

072

**SOUTH CAROLINA DEPARTMENT OF LABOR, LICENSING AND REGULATION  
BEFORE THE CONTRACTORS' LICENSING BOARD**

**In the matter of:**

**Colton Builders LLC  
2468 W McConnel Hwy  
Sharon, SC 29742**

**License # GC-109228  
Case 2007-76**

**Respondent**

**CONSENT AGREEMENT**

By agreement of the State Contractors' Licensing Board (the Board) and the above-named Respondent, the following disposition of this matter is entered pursuant to the provisions of S.C. Code of Laws §1-23-320(f) (1976, as amended) of the South Carolina Administrative Procedures Act:

**FINDINGS OF FACT**

1. At the time of the incident respondent was licensed as a general contractor. The Board has jurisdiction over the Respondent and the subject matter herein.
2. In June 2005 the Respondent engaged in a contract with Phil E. Vasey to construct a new house at 609 Deberry Hollow, Rock Hill, SC.
3. In April 2008 an investigative inspection was conducted finding issues of substandard work concerning the floors, cabinets, fireplace, windows, doors and HV/AC diffusers.
4. Respondent waives any further findings of fact with respect to this matter.

**CONCLUSIONS OF LAW**

As a result of the inspection the Respondent is in violation of SC Code Ann. §40-11-110 (A) (2) and §40-11-110 (A) (14) (1976, as amended). The respondent also failed to make all corrective repairs within the 60 days allowed by the Investigative Review Committee. Respondent waives any further conclusions of law with respect to this matter

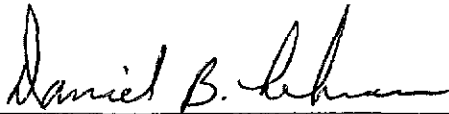
**THEREFORE, IT IS ORDERED WITH RESPONDENT'S CONSENT THAT:**

1. Respondent's license shall be publicly reprimanded, suspended for a period of not less than one (1) year. The suspension may be stayed and the license placed on probation for a period of not less than two (2) years with the following conditions:
  - a. Respondent shall pay a Civil Penalty of \$1,000.00 within thirty (30) days of the effective date of this agreement. Said penalty shall not be deemed paid until received by the Board in the form of a money order or cashier's check.
2. It is understood and agreed that if Respondent fails to meet the conditions agreed to in this Consent Agreement, Respondent's license may be immediately suspended pending compliance. Non-compliance may also result in further discipline. Any license law violations by Respondent constitute a failure to meet the conditions of this Consent Agreement.
3. Respondent has full knowledge that he has the right to a hearing and to be represented by counsel in this matter, and freely, knowingly, and voluntarily waives such rights by entering into this Consent Agreement. Respondent understands and agrees that by entering into this Consent Agreement he voluntarily relinquishes any right to judicial review of Board action(s) which may be taken concerning any related matters.
4. Respondent understands and agrees that this Consent Agreement will not become effective unless and until approved by the Board. Respondent understands and agrees that this Consent Agreement, if approved, will be disseminated as a public action of the Board in the manner provided by law. Respondent understands and agrees that if this Consent Agreement is not approved, it shall not constitute an admission against interest in this proceeding or prejudice the right of the Board to adjudicate this matter.
5. Pursuant to the South Carolina Freedom of Information Act, this Consent Agreement, with attachments, is a public document.
6. This Consent Agreement shall take effect immediately upon acceptance by the Board.

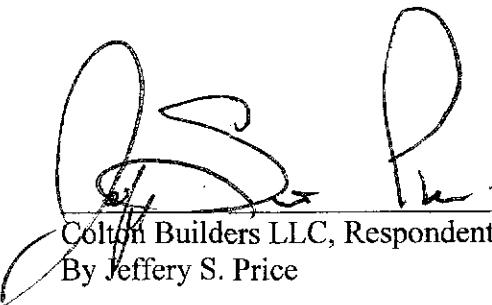
AND IT IS SO ORDERED.

**SOUTH CAROLINA CONTRACTORS' LICENSING  
BOARD**

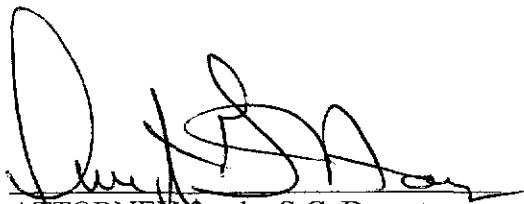
10/13/08  
Date

  
\_\_\_\_\_  
Daniel B. Lehman, Chairman

I CONSENT:

  
\_\_\_\_\_  
Colton Builders LLC, Respondent  
By Jeffery S. Price

9/22/08  
Date

  
\_\_\_\_\_  
ATTORNEY for the S.C. Department  
of Labor, Licensing & Regulation

9/30/08  
Date