

**STATE OF ALABAMA
BOARD OF HEATING, AIR CONDITIONING AND REFRIGERATION CONTRACTORS**

James Davis, Jr.
Air 280
53 Ashton Lane
Sylacauga, AL 35150

Complaint File Numbers #CC-2022-029

ORDER

This cause comes before the State of Alabama Board of Heating, Air Conditioning and Refrigeration Contractors (the "Board") pursuant to the Settlement Agreement entered for the above reference case. For good cause shown, it is hereby ORDERED:


THAT, the attached Settlement Agreement, entered into by the parties, is hereby adopted in its entirety, as if fully set out herein;

THAT, this action has been taken and this Order issued by the Board February 15, 2023, and,

THAT, a copy of this Order shall be served upon Respondent by first class mail, in the United States Postal Service.

Board members present at the November 16, 2022, Board Meeting: Susan Bolt, Donald Myers, Tim Jordan, Misty Forbus, Joel Owen, Barrett Richard, Bret Warren, and Wilber Webb:

DONE, this the 15th day of February 2023.



Jeffrey Becraft
Executive Director



STATE OF ALABAMA
BOARD OF HEATING, AIR CONDITIONING
AND REFRIGERATION CONTRACTORS

PO Box 305025
Montgomery, Alabama 36130-5025
(334) 242-5550



Kay Ivey
GOVERNOR

www.hacr.alabama.gov

Jeffrey Becraft
EXECUTIVE DIRECTOR

June 21, 2022
CERTIFIED MAIL

James Davis Jr.
Air 280
53 Ashton Lane
Sylacauga, AL 35150

RE: CC 2022-029

Dear Mr. Davis:

By certified letter dated March 4, 2022, the Board of Heating, Air Conditioning & Refrigeration Contractors notified you that Board complaint had been filed against you, for misuse of license.

Following an investigation of the consumer complaint, the Board's Investigative Committee found probable cause for violations in the practice of heating & air conditioning installation and/or repair. Pursuant to Section 34-31-32, *Code of Alabama 1975*, the alleged violations committed by you in the practice of heating & air conditioning installation or repair are grounds for disciplinary action, including license suspension, license revocation, and the imposition of administrative fines.

The Board proposes to settle this matter with you by entering into a Settlement Agreement. Enclosed is a proposed Settlement Agreement which reflects the Board's current position. This offer to settle this matter will remain open for negotiation for thirty (30) days from the date of this letter. You are not obligated to use this settlement procedure. However, if the Board does not hear from you regarding this matter on or before **July 30, 2022**, the Board will assume that you do not wish to negotiate a settlement of this matter and will proceed with a formal disciplinary action hearing.

You can find a copy of the Board's laws, rules and regulations at www.hacr.alabama.gov. You can also pay your fine and upload the signed settlement agreement online. Please note Section 34-31-32 regarding violations and penalties. If you wish to discuss and/or negotiate this settlement, or have any other questions, please contact me at (334) 242-5550 or toll-free at (866) 855-1912. If you retain an attorney to represent you in this matter, please provide them with this letter and have them notify the Board that you are being represented by counsel.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jm Becraft".

Jeffrey M. Becraft
Executive Director
JMB/jh

BEFORE THE STATE OF ALABAMA
BOARD OF HEATING, AIR CONDITIONING AND REFRIGERATION CONTRACTORS

IN THE MATTER OF
James Davis Jr.
Air 280
53 Ashton Lane
Sylacauga, AL 35150

Certification Number: 97171

Complaint File Number CC-2022-029

SETTLEMENT AGREEMENT

James Davis Jr. (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the State of Alabama Board of Heating, Air Conditioning and Refrigeration Contractors (hereinafter referred to as "the Board") hereby agrees to the following:

STIPULATED FACTS

Respondent as a certified heating and air conditioning contractor subcontracted to an unlicensed company Air Mechanical.

STIPULATED CONCLUSIONS OF LAW

1. Respondent admits that his activities constitute a misuse of his license, as provided for by *Code of Alabama* § 34-31- 24(1975), and Board Rules 440-X-3-.03(5) and 440-X-3-.09(2).
2. Respondent admits that his activities are cause for discipline under the *Code of Alabama* § 34-31-32.
3. Respondent acknowledges he is subject to the provisions of the *Code of Alabama*, § 34-31-18, *et seq.* and the jurisdiction of the Board.

