

***SWEARINGEN, Sara Lynn**

License No. 8144185-3101

Docket No. 2014-51

Ogden, Utah

Amended Order:

The Division's August 14, 2014 Amended Order in which the suspension on Respondent's license to practice as a licensed practical nurse was terminated and said license was placed on probation has been withdrawn. Also the Division's September 23, 2014 Amended Order in which various probationary conditions were amended has also been withdrawn by the Division. It was ordered that Respondent's license to practice a as a licensed practical nurse shall continue to be subject to the Division's June 5, 2014 Order of Suspension until Respondent submits the required evaluation results to the Division as ordered in the February 6, 2014 Stipulation and Order.

Date:

October 27, 2014

PHARMACISTS/PHARMACIES/OTHER PHARMACY CLASSIFICATIONS

***BALDWIN, Glade E.**

License Nos. 145547-1701/8911

Docket No. 2014-345

Salt Lake City, Utah

Amended Order:

The suspension on Respondent's licenses to practice as a pharmacist and to dispense controlled substances was terminated and said licenses were placed on probation for five years subject to the conditions and restrictions identified in the July 14, 2014 Stipulation and Order.

Date:

October 16, 2014

***MARX, Craig Larry**

License Nos. 7173791-1701/8911

Docket No. 2014-559

Orem, Utah

Cause of Action:

Respondent has engaged in unprofessional and unlawful conduct by diverting controlled substances from his employers without authorization or valid prescriptions.

Order:

Respondent voluntarily surrendered his licenses to practice as a pharmacist and to dispense controlled substances. Respondent may not reapply for licensure as a pharmacist for a period of three years and completion of conditions outlined in the Order. Respondent's participation in the Utah Recovery Assistance Program and his diversion agreement were also terminated.

Date:

October 8, 2014

***SMITH, Robert Hinckley**

Pharmacy Technician

License No. 5227640-1717

Docket No. 2014-571

Tooele, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct when he misrepresented information to the Division in an August 2013 renewal application.

Order:

Respondent's license to practice as a pharmacy technician was revoked with a stay of enforcement on the revocation. Said license was placed on probation for three years with conditions and restrictions.

Date:

October 20, 2014

PHARMACISTS/PHARMACIES/OTHER PHARMACY CLASSIFICATIONS - continued

***WEST, Jamie Marie**

Pharmacy Technician
License No. 5996016-1717
Docket No. 2014-598
Ogden, Utah
Cause of Action:

Respondent engaged in unprofessional and unlawful conduct in her practice as a pharmacy technician.

Order: Respondent voluntarily surrendered her license to practice as a pharmacy technician. Respondent may not reapply for a pharmacy type license for a period of five years and completion of conditions outlined in the Order.

Date: October 28, 2014

MENTAL HEALTH PROFESSIONS

***GARDNER, Aaron F.**

Clinical Mental Health Counselor
License No. 296354-6004
Docket No. 2014-582
Perry, Utah
Cause of Action:

Respondent engaged in unprofessional conduct in his practice as a clinical mental health counselor.

Order: Respondent was given a public reprimand for his misconduct and also ordered to complete additional continuing education, submit a written essay and meet with the Clinical Mental Health Counselor Board.

Date: October 24, 2014

***HOOD, Gregory**

Associated Clinical Mental Health Counselor
License No. 7705612-6009
Docket No. 2011-344
Moab, Utah
Order:

A license to practice as an associate clinical mental health counselor was issued to Respondent and said license is subject to the probationary conditions and restrictions identified in the October 2011 and October 2013 Orders.

Date: October 10, 2014

***HYDE, Gregory Clark**

Associate Clinical Mental Health Counselor
License No. 6836028-6609
Docket No. 2014-552
Sandy, Utah
Cause of Action:

Respondent no longer intends to comply with probationary conditions that exist on his license and no longer desires to practice as an associate clinical mental health counselor

Order: Respondent voluntarily surrendered his license to practice as an associate mental health counselor. Respondent may not reapply for licensure as a clinical mental health counselor for a period of six months.

