

MINUTES OF THE BOARD MEETING
Of
LOUISIANA STATE BOARD OF HOME INSPECTORS

Friday, March 4, 2016
9:00 AM
Office of the LSBHI
5211 Essen Lane Suite 9, Baton Rouge

Board Members in Attendance:

District 1 – Friedrich Gurtler, P.E.	District 4 – Paul Collucci
District 2 – Roy E. Burst III	District 5 – Mike Burroughs
District 3 – James Yaeger	District 6 – Kevin Dinkel
	District 7 – Keith Blanchard

I

Those members being in attendance, Chairman Fritz Gurtler called the meeting to order at 9:01 AM followed by the Pledge of Allegiance.

The Board reviewed the minutes from the previous Quarterly Board Meeting. Mr. Roy Burst III motioned to approve the minutes as written. Mr. Keith Blanchard seconded and the motion carried unanimously.

II

The Board reviewed and approved the applications to become an In-field trainer for Michael Abadie and Carlton Jones. The Board then reviewed and approved the materials submitted for approval for Pre-licensing Education Provider, Mike Burroughs and Continuing Education Provider, Home Inspection University.

III

C-15-027 Elbert v. Maxcy LHI#10349– This complaint was dismissed. The SIE found no probable cause for a hearing.

C-15-031 Schiro v. Burge LHI#10834– This complaint was dismissed. The SIE found no probable cause for a hearing.

C-15-024 LSBHI v. Cook LHI#10206– Mr. Joe Cook was present. After presenting his testimony the Board found Mr. Cook in violation of LAC46XL.119G.1– using video as part of the in-field training process. In lieu of a fine the Board ordered that that Mr. Cook serve on a committee to help develop updated standards on in-field training.

C-15-026 Brown v. Ladd LHI#10801–Both parties were present and given the opportunity to give testimony before the Board. After deliberations, the Board found Mr. Ladd in violation of LAC46XL.501B.10. In lieu of a fine the Board ordered Mr. Ladd to attend the next Standards of Practice and Report Writing seminar. This course will not be eligible for continuing education credits.

C-15-009 Grodner v. Paradela LHI#10501-This complaint was withdrawn by the complainant prior to the Board meeting.

C-15-025 Bagnetto/Harvey v. Kouzoukas LHI#10202–All parties were present and were given the opportunity to give testimony. After deliberations, the Board found Mr. Kouzoukas in violation of LAC46XL.501B.8 (fine \$150) and 501B.12 (fine \$500). Total fine: \$650.00 The Board dismissed the

allegations of the following: LAC46XL139A.5, 305B.3b, and 317A.2 based on the evidence provided. The Board then ordered that Mr. Kouzoukas attend the Standards of Practice and Report Writing Seminar in addition to the fine of \$650.00. The Standards of Practice and Report Writing Seminar will not be eligible for continuing education credits.

C-15-021 Gomez v. Misuraca LHI#10020– Both parties were present. This hearing was based upon an appeal filed both from Mr. Gomez and Mr. Misuraca. Mr. Gomez requested an appeal of the Board’s original ruling made on December 4, 2015. The ruling made on December 4, 2015 dismissed the alleged violations for LAC46XL319B.2, 319C, and 501B.12. After hearing testimony from both sides the Board reversed the original ruling for LAC46XL319B.2 and found Mr. Misuraca in violation of LAC46XL319B.2. The Board confirmed the ruling made on December 4, 2015 and the alleged violations for LAC46XL319C and 501B.12 were dismissed. The Board then heard Mr. Misuraca’s request for an appeal of the Board’s December 4, 2015 ruling that found Mr. Misuraca in violation of LAC46XL313B.1. After reviewing all information provided, the Board reversed the original order and the violation for LAC46XL313B.1 was dismissed. Mike Burroughs abstained from voting.

C-15-018 LSBHI v. William Wallace LHI#10370–Mr. Wallace was present. This complaint was filed based upon a review of a recent Home Inspection report. The Board found Mr. William Wallace in violation of LAC46XL311C.2 and 327B.1. In lieu of a fine the Board ordered that that Mr. Wallace attend the next available Standards of Practice and Report Seminar. This course will not be eligible for continuing education credits.

C-15-019 LSBHI v. Battley LHI#10688–Mr. Battley was present. This complaint was filed based upon a review of a recent Home Inspection report. After much discussion, the Board motioned to dismiss the complaint. Mr. Battley must submit another report for review by Mike Burroughs. If deficiencies are found then the Board will address them at the next available Board meeting.

C-15-030 Chandler v. Picou LHI#10767- Both parties were present and were given the opportunity to give testimony before the Board. After an extensive amount of deliberations, the Board found Mr. Picou in violation of LAC46XL.305B.1d(Fine: \$250.00) 311B.6(Fine: \$150.00) 311C.2(Fine: \$150.00) 315A.5(Fine: \$300.00) 317B.2(Fine \$75.00) 319A.2(Fine: \$250.00) 319A.4(Fine: \$25.00)319A.5-must attend the Standard of Practice and Report Writing Seminar; 319B.1(Fine \$150.00) 319D (Fine: \$200.00) 321A.1(Fine \$100.00) 325A.1(Fine \$75.00) 327A.3(Fine \$50.00) 327B.1(Fine: \$150.00) Total Fine: \$1925.00. The Board found no probable cause of the following alleged violations: LAC46XL 317A.1d, 325A.1 (as it applied to the utility room closet wall), 325A.5 & 501B.10

IV

Home inspectors performing inspections with two or more inspectors on site-This agenda topic was tabled to the next Quarterly Board Meeting

V

The Board discussed the current process being used for Special Investigative entities on complaints. This process was established to simplify and make the SIE reports more consistent. The Board all agreed that the new process has been working as designed.

VI

Michael Kelting discussed his denial as an In-field trainer with the Board. After much discussion, the Board moved to approve Mr. Kelting’s application pending he attends the next Train the Trainer seminar given by the Board. If Mr. Kelting fails to attend the seminar then his approval will be reversed.

VII

The Board discussed implementing electronic filing for monthly reporting and payment. The Board requested that Chief Operating Officer, Morgan Spinoso reach out to the current web developer for a proposal.

Meeting Adjourned 5:22 PM

Other attendees: Albert Nicaud, Board Attorney; Morgan Spinoso, COO; Brian Alvarez, Scott Hearne, Roland McCormick, Freddie LeDoux, Elmer Morrow, Bill Brown, Joe Cook, Marc LeBlanc, Paul Dileo, David Aloisio, Billy Badeaux, Tammy Harvey, Spencer Maxcy, Guy Misuraca, Patrick Knight, Michael Gomez, Kenny Spinoso, Marco Kouzoukus, Jimmy Sitter, Sidney Chaisson, Wilson Battley, Ashley Chandler, Brooke Landry, Bob Landry, Dan Dormady, Tom Axelrad, Taharka Johnston, Barry Landry, Elgin Robinson, Paul Hebert, Ronney Bridges, Anthony Picou, Kary Stevens, Thomas Kelting, Dick Chance, Kenneth Metoyer, Eric Stevens, Gordon Atwell, Michael Abadie

Minutes recorded by: C.O.O. Spinoso