STIPULATED DISPOSITION

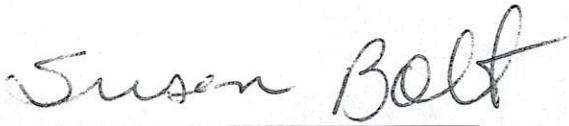
1. Respondent shall not in the future violate the provisions of the *Code of Alabama*, § 34-31 (1975), or the Rules promulgated thereunder.
2. Respondent agrees to \$1000.00 administrative fine to the Board upon execution of this Settlement Agreement as payment for his unlawful activities.
3. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its civil remedies available under Alabama law against the Respondent.
4. Respondent understands that this Settlement Agreement may be presented to an attorney of Respondent's choice for review and counsel prior to signing the same.
5. This Settlement Agreement shall become effective upon the execution by the parties previously mentioned and, upon ratification by the Board, it shall be made a part of the official minutes of the Board's next regularly scheduled meeting.
6. Respondent acknowledges and understands that this Settlement Agreement, once final, is public information, and may be published in the Board's next newsletter or posted on the Board's website.
7. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and imposition of discipline herein.

Signed this _____ day of _____, 2022.

James Davis Dr., Respondent

RATIFICATION

This Settlement Agreement has been recorded in the official minutes; shall become effective; and has been ratified by the Board on this 15 day of February 2023



Board Chairman



Jeffrey M. Becraft
Executive Director

Hargrove, Jennifer

From: Becraft, Jeffrey
Sent: Tuesday, December 6, 2022 2:30 PM
To: Hargrove, Jennifer; Johnson, Crystal
Subject: FW: Fee / Fine Payment

From: HACR@igovsolution.net <HACR@igovsolution.net>
Sent: Tuesday, December 6, 2022 2:30 PM
To: Becraft, Jeffrey <Jeffrey.Becraft@hacr.alabama.gov>
Subject: Fee / Fine Payment

Amount: \$1040.00
Date Paid: 12/6/2022
Paid By/For: James E Davis / License No# 1997171.

By making this online payment for the case referenced above, I knowingly and voluntarily enter into the agreement and expressly waive all further procedural steps, and expressly waive all rights to seek judicial review or to otherwise challenge or contest the validity of the agreement, the findings of fact, conclusions of law and imposition of discipline herein. This agreement shall become effective upon the execution by all parties and, upon ratification by the Board; it shall be made a part of the official minutes of the Board's next regularly scheduled meeting. I acknowledge and understand that this agreement, once final, is public information, and may be published in the Board's next newsletter or posted on the Board's website.

Electronic Signature: James E Davis **Date Paid:** 12/6/2022

STATE OF ALABAMA
BOARD OF HEATING, AIR CONDITIONING AND REFRIGERATION CONTRACTORS

Richard B Hamm
Hamm Air
36 Hwy 440
Chelsea, AL 35209

Complaint File Numbers #CC-2019-215 & CC-2021-094

ORDER

This cause comes before the State of Alabama Board of Heating, Air Conditioning and Refrigeration Contractors (the "Board") pursuant to the Settlement Agreement entered for the above reference case. For good cause shown, it is hereby ORDERED:

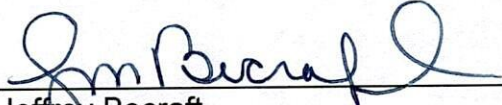
THAT, the attached Settlement Agreement, entered into by the parties, is hereby adopted in its entirety, as if fully set out herein;

THAT, this action has been taken and this Order issued by the Board February 15, 2023, and,

THAT, a copy of this Order shall be served upon Respondent by first class mail, in the United States Postal Service.

Board members present at the November 16, 2022, Board Meeting: Susan Bolt, Donald Myers, Tim Jordan, Misty Forbus, Joel Owen, Barrett Richard, Bret Warren, and Wilber Webb:

DONE, this the 15th day of February 2023.



Jeffrey Becraft
Executive Director

BEFORE THE STATE OF ALABAMA
BOARD OF HEATING, AIR CONDITIONING AND REFRIGERATION
CONTRACTORS

IN THE MATTER OF

Richard B Hamm
Hamm Air
36 Hwy 440
Chelsea, AL 35209

Certification Number: 15185

Complaint File Number CC-2019-215 & CC-2021-094

SETTLEMENT AGREEMENT

Richard B Hamm (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the State of Alabama Board of Heating, Air Conditioning and Refrigeration Contractors (hereinafter referred to as "the Board") hereby agrees to the following:

STIPULATED FACTS

Respondent installed and/or serviced a heating and air conditioning system at 3 Ventura Avenue, Homewood, Alabama 35209. A Board inspection of the site revealed the following violations:

Downstairs system

1. The electrical circuit serving the furnace appears to be a non-dedicated circuit, in violation of the 2015 International Residential Code M1401.1.
2. The pvc venting system that serves the furnace exceeds the equivalent length specified by the manufacturer, in violation of the 2015 International Residential Code M1401.1.