Date: October 1, 2014

***PROTZMAN, Linda Sue**

Clinical Mental Health Counselor
License No. 135281-6004
Docket No. 2013-184
North Ogden, Utah
Reinstatement Order:

The probation on Respondent's license to practice as a clinical mental health counselor was terminated and said license was reinstated with full privileges.

Date: October 31, 2014

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS

***ANTIGUA CUSTOM HOMES INC.**

License No. 6221224-5501

Docket No. 2014-566

Layton, Utah

Cause of Action:

Respondent engaged in unlawful conduct when misrepresentations were made in 2011 and 2014 renewal applications that Respondent submitted to the Division.

Order:

Respondent was ordered to pay a \$500 fine which has been paid in full.

Date:

October 29, 2014

***ART PLUIM CONSTRUCTION INC.**

License No. 5041416-5501

Docket No. 2009-125

Ogden, Utah

Reinstatement Order:

The probation on Respondent's license to practice as a contractor was terminated and said license was reinstated with full privileges.

Date:

October 29, 2014

***ASPIRE CIVIL CONSTRUCTION LLC**

License No. 8381378-5501

Docket No. 2012-374

Draper, Utah

Reinstatement Order:

The probation on Respondent's license to practice as a contractor was terminated and said license was reinstated with full privileges.

Date:

October 29, 2014

***BEAR LAKE MASONRY INC.**

License No. 6279299-5501

Garden City, Utah

Cause of Action:

Respondent has failed to demonstrate and maintain financial responsibility due to an outstanding judgment.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 29, 2014

***BRAMLETT, Shannon G.**

Journeyman Electrician

License No. 264269-5504

Docket No. OSC-2013-83

Kaysville, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that exist on his license.

Order:

Respondent's license to practice as a journeyman electrician was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine which is due now.

Date:

October 29, 2014

***COCHRAN, Jason Carl**

Apprentice Electrician

License No. 7353802-5505

Docket No. 2014-575

Springville, Utah

Cause of Action:

Respondent has engaged in unprofessional conduct that affects his license to practice as an apprentice electrician

Order:

Respondent's license to practice as an apprentice electrician was revoked with a stay of enforcement on the revocation. Said license was placed on probation for three years with conditions.

Date:

October 29, 2014

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***CUT ABOVE CONTRACTORS INC.**

License No. 5615847-5501

Docket No. 2014-565

Hildale, Utah

Cause of Action:

During 2013 Respondent hired unlicensed persons to engage in construction trades in Utah for which a license is required.

Order:

Respondent was ordered to pay a \$800 fine which has been paid in full. Respondent was also ordered to cease and desist from hiring unlicensed persons to engage in construction trades in Utah for which licensure is required.

Date:

October 29, 2014

***DAVE'S DEMO & CONCRETE REPLACEMENT INC.**

License No. 290813-5501

Docket No. 2014-563

Murray, Utah

Cause of Action:

Respondent engaged in unlawful conduct when it made a misrepresentation in a November 2013 renewal application it submitted to the Division.

Order:

Respondent was ordered to pay a \$500 fine which has been paid in full.

Date:

October 29, 2014

***FLAGSTONE CONSTRUCTION LLC**

License No. 8539950-5501

Docket No. 2014-462

West Jordan, Utah

Cause of Action:

Respondent failed to replace its qualifier.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 29, 2014

***GRAND MESA ELECTRIC LLC**

Unlicensed contractor

Docket No. 2014-553

Mona, Utah

Cause of Action:

Respondent engaged in construction activities in April 2014 without being licensed as a contractor in Utah.

Order:

Respondent was ordered to pay a \$500 fine which has been paid in full. Respondent was also ordered to cease and desist from engaging in unlicensed practice as a contractor.

Date:

October 29, 2014

***GUARDIAN BUILDERS LLC**

Unlicensed contractor

Docket No. 2014-551

Highland, Utah

Cause of Action:

Respondent engaged in construction activities in Utah in 2014 that required licensure. Respondent was not licensed in Utah as a contractor at the time.

Order:

Respondent was ordered to pay a \$500 fine which has been paid in full. Respondent was also ordered to cease and desist from engaging in unlicensed practice as a contractor.

Date:

October 29, 2014

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***HUDDLESTON, Hal Ray**

Apprentice Electrician

License No. 8775505-5505

Docket No. 2013-402

Ogden, Utah

Reinstatement Order:

The probation on Respondent's license to practice as an apprentice electrician was terminated and said license was reinstated with full privileges.

Date:

October 29, 2014

***J & J CONCEPTION CONSTRUCTION COMPANY INC.**

Unlicensed contractor

Docket No. 2014-599

Los Angeles, California

Cause of Action:

Respondent submitted a bid on a contracting project in Utah in June 2014 when it was not licensed as a contractor in this state.

Order:

Respondent was ordered to pay a \$500 fine which has been paid in full. Respondent was also ordered to cease and desist from engaging in unlicensed practice as a contractor.

Date:

October 29, 2014

***JAMES GOVOSTES DBA DUN-RITE REFRIGERATION**

License No. 7581031-5501

Docket No. 2010-344

Sandy, Utah

Reinstatement Order:

The probation on Respondent's license to practice as a contractor was terminated and said license was reinstated with full privileges.

Date:

October 29, 2014

***JOHNSON, Jacob Hal**

Apprentice Electrician

License No. 8820598-5505

Santaquin, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that exist on his license.

Order:

Respondent's license to practice as an apprentice electrician was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine which is due now.

Date:

October 29, 2014

***JOSE'S ROOFING INC.**

License No. 323620-5501

Docket No. 2014-573

West Valley City, Utah

Cause of Action:

Respondent made a misrepresentation in a November 2013 renewal application submitted to the Division.

Order:

Respondent was ordered to pay a \$500 fine which has been paid in full.

Date:

October 29, 2014

***JPL CONSTRUCTION INC.**

License No. 370547-5501

Docket No. 2014-596

Kaysville, Utah

Cause of Action:

Respondent engaged in unlawful conduct when it made a representation to the Division in a March 2014 renewal application.

Order:

Respondent was ordered to pay a \$500 fine which has been paid in full.

Date:

October 29, 2014

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***KB AIR INC.**

License No. 5972734-5501

Docket No. 2014-569

Lehi, Utah

Cause of Action:

Respondent engaged in unlawful conduct when misrepresentations were made in 2011 and 2014 renewal applications Respondent submitted to the Division.

Order:

Respondent was ordered to pay a \$500 fine which has been paid in full.

Date:

October 29, 2014

***LEE HOME BUILDERS LLC**

License No. 8653161-5501

Docket No. 2013-301

Mapleton, Utah

Reinstatement Order:

The probation on Respondent's license to practice as a contractor was terminated and said license was reinstated with full privileges.

Date:

October 29, 2014

***LINKOUS, Jason Griffin**

Apprentice Electrician

License No. 6191710-5505

Docket No. 2014-578

Ogden, Utah

Cause of Action:

Respondent has engaged in unprofessional conduct that affects his license to practice as an apprentice electrician.

Order:

Respondent's license to practice as an apprentice electrician was revoked with a stay of enforcement on the revocation. Said license was placed on probation for one year with conditions.

Date:

October 29, 2014

***MARTINEZ, Kolby James**

Apprentice Electrician

License No. 364864-5505

Docket No. 2013-527

Salt Lake City, Utah

Amended Order:

The suspension on Respondent's license to practice as an apprentice electrician was terminated and said license is placed on probation for four years subject to the conditions identified in the December 18, 2013 Stipulation and Order.

Date:

October 29, 2014

***MIDWEST CABINETS INC.**

License No. 4776480-5501

Docket No. 2014-459

West Jordan, Utah

Cause of Action:

Respondent has failed to replace its qualifier.

Order:

Respondent's license to practice as a contractor is suspended effective the date of the Order.

Date:

October 29, 2014

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***MORGAN, Robert Broc**

Apprentice Electrician
License No. 8315415-5505
Docket No. OSC-2012-308
Ogden, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that exist on his license. Respondent's license to practice as an apprentice electrician was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine which is due now.

Order:

Date:

October 29, 2014

***MUDD HOUNDS LLC**

License No. 9168040-5501
Docket No. 2014-568
Nibley, Utah

Cause of Action:

One of Respondent's owners, Harley Alexander Chapman, engaged in unprofessional conduct prior to submitting an application for licensure.