Downstairs Unit

1. The air handler is not provided with an unobstructed passageway, in violation of the 2015 International Residential Code M1305.1.3.
2. The 14-inch flexible supply duct is undersized for the 3.5-ton unit, in violation of the 2015 International Residential Code M1601.1.
3. The 14-inch flexible supply duct does not meet the required R-8 insulation value, in violation of the 2015 International Residential Code N1103.3.1.
4. Multiple flexible supply air branch ducts and the 14-inch flexible supply duct are not radiused properly, in violation of the 2015 International Residential Code M1601.4.4.
5. The 18-inch flexible return duct is not radiused properly, in violation of the 2015 International Residential Code M1601.4.4.
6. The 20x30 return air filter back grille is undersized for the 3.5-ton unit, in violation of the 2015 International Residential Code M1601.1.
7. At least one joint of the round metal supply duct is not sealed with an approved UL-181 listed and labeled tape or mastic, in violation of the 2015 International Residential Code M1601.4.1.
8. The vapor barrier is incomplete on one section of the round metal supply duct, in violation of the 2015 International Residential Code M1601.4.6.
9. Multiple supply air boots are not sealed to the drywall, in violation of the 2015 International Residential Code N1102.4.1.1.
10. At least two flexible supply air ducts are not supported properly, in violation of the 2015 International Residential Code M1601.4.4.

19. The board is making a request for a copy of the Duct Air Tightness Test for the downstairs system as required by the 2015 International Residential Code N1103.3.3.

20. The board is making a formal request for a copy of the heat gain, heat loss, duct sizing, drawings, or other important information such as the Manufacturer's Engineering Data used in regard to the above referenced systems as set forth in the Board Rules and Regulations, Section 440-X-5-.03 and the 2015 International Residential Code M1401.3. and M1401.1.

Upstairs

21. The indoor unit does not have a readily accessible disconnect, in violation of the 2015 International Residential Code E4101.5.

22. The indoor unit is not level, in violation of the 2015 International Residential Code M1401.1.

23. The indoor unit does not meet the installed clearance requirements, in violation of the 2015 International Residential Code M1401.1.

24. The outdoor unit is not level, in violation of the 2015 International Residential Code M1401.1.

25. The required drain is not installed on the outdoor unit, in violation of the 2015 International Residential Code M1401.1.

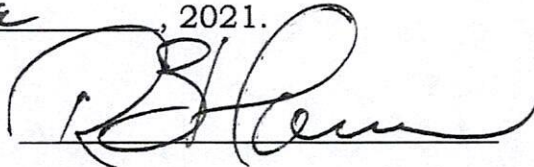
26. The refrigerant tubing insulation is incomplete, in violation of the 2015 International Residential Code M1411.6.

27. The repaired/replaced sections of the refrigerant tubing insulation do not appear to be the required R-4 insulation value, in violation of the 2015 International Residential Code M1411.6.

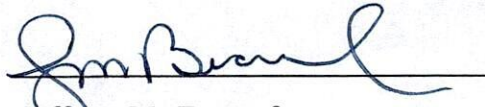
shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that this Settlement Agreement, once final, is public information, and may be published in the Board's next newsletter or posted on the Board's website.

7. Respondent knowingly and voluntarily enters into this settlement agreement and expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the findings of fact, conclusions of law and imposition of discipline herein.

Signed this 24 day of June, 2021.



Richard B Hamm, Respondent



Jeffery M. Becraft,
Executive Director

SWORN to and SUBSCRIBED before me on this the _____ day of


_____, 2019.

Notary Public

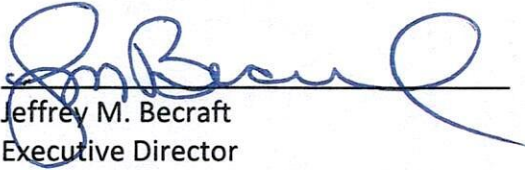
My Commission Expires: _____

RATIFICATION

This Settlement Agreement has been recorded in the official minutes; shall become effective; and has been ratified by the Board on this 15th day of February 2023.

A handwritten signature in blue ink that reads "Susan Bolt". The signature is written in a cursive style and is positioned above a horizontal line.

Board Chairman

A handwritten signature in blue ink that reads "Jeffrey M. Becraft". The signature is written in a cursive style and is positioned above a horizontal line.

Jeffrey M. Becraft
Executive Director

**STATE OF ALABAMA
BOARD OF HEATING, AIR CONDITIONING AND REFRIGERATION CONTRACTORS**

Nicholas D. Powe
Honest Air, LLC
3509 Sandy Oaks Drive
Saraland, AL 36751

Complaint File Numbers #CC-2021-053

ORDER

This cause comes before the State of Alabama Board of Heating, Air Conditioning and Refrigeration Contractors (the "Board") pursuant to the Settlement Agreement entered for the above reference case. For good cause shown, it is hereby ORDERED:

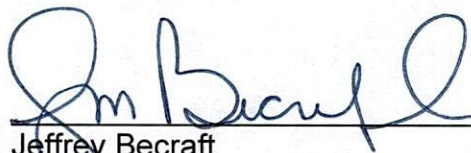
THAT, the attached Settlement Agreement, entered into by the parties, is hereby adopted in its entirety, as if fully set out herein;

THAT, this action has been taken and this Order issued by the Board February 15, 2023, and,

THAT, a copy of this Order shall be served upon Respondent by first class mail, in the United States Postal Service.

Board members present at the November 16, 2022, Board Meeting: Susan Bolt, Donald Myers, Tim Jordan, Misty Forbus, Joel Owen, Barrett Richard, Bret Warren, and Wilber Webb:

DONE, this the 15th day of February 2023.



Jeffrey Becraft
Executive Director

BEFORE THE STATE OF ALABAMA
BOARD OF HEATING, AIR CONDITIONING AND REFRIGERATION CONTRACTORS

IN THE MATTER OF
Nicholas D. Powe
Honest Air, LLC
3509 Sandy Oaks Drive
Saraland, AL 36571

Certification Number: 15120

Complaint File Number CC-2021-053

SETTLEMENT AGREEMENT

Nicholas D. Powe (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the State of Alabama Board of Heating, Air Conditioning and Refrigeration Contractors (hereinafter referred to as "the Board") hereby agrees to the following:

STIPULATED FACTS

Respondent installed and/or serviced a heating and air conditioning system at 1151 Navco Road Mobile, AL 36605. A Board inspection of the site revealed the following violations:

1. The outdoor power cables at the point where it enters the disconnect is not protected from abrasion, in violation of the 2012 International Residential Code E3907.6.
2. The attic working space decking for the air handler and disconnects are not complete, in violation of the 2012 International Residential Code M1305.1.
3. The auxiliary pan condensate drain line does not discharge to an approved location, the drain line discharges in the attic, in violation of the 2012 International Residential Code M1411.3.
4. There is no exterior flashing at the place where the tubing enters the house, in violation of the 2012 International Residential Code R703.1.

5. The condensate drain line trap is not installed in accordance with the manufacturer's installation instructions, in violation of the 2012 International Residential Code M1401.1.
6. The condensate drain line is not insulated in accordance with the manufacturer's installation instructions, in violation of the 2012 International Residential Code M1401.1.

STIPULATED CONCLUSIONS OF LAW

1. Respondent admits that the above listed findings by the Board are in violation of the Board's Minimum Standards, and thus grounds for discipline by the Board under *Code of Alabama* § 34-31-18 *et seq.* and the jurisdiction of the Board.
2. Respondent acknowledges he is subject to the provisions of the *Code of Alabama*, § 34-31-18, *et seq.* and the jurisdiction of the Board.

STIPULATED DISPOSITION

1. Respondent shall not in the future violate the provisions of the *Code of Alabama* § 34-31 (1975), or the Rules promulgated thereunder.
2. Respondent agrees to complete an additional 4 (four) hours of continuing education in Mechanical Code within 90 (ninety) days of this agreement in addition to the required 4 (four) hours required by the Board per year.
3. Respondent agrees to remit a maximum administrative fine of \$1575.00 within thirty (30) days of receipt of this agreement.
4. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its civil remedies available under Alabama Law against the Respondent.

5. Respondent understands that this Settlement Agreement may be presented to an attorney of Respondent's choice for review and counsel prior to signing the same.
6. Respondent acknowledges and understands that this Settlement Agreement, once final, is public information, and may be published in the Board's next newsletter or posted on the Board's website.
7. Respondent knowingly and voluntarily enters into this settlement agreement and expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the findings of fact, conclusions of law and imposition of discipline herein.
8. This Settlement Agreement shall become effective upon the execution by the parties previously mentioned and, upon ratification by the Board; it shall be made a part of the official minutes of the Board's next regularly scheduled meeting.

Signed this _____ day of _____, 2021.

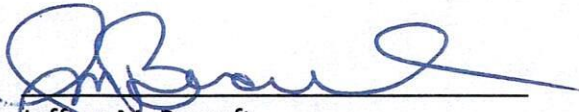
Nicholas D. Powe, Respondent

RATIFICATION

This Settlement Agreement has been recorded in the official minutes; shall become effective; and has been ratified by the Board on this 15 day of February 2023.



Board Chairman



Jeffrey M. Becraft
Executive Director

Hargrove, Jennifer

From: Becraft, Jeffrey
Sent: Tuesday, December 13, 2022 12:41 PM
To: Hargrove, Jennifer
Subject: FW: Fee / Fine Payment

His status is changed. I've informed Tomika that she can renew his license.