Order:

A license to practice as a contractor was issued to Respondent and said license was revoked with a stay of enforcement on the revocation. Said license was placed on probation for five years with conditions.

Date:

October 29, 2014

***NJP CUSTOM FRAMING INC.**

License No. 5766994-5501
Docket No. 2014-496
Eagle Mountain, Utah

Cause of Action:

Respondent has failed to demonstrate and maintain financial responsibility and it obtained a license by misrepresentation or omission.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 29, 2014

***PETERSON, Lonnie Blake**

Apprentice Electrician
License No. 6678979-5505
Docket No. 2012-414
Pleasant Grove, Utah
Reinstatement Order:

The probation on Respondent's license to practice as an apprentice electrician was terminated and said license was reinstated with full privileges.

Date:

October 29, 2014

***RED DESERT TILE & STONE INC.**

License No. 6361811-5501
Docket No. 2014-572
St. George, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct due to financial responsibility concerns and a misrepresentation made in a January 2014 renewal application.

Order:

Respondent was ordered to pay a \$500 fine which has been paid in full. Respondent's license to practice as a contractor was placed on probation for 2 years with conditions.

Date:

October 29, 2014

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***SCOTT LEE DORSEY
DBA SCOTT DORSEY FLOORING**

License No. 9189259-5501

Docket No. 2014-600

Provo, Utah

Cause of Action:

Respondent has engaged in unprofessional conduct prior to submitting an application with regards to financial responsibility.

Order:

A license to practice as a contractor was issued and said license was placed on probation for four years with conditions.

Date:

October 29, 2014

***TREC EXCAVATING LLC**

License No. 6077840-5501

Docket No. 2014-466

Park City, Utah

Amended Order:

The Division's September 24, 2014 Default Order incorrectly referenced a B100 classification was revoked when it should have been a E100 classification was revoked effective September 24, 2014

Date:

October 29, 2014

***TREVINO, Travis J.**

Apprentice Plumber

License No. 9149301-5509

Docket No. 2014-557

Orem, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Order:

A license to practice as an apprentice plumber was issued and said license was placed on probation for two years with conditions.

Date:

October 29, 2014

***WAIKATO CONSTRUCTION INC.**

License No. 6344681-5501

Docket No. 2014-492

Grantsville, Utah

Cause of Action:

Respondent has failed to demonstrate and maintain financial responsibility and also obtained a license by misrepresentation.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order and Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

October 29, 2014

***WASATCH PLUMBING INC.**

License No. 5194565-5501

Docket No. 2014-556

Layton, Utah

Cause of Action:

Respondent has engaged in unprofessional and unlawful conduct when it has failed to maintain financial responsibility and also made a misrepresentation in a December 2013 renewal application.

Order:

Respondent was ordered to pay a \$500 fine which has been paid in full.

Respondent's license to practice as a contractor was placed on probation for two years with conditions.

Date:

October 29, 2014

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***WEATHERGUARD ROOFING LLC**

License No. 5850368-5501

Docket No. 2014-532

Sandy, Utah

Cause of Action:

Respondent engaged in unlawful conduct when it misrepresented information submitted to the Division in a December 2013 renewal application.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

October 29, 2014

***WINTER DEVELOPMENT LLC**

Unlicensed contractor

Docket No. 2014-597

Eagle Mountain, Utah

Cause of Action:

Respondent engaged in practice as a contractor when not licensed to do so.

Order:

Respondent was ordered to pay a \$500 fine which has been paid in full. Respondent was also ordered to cease and desist from engaging in unlicensed practice as a contractor.

Date:

October 29, 2014

***WOODEN, Dayle Alonzo**

Apprentice Electrician

License No. 8783838-5505

Docket No. OSC-2013-552

Price, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that exist on his license.

Order:

Respondent's license to practice as an apprentice electrician was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine which is due now.

Date:

October 29, 2014

***XCELLENCE INC.**

License No. 8182574-5501

Docket No. 2014-449

Draper, Utah

Cause of Action:

Respondent has failed to demonstrate and maintain financial responsibility and it also obtained a license by misrepresentation or omission.

Order:

Respondent was ordered to pay a \$500 fine which has been paid in full.

Date:

October 29, 2014

OTHER REGULATED PROFESSIONS

***BICE, Allen Glen, DVM**

Veterinarian

License Nos. 116555-2801/8910

Docket No. 2014-273

Hurricane, Utah

Amended Order:

The probationary condition requiring Respondent to submit employer performance evaluations is amended to only require employer performance evaluations if and when Respondent becomes employed outside of his current self-employed/sole practitioner status.

Date:

October 14, 2014

OTHER REGULATED PROFESSIONS - continued

***BJARNSON, Dianne Gwen**

Licensed Direct-Entry Midwife

License No. 6326927-3400

Docket No. 2014-577

Pleasant Grove, Utah

Cause of Action:

Respondent prescribed a prescription medication to a patient when Respondent does not possess prescriptive authority in this state or any other state.

Order:

Respondent was given a public reprimand for the above conduct.

Date:

October 20, 2014

***ERNST & YOUNG LLP**

CPA Firm

License No. 100137-2603

Docket No. 2014-545

Salt Lake City, Utah

Cause of Action:

In February 2012 the Public Company Accounting Oversight Board (PCAOB) issued an Order against Respondent wherein findings were made concerning Respondent's violations of PCAOB rules and auditing standards relating to audits of December 31, 2005, 2006 and 2007 financial statements of a pharmaceutical corporation.

Order:

Respondent's license to practice as a CPA firm was given a public reprimand for the above conduct. Respondent was also ordered to cease and desist from the conduct described above.

Date:

October 1, 2014

***FLOYD, Brittany**

Cosmetologist/Barber

License No. 7853630-1101

Docket No. 2014-564

Logan, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when she has failed to comply with probationary conditions that exist on her license.

Order:

Respondent voluntarily surrendered her license to practice as a cosmetologist/barber.

Date:

October 20, 2014

***FUOCO, James Paul/James P. Fuoco, CPA**

Certified Public Accountant and CPA Firm

License Nos. 132657-2601 and 8803606-2603

Docket No. 2013-412

Salt Lake City, Utah

Reinstatement Order:

The probation on Respondent's licenses to practice as a certified public accountant and as a CPA firm was terminated and said licenses were reinstated with full privileges.

Date:

October 6, 2014

***GEER, Ashley Brianne**

Cosmetologist/Barber

License No. 9006662-1101

Docket No. 2014-576

Dammeron Valley, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as a cosmetologist/barber was issued and said license was placed on probation for two years with conditions and restrictions.

Date:

October 20, 2014

OTHER REGULATED PROFESSIONS - continued

***HOOPII, Cherie K. CPA**

Certified Public Accountant and CPA Firm
License Nos. 294337-2601 and 8358994-2603
Docket No. 2012-398
Layton, Utah

Reinstatement Order: The probation on Respondent's licenses to practice as a certified public accountant and as a CPA firm was terminated and said licenses were reinstated with full privileges.

Date: October 6, 2014

***PADELORD, Jordyn Leigh**

Massage Therapist
License No. 9104437-4701
Docket No. 2014-579
West Jordan, Utah

Cause of Action: Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order: A license to practice as a massage therapist was issued and said license was placed on probation for three years with conditions and restrictions.

Date: October 22, 2014

***TAYLOR, Becky B./B. Taylor & Associates**

Certified Public Accountant and CPA Firm
License Nos. 162804-2601 and 261129-2603
Docket No. 2012-427
Salt Lake City, Utah

Reinstatement Order: The probation on Respondent's licenses to practice as a certified public accountant and as a CPA firm was terminated and said licenses were reinstated with full privileges.

Date: October 6, 2014

***TENNEKE, Hokulanilea Temaui**

Cosmetologist/Barber
Docket No. 2014-554
Orem, Utah

Cause of Action: Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order: A license to practice as a cosmetologist/barber was issued and said license was placed on probation for three years with conditions and restrictions.

Date: October 3, 2014

***VANDERWERFF, Bevin Frei**

Master Esthetician
License No. 5712947-1109
Docket No. 2014-590
Santa Clara, Utah

Cause of Action: Respondent's license to practice as a cosmetologist/barber is currently on probation in Case No. DOPL-2014-252.