From: HACR@igovsolution.net <HACR@igovsolution.net>
Sent: Tuesday, December 13, 2022 12:33 PM
To: Becraft, Jeffrey <Jeffrey.Becraft@hacr.alabama.gov>
Subject: Fee / Fine Payment

Amount: \$1638.00
Date Paid: 12/13/2022
Paid By/For: Nicholas D Powe / License No# 2015120.

By making this online payment for the case referenced above, I knowingly and voluntarily enter into the agreement and expressly waive all further procedural steps, and expressly waive all rights to seek judicial review or to otherwise challenge or contest the validity of the agreement, the findings of fact, conclusions of law and imposition of discipline herein. This agreement shall become effective upon the execution by all parties and, upon ratification by the Board; it shall be made a part of the official minutes of the Board's next regularly scheduled meeting. I acknowledge and understand that this agreement, once final, is public information, and may be published in the Board's next newsletter or posted on the Board's website.

Electronic Signature: Nicholas D Powe **Date Paid:** 12/13/2022

STATE OF ALABAMA
BOARD OF HEATING, AIR CONDITIONING AND REFRIGERATION CONTRACTORS

Scott Taylor
AS-1, LLC dba Aire Serv of Huntsville
7917 Charlotte Drive
Huntsville, AL 35802

Complaint File Numbers #CC-2021-093

ORDER

This cause comes before the State of Alabama Board of Heating, Air Conditioning and Refrigeration Contractors (the "Board") pursuant to the Settlement Agreement entered for the above reference case. For good cause shown, it is hereby ORDERED:

THAT, the attached Settlement Agreement, entered into by the parties, is hereby adopted in its entirety, as if fully set out herein;

THAT, this action has been taken and this Order issued by the Board February 15, 2023, and,

THAT, a copy of this Order shall be served upon Respondent by first class mail, in the United States Postal Service.

Board members present at the November 16, 2022, Board Meeting: Susan Bolt, Donald Myers, Tim Jordan, Misty Forbus, Joel Owen, Barrett Richard, Bret Warren, and Wilber Webb:

DONE, this the 15th day of February 2023.



Jeffrey Becraft
Executive Director



STATE OF ALABAMA
BOARD OF HEATING, AIR CONDITIONING
AND REFRIGERATION CONTRACTORS

PO Box 305025
Montgomery, Alabama 36130-5025
(334) 242-5550



Kay Ivey
GOVERNOR

www.hacr.alabama.gov

Jeffrey Becraft
EXECUTIVE DIRECTOR

September 13, 2022

CERTIFIED MAIL

Scott Taylor
AS-1, LLC dba Aire Serv of Huntsville
7917 CHARLOTTE DRIVE.
HUNTSVILLE, AL 35802

RE: CC 2021-093
Richard Sanders
124 Ivy Shores Lane
Alexander City, AL 35010

Dear Mr. Taylor:

By letter date September 20, 2021, the Board of Heating, Air Conditioning & Refrigeration Contractors notified you that Board complaint, Case No. 2021-093, had been filed against you as a certified contractor in connection with the above reference complaint. Following an investigation of the consumer complaint, the Board's Investigative Committee found probable cause for violations in the practice of heating & air conditioning installation and/or repair.

Please contact Jennifer Hargrove, Legal and Compliance Assistant, ext. 5561, as the Board is proposing to settle this matter with you by entering into the enclosed Settlement Agreement. You are not obligated to use this settlement procedure. The Board is offering a minimum standard training class, which may possibly mitigate your administrative fine.

You can find a copy of the Board's laws, rules, and regulations at www.hacr.alabama.gov. Please note Section 34-31-32 regarding violations and penalties. If you wish to discuss and/or negotiate this settlement, or have any other questions, please contact us at (334) 242-5550 or toll-free at (866) 855-1912. If you retain an attorney to represent you in this matter, please provide them with this letter and have them notify the Board that you are being represented by counsel.

Sincerely,

A handwritten signature in blue ink that reads "Jm Becraft".

Jeffrey M. Becraft
Executive Director
JMB/jh

BEFORE THE STATE OF ALABAMA
BOARD OF HEATING, AIR CONDITIONING AND REFRIGERATION CONTRACTORS

IN THE MATTER OF
Scott Taylor
AS-1, LLC dba Aire Serv of Huntsville
7917 CHARLOTTE DRIVE.
HUNTSVILLE, AL 35802

Certification Number: 09110

Complaint File Number CC-2021-093

SETTLEMENT AGREEMENT

Scott Taylor (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the State of Alabama Board of Heating, Air Conditioning and Refrigeration Contractors (hereinafter referred to as "the Board") hereby agrees to the following:

STIPULATED FACTS

Respondent installed and/or serviced a heating and air conditioning system at 124 Ivy Shores Lane, Alexander City, Alabama 35010. The Board conducted an initial inspection on November 23, 2021, and two subsequent inspections of the home, the third resulting in the following violations:

Downstairs System

1. The refrigerant tubing insulation does not appear to be the required R-4 insulation value, in violation of the 2015 International Residential Code M1411.6.
2. The plumbing vent that served as a condensate drain contains an unapproved repair for the drilled penetrations, in violation of the 2015 International Residential Code P3003.2.