Order: A license to practice as a master esthetician was issued and said license was placed on probation consistent with the probation that presently exists on her license to practice as a cosmetologist/barber in Case No. DOPL-2014-252.

Date: October 24, 2014

OTHER REGULATED PROFESSIONS - continued

***VAROZ, Matthew Stanley**

Barber

License No. 888935-1115

Docket No. 2014-580

West Valley City, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as a barber was issued to Respondent and said license was placed on probation for two years with conditions and restrictions.

Date:

October 22, 2014

***WIMMER, Michael W., DC**

Chiropractic Physician

License No. 167047-1202

Docket No. 2014-574

Ogden, Utah

Cause of Action:

Allegations Respondent inappropriately touched a patient without a valid reason related to the patient's chiropractic treatment. **Respondent, while neither admitting nor denying the allegations, agreed to the following.**

Order:

Respondent temporarily surrendered his license to practice as a chiropractic physician until all matters involving the allegations have been resolved.

Date:

October 16, 2014

NOTE: The Division has an "Agency and Disciplinary Action Search" function now available on DOPL website (www.dopl.utah.gov) in which you can search and print scanned agency and disciplinary action documents.

If you need assistance with copies of citations, please contact Kim or Carol as shown below.

This newsletter is published monthly. Your comments and suggestions are welcomed. If you need further information on any material contained in the newsletter, please contact Kimberley L. at (801) 530-6088 or Carol I. at (801) 530-6626.

PROFESSION_NAME	PARTICIPANT_NAME	LICENSE_NO	VIOLATION	CITATION_NO	DATE_ISSUED	STATUS	AMOUNT	DATE_PAID
Accountancy	CoinCPA	UNLICENSED	Unauthorized Practice	26310	10-22-2014	Fine Assessed - Paid	250	10-22-2014
Burglar Alarm	Alpha Security	297867-6501	Unauthorized Practice	31291	10-07-2014	Fine Assessed - Paid	500	10-03-2014
Contractor	Affordable Asphalt	UNLICENSED	Unauthorized Practice	28613	09-30-2014	Fine Assessed - Paid	1000	10-02-2014
Contractor	Andrew T. Allen	UNLICENSED	Unauthorized Practice	28979	10-03-2014	Fine Assessed - Paid	250	10-01-2014
Contractor	Brian Nye	UNLICENSED	Unauthorized Practice	28239	10-07-2014	Fine Assessed - Paid		10-01-2014
Contractor	CAPITOL EXTERIORS LLC	5279487-5501	Aiding Unlicensed Practice	28614	09-10-2014	Fine Assessed - Paid	400	10-30-2014
Contractor	Casa Maintenance LLC	9104537-5500	Unauthorized Practice	28574	07-23-2014	Fine Assessed - Paid	250	10-22-2014
Contractor	Chad Spencer	UNLICENSED	Unauthorized Practice	28238	10-08-2014	Fine Assessed - Paid		10-08-2014
Contractor	Distinctive Design LLC	5769549-5501	Aiding Unlicensed Practice	28626	10-07-2014	Fine Assessed - Paid	800	10-08-2014
Contractor	Edgar Rodriguez	9189606-5500	Unauthorized Practice	28631	10-15-2014	Fine Assessed - Paid	500	10-15-2014
Contractor	Emanuel Hernandez	UNLICENSED	Unauthorized Practice	28834	10-01-2014	Cease and Desist Only		
Contractor	Habit Burger LLC	UNLICENSED	Aiding Unlicensed Practice	28629	10-07-2014	Fine Assessed - Paid	800	10-21-2014
Contractor	Jason Bingham	UNLICENSED	Unauthorized Practice	27002	08-19-2014	Fine Assessed - Paid	500	10-17-2014
Contractor	Keith R Walker	UNLICENSED	Unauthorized Practice	28828	08-18-2014	Cease and Desist Only		
Contractor	Kris B Parker	371130-B100	Unauthorized Practice	28635	10-28-2014	Fine Assessed - Paid		10-24-2014
Contractor	Mr Mudd Concrete	UNLICENSED	Unauthorized Practice	28637	10-28-2014	Fine Assessed - Paid	500	10-22-2014
Contractor	Newport Audio & Video & Electrical, Inc	4988541-5501	Unauthorized Practice	28980	10-03-2014	Fine Assessed - Paid	600	10-29-2014
Contractor	Norris Hadden Church	6515564-S310	Unauthorized Practice	26011	10-22-2014	Fine Assessed - Paid	500	10-31-2014
Contractor	ROBERT A CAMPBELL	UNLICENSED	Unauthorized Practice	26012	10-15-2014	Cease and Desist Only		
Contractor	Romero Landscaping	UNLICENSED	Unauthorized Practice	28625	10-07-2014	Fine Assessed - Paid	500	10-01-2014
Contractor	Ron Ward Construction	UNLICENSED	Aiding Unlicensed Practice	28632	10-15-2014	Cease and Desist Only		
Contractor	Sunbelt Flooring	UNLICENSED	Unauthorized Practice	28628	10-07-2014	Fine Assessed - Paid	500	10-09-2014
Contractor	T & C Electric, Inc.	265107-5501	Aiding Unlicensed Practice	28988	10-15-2014	Fine Assessed - Paid	800	10-30-2014
Contractor	THOMAS ELECTRICAL, LLC	6005565-5501	Aiding Unlicensed Practice	28583	08-06-2014	Fine Assessed - Paid	1000	10-01-2014
Contractor	Martin S. Thompson	5123820-5501	Unauthorized Practice	27008	10-15-2014	Cease and Desist Only		
Contractor	V K Electric Inc	4971198-5501	Failure to Supervise	28991	10-28-2014	Fine Assessed - Paid	500	10-23-2014
Contractor	V K Empire	UNLICENSED	Unauthorized Practice	28562	07-01-2014	Fine Assessed - Paid	500	10-30-2014
Contractor	Wilkinson Electric Inc	230733-5501	Unauthorized Practice	28976	09-17-2014	Fine Assessed - Paid	500	10-03-2014
Contractor	executive maintenance and coating	UNLICENSED	Unauthorized Practice	28986	10-10-2014	Fine Assessed - Paid	500	10-20-2014
Cosmetology	Amanda Reutlinger-Carlston	8350867-1109	Probation Violation	28729	06-03-2014	Fine Assessed - Paid	300	10-01-2014
Cosmetology	Cassandra Marie Warden	UNLICENSED	Unauthorized Practice	28717	05-16-2014	Fine Assessed - Paid	200	10-28-2014
Cosmetology	ELSA IVETTE RENOVA	UNLICENSED	Unauthorized Practice	27574	02-07-2014	Fine Assessed - Paid	800	10-17-2014
Cosmetology	Guadalupe Garcia	UNLICENSED	Unauthorized Practice	28719	06-03-2014	Fine Assessed - Paid	150	10-22-2014
Cosmetology	Kate Kim Huynh	5308664-1112	Incompetence/Negligence	28738	09-26-2014	Fine Assessed - Paid	200	10-10-2014
Cosmetology	Lucia Pulidp-Lopez	UNLICENSED	Unauthorized Practice	29209	10-29-2014	Fine Assessed - Paid	200	10-27-2014
Cosmetology	Maria Celia Lamas	UNLICENSED	Unauthorized Practice	29205	10-22-2014	Fine Assessed - Paid	200	10-29-2014
Cosmetology	Starzz Beauty Salon	UNLICENSED	Aiding Unlicensed Practice	27578	02-12-2014	Fine Assessed - Paid	400	10-23-2014
Cosmetology	Stephanie Riding Gray	UNLICENSED	Unauthorized Practice	31283	09-04-2014	Cease and Desist Only		
Electrician	Brandon Pery Snow	6395370-5504	Falsification of Application	26021	10-22-2014	Cease and Desist Only		
Electrician	Brennan John Leany	9177509-5505	Falsification of Application	26010	10-08-2014	Cease and Desist Only		
Electrician	Chase Brent Kay	6911736-5504	Falsification of Application	31313	10-29-2014	Cease and Desist Only		
Electrician	Chase Brent Kay	6911736-5505	Falsification of Application	31313	10-29-2014	Cease and Desist Only		
Electrician	Chase Brent Kay	6911736-5506	Falsification of Application	31313	10-29-2014	Cease and Desist Only		
Electrician	Chase Brent Kay	6911736-5512	Falsification of Application	31313	10-29-2014	Cease and Desist Only		
Electrician	David Wade Combe	9177261-5505	Falsification of Application	26311	10-10-2014	Fine Assessed - Paid	500	10-09-2014
Electrician	Jeremy Kevin Barnes	8912108-5512	Falsification of Application	28985	10-29-2014	Fine Assessed - Paid	500	10-28-2014
Electrician	Robert Broc Morgan	8315415-5505	Probation Violation	27098	08-19-2014	Fine Assessed - Paid	250	10-20-2014
Electrician	Steven Ottosen	UNLICENSED	Unauthorized Practice	28620	09-17-2014	Fine Assessed - Paid	500	10-01-2014