Upstairs System

3. The air handler is not provided with an unobstructed passageway, in violation of the 2015 International Residential Code M1305.1.3.
4. The service platform is not installed for the unit, in violation of the 2015 International Residential Code M1305.1.3.
5. The refrigerant tubing insulation does not appear to be the required R-4 insulation value, in violation of the 2015 International Residential Code M1411.6.

STIPULATED CONCLUSIONS OF LAW

1. Respondent admits that the above listed findings by the Board are in violation of the Board's Minimum Standards, and thus grounds for discipline by the Board under *Code of Alabama* § 34-31-18 *et seq.* and the jurisdiction of the Board.
2. Respondent acknowledges he is subject to the provisions of the *Code of Alabama*, § 34-31-18, *et seq.* and the jurisdiction of the Board.

STIPULATED DISPOSITION

1. Respondent shall not in the future violate the provisions of the *Code of Alabama* § 34-31 (1975), or the Rules promulgated thereunder.
2. Respondent along with their employees agrees to complete a mandatory class provided by the Board pertaining to the 2015 International Fuel Gas Code and Mechanical Code, and 2015 International Residential Code at a site provided by Respondent.
3. Respondent agrees to remit a maximum administrative fine of \$1750.00 within thirty (30) days of completion of the class for the above-described conduct.
4. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its civil remedies available under Alabama Law against the Respondent.
5. Respondent understands that this Settlement Agreement may be presented to an attorney of Respondent's choice for review and counsel prior to signing the same.
6. Respondent acknowledges and understands that this Settlement Agreement, once final, is public information, and may be published in the Board's next newsletter or posted on the Board's website.
7. Respondent knowingly and voluntarily enters into this settlement agreement and expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to

otherwise challenge or contest the validity of the Settlement Agreement, the findings of fact, conclusions of law and imposition of discipline herein.

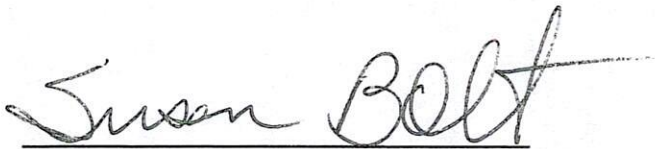
8. This Settlement Agreement shall become effective upon the execution by the parties previously mentioned and, upon ratification by the Board; it shall be made a part of the official minutes of the Board's next regularly scheduled meeting.

Signed this _____ day of _____, 2022.

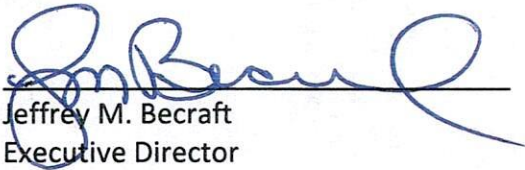
Scott Taylor, Respondent

RATIFICATION

This Settlement Agreement has been recorded in the official minutes; shall become effective; and has been ratified by the Board on this 15 day of February 2023

A handwritten signature in blue ink that reads "Susan Bolt". The signature is written in a cursive style and is positioned above a horizontal line.

Board Chairman

A handwritten signature in blue ink that reads "Jeffrey M. Becraft". The signature is written in a cursive style and is positioned above a horizontal line.

Jeffrey M. Becraft
Executive Director

Hargrove, Jennifer

From: Becraft, Jeffrey
Sent: Tuesday, December 13, 2022 12:10 PM
To: Hargrove, Jennifer
Subject: FW: Fee / Fine Payment

I've already changed his status. Let him know he can renew.

From: HACR@igovsolution.net <HACR@igovsolution.net>
Sent: Tuesday, December 13, 2022 12:09 PM
To: Becraft, Jeffrey <Jeffrey.Becraft@hacr.alabama.gov>
Subject: Fee / Fine Payment

Amount: \$1751.50
Date Paid: 12/13/2022
Paid By/For: / License No# 2017188.

By making this online payment for the case referenced above, I knowingly and voluntarily enter into the agreement and expressly waive all further procedural steps, and expressly waive all rights to seek judicial review or to otherwise challenge or contest the validity of the agreement, the findings of fact, conclusions of law and imposition of discipline herein. This agreement shall become effective upon the execution by all parties and, upon ratification by the Board; it shall be made a part of the official minutes of the Board's next regularly scheduled meeting. I acknowledge and understand that this agreement, once final, is public information, and may be published in the Board's next newsletter or posted on the Board's website.