Engineer/Land Surveyor	Ian Madison	7892177-E202	Unauthorized Practice	25993	10-22-2014	Fine Assessed - Paid	200	10-24-2014
Massage	Jaclyn Williamson	8588211-4702	Unauthorized Practice	28235	09-19-2014	Fine Assessed - Paid	300	10-31-2014
Nurse	DANIEL JAMES RODRIGUEZ	4837141-3101	Falsification of Application	25730	08-26-2014	Fine Assessed - Paid	800	10-07-2014
Pharmacy	Cottonwood Apothecary	127163-1703	Pharmacy Violation	31293	10-15-2014	Fine Assessed - Paid	1050	10-31-2014
Pharmacy	Gibson's Pharmacy	129510-1703	Pharmacy Violation	31300	10-31-2014	Fine Assessed - Paid	1050	10-30-2014
Pharmacy	K-Mart Pharmacy #7624	261125-1703	Pharmacy Violation	31286	09-26-2014	Fine Assessed - Paid	1050	10-07-2014
Pharmacy	Skyline Pharmacy #2	131751-1703	Pharmacy Violation	31288	09-26-2014	Fine Assessed - Paid	1050	10-01-2014
Pharmacy	Terrels Thriftway	6749847-1703	Pharmacy Violation	31284	09-26-2014	Fine Assessed - Paid	1050	10-23-2014
Pharmacy	The Medicine Shoppe	327259-1703	Pharmacy Violation	31276	09-03-2014	Fine Assessed - Paid	1250	10-17-2014
Pharmacy	The Medicine Shoppe	327259-1703	Pharmacy Violation	31277	09-03-2014	Fine Assessed - Paid	850	10-17-2014
Pharmacy	Walgreens #06669	4935332-1703	Pharmacy Violation	31287	09-26-2014	Fine Assessed - Paid	1050	10-23-2014
Pharmacy	Walgreens #09239	5804811-1703	Pharmacy Violation	31285	09-17-2014	Fine Assessed - Paid	1050	10-06-2014
Plumber	Jason D Anderson	9189570-5509	Falsification of Application	28243	10-31-2014	Fine Assessed - Paid		10-23-2014
Plumber	RICHARD ALLEN JACKSON	8763231-5516	Unauthorized Practice	28833	09-08-2014	Cease and Desist Only		
Plumber	Spartan Plumbing, Corp.	UNLICENSED	Apprentice Violation	26022	10-28-2014	Cease and Desist Only		
Preneed	HEIDEMAN MORTUARY LLC	5043080-5801	Unprofessional Conduct	25977	07-08-2014	Fine Assessed - Paid	200	10-06-2014
Mental Health Therapy	Thomas Cloyd	UNLICENSED	Unauthorized Practice	27653	09-02-2014	Cease and Desist Only		
Psychologist	Vicky Burgess	111805-2501	Unauthorized Practice	27655	10-22-2014	Fine Assessed - Paid	500	10-22-2014
Cosmetology	Feliciano Johnny Nino-Isidoro	UNLICENSED	Unauthorized Practice	25712	8/21/2014	Cease and Desist Only		
Mental Health Therapy	Thomas Carroll Cloyd							
Contractor	Keith R Walker							