Electronic Signature: **Date Paid:** 12/13/2022

**STATE OF ALABAMA
BOARD OF HEATING, AIR CONDITIONING AND REFRIGERATION CONTRACTORS**

Hayden Lee Thompson
Hayden Lee Thompson
2338 Sherrod Avenue
Florence, AL 35630

Complaint File Numbers #CC-2021-059

ORDER

This cause comes before the State of Alabama Board of Heating, Air Conditioning and Refrigeration Contractors (the "Board") pursuant to the Settlement Agreement entered for the above reference case. For good cause shown, it is hereby ORDERED:

THAT, the attached Settlement Agreement, entered into by the parties, is hereby adopted in its entirety, as if fully set out herein;

THAT, this action has been taken and this Order issued by the Board February 15, 2023, and,

THAT, a copy of this Order shall be served upon Respondent by first class mail, in the United States Postal Service.

Board members present at the November 16, 2022, Board Meeting: Susan Bolt, Donald Myers, Tim Jordan, Misty Forbus, Joel Owen, Barrett Richard, Bret Warren, and Wilber Webb:

DONE, this the 15th day of February 2023.



Jeffrey Becraft
Executive Director

BEFORE THE STATE OF ALABAMA
BOARD OF HEATING, AIR CONDITIONING AND REFRIGERATION CONTRACTORS

IN THE MATTER OF
Thompson Service Co.
Hayden Lee Thompson
2338 Sherrod Avenue
Florence, AL 35630

Certification Number: 13106

Complaint File Number CC-2021-059

SETTLEMENT AGREEMENT

Hayden Lee Thompson (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the State of Alabama Board of Heating, Air Conditioning and Refrigeration Contractors (hereinafter referred to as "the Board") hereby agrees to the following:

STIPULATED FACTS

Respondent installed and/or serviced a heating and air conditioning system at 108 River Park Court Florence, AL 35634. A Board inspection of the site revealed the following violations:

System 1

1. The disconnect for the condensing unit is obstructed from being operated, in violation of the 2015 International Residential Code section E4101.5
2. The communication wiring for the indoor units are not protected from abrasion at the condensing unit, in violation of the 2015 International Residential Code section E3906.1
3. The communication wiring for the indoor units are not protected from physical damage, in violation of the 2015 International Residential Code section E3802.3.2

4. The air handlers do not have a means of disconnect, in violation of the 2015 International Residential Code section E4101.5
5. The luminaire in the attic does not have the required lamp guard, in violation of the 2015 International Residential Code section M1305.1.3.1
6. The condensing unit does not have the required distance from the home, in violation of the manufacturer's installation instructions and the 2015 International Residential Code section M1401.1
7. There are no locking refrigeration access port caps installed, in violation of the 2015 International Residential Code section M1411.8
8. The refrigerant piping insulation does not meet the required R-4, in violation of the 2015 International Residential Code section M1411.6
9. The condensate drain does not have the required trap, in violation of the manufacturer's installation instructions and the 2015 International Residential Code Section M1401.1
10. The ceiling supply air boots are not sealed to the ceiling, in violation of the 2015 International Residential Code section N1102.4.1.1
11. At least 2 indoor unit's supply duct work does not appear to be connected properly, in violation of the manufacturer's installation instruction 2015 International Residential Code section M1401.1
12. The supply ducts are not sealed to the air handlers with an approved listed and labeled tape or mastic, in violation of the 2015 International Residential Code section M1601.4.1
13. The return ducts are not sealed to the air handlers using an approved listed and labeled tape or mastic, in violation of the 2015 International Residential Code section M1601.4.1

14. No pressure test performed on duct system, in violation of the 2015 International Residential Code section N1103.3.3

System 2

15. The air handlers do not have a means of disconnect, in violation of the 2015 International Residential Code section E4101.5
16. The condensing unit does not have the required distance from the wall, in violation of the manufacturer's installation instructions and the 2015 International Residential Code section M1401.1
17. There are no locking refrigeration access port caps installed, in violation of the 2015 International Residential Code section M1411.8
18. The refrigerant piping insulation does not meet the required R-4, in violation of the 2015 International Residential Code section M1411.6

At least 1 indoor unit duct work does not appear to be connected correctly, in violation of the manufacturer's installation instructions and the 2015 International Residential Code section M1401.1

19. The supply ducts are not sealed to the air handlers with an approved listed and labeled tape or mastic, in violation of the 2015 International Residential Code section M1601.4.1

The return ducts are not sealed to the air handlers using an approved listed and labeled tape or mastic, in violation of the 2015 International Residential Code section M1601.4.1

20. The condensate drain does not have the required trap, in violation of the manufacturer's installation instructions and the 2015 International Residential Code Section M1401.1

21. No pressure test performed on duct system, in violation of the 2015 International Residential Code section N1103.3.3

22. The board has made, and not received a formal request for a copy of the heat gain, heat loss, duct sizing, drawing or other important information used in regard to the above referenced systems as set forth in the Board Rules and Regulations, Section 440-X-5-.03 and the 2015 International Residential Code section M1401.3

STIPULATED CONCLUSIONS OF LAW

1. Respondent admits that the above listed findings by the Board are in violation of the Board's Minimum Standards, and thus grounds for discipline by the Board under *Code of Alabama* § 34-31-18 *et seq.* and the jurisdiction of the Board.

2. Respondent acknowledges he is subject to the provisions of the *Code of Alabama*, § 34-31-18, *et seq.* and the jurisdiction of the Board.

STIPULATED DISPOSITION

1. Respondent shall not in the future violate the provisions of the *Code of Alabama* § 34-31 (1975), or the Rules promulgated thereunder.

2. Respondent has completed a mandatory class provided by the Board pertaining to the 2015 International Fuel Gas Code and Mechanical Code, and 2015 International Residential Code on March 30, 2022.

3. Respondent agrees to remit a maximum administrative fine of \$1000.00 within thirty (30) days of completion of the class for the above-described conduct.

4. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its civil remedies available under Alabama Law against the Respondent.

5. Respondent understands that this Settlement Agreement may be presented to an attorney of Respondent's choice for review and counsel prior to signing the same.

6. Respondent acknowledges and understands that this Settlement Agreement, once final, is public information, and may be published in the Board's next newsletter or posted on the Board's website.

7. Respondent knowingly and voluntarily enters into this settlement agreement and expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the findings of fact, conclusions of law and imposition of discipline herein.

8. This Settlement Agreement shall become effective upon the execution by the parties previously mentioned and, upon ratification by the Board; it shall be made a part of the official minutes of the Board's next regularly scheduled meeting.


Signed this 30th day of March, 2022


Hayden Lee Thompson, Respondent

RATIFICATION

This Settlement Agreement has been recorded in the official minutes; shall become effective; and has been ratified by the Board on this _____ day of _____ 20____.

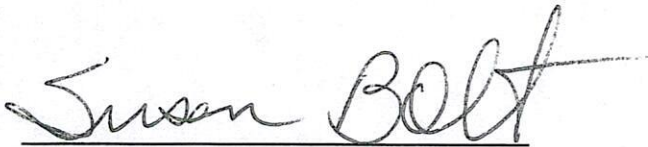
Board Chairman



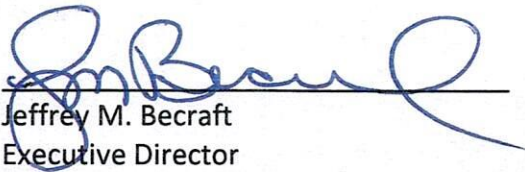
Jeffrey M. Becraft
Executive Director

RATIFICATION

This Settlement Agreement has been recorded in the official minutes; shall become effective; and has been ratified by the Board on this 15 day of February 2023.

A handwritten signature in blue ink that reads "Susan Bolt". The signature is written in a cursive style with a long horizontal stroke extending to the right.

Board Chairman

A handwritten signature in blue ink that reads "Jeffrey M. Becraft". The signature is written in a cursive style with a large, looping initial "J".

Jeffrey M. Becraft
Executive Director

Hargrove, Jennifer

From: Becraft, Jeffrey
Sent: Friday, January 13, 2023 7:30 PM
To: Hargrove, Jennifer; Johnson, Crystal
Subject: FW: Fee / Fine Payment

From: HACR@igovsolution.net <HACR@igovsolution.net>
Sent: Friday, January 13, 2023 7:20 PM
To: Becraft, Jeffrey <Jeffrey.Becraft@hacr.alabama.gov>
Subject: Fee / Fine Payment

Amount: \$1001.50
Date Paid: 1/13/2023
Paid By/For: Hayden Lee Thompson / License No# 2013106.

By making this online payment for the case referenced above, I knowingly and voluntarily enter into the agreement and expressly waive all further procedural steps, and expressly waive all rights to seek judicial review or to otherwise challenge or contest the validity of the agreement, the findings of fact, conclusions of law and imposition of discipline herein. This agreement shall become effective upon the execution by all parties and, upon ratification by the Board; it shall be made a part of the official minutes of the Board's next regularly scheduled meeting. I acknowledge and understand that this agreement, once final, is public information, and may be published in the Board's next newsletter or posted on the Board's website.

Electronic Signature: Hayden Lee Thompson **Date Paid:** 1/13/2023