

PLEASE NOTE: The following is a brief summary of the minutes of the North Carolina Manufactured Housing Board Hearing of October 16, 2012 (The official record is recorded and maintained on CD)

MINUTES OF THE
NORTH CAROLINA MANUFACTURED HOUSING BOARD
October 16, 2012

RALEIGH, NORTH CAROLINA

Brandon Goodman chaired the October 16, 2012 meeting. Members of the North Carolina Manufactured Housing Board present: David Canfield, Cliff DeSpain, Tonnie Prevatte, Jeff Mooring and New Board Members; Douglas Ramsey, Nina Walker and Hugh Webster. Board Members Michael Harden and New Board Member Michael Adcock were not present. Staff present: Joe Sadler, Pat Walker, Karen Holden, Ellen Tyndall, Steve Smith, Shane Phelps and LaShawn Piquant, Staff Attorney. Chairman Tim Bradley and Brad Lovin were not present. Others in attendance were as follows:

Harriet Worley, NC Department of Justice
Deborah Ahlman, NC Department Of Justice
Bradley McMillian, McMillian Properties, LLC
Bob Crawford, Attorney for Respondent
Michael Serra, Respondent
Baltazor Broca, Consumer

1. Chairman Brandon Goodman called the meeting to order.
2. July 17, 2012 and July 31, 2012 minutes were reviewed and Joe Sadler pointed out two items that required spelling corrections: 1) Board Member Tonnie Prevatte name was left out as being in attendance on both Minutes. 2) The word "Decision" at top of page four was misspelled on July 31, 2012 Minutes. Motion was made to approve with noted corrections by Tonnie Prevatte and seconded by David Cranfield. Motion carries.
3. Introduction of New Board Members, Douglas Ramsey, Nina Walker and Honorable Hugh Webster. Oath of Office was administered by Karen Holden.
4. Hearings:
 - A. MHB FB 3-2012 – Michael Paul Serra, Application for Salesperson License – Felony Conviction of embezzlement. Joe Sadler presented the application file into evidence and responded to questions from the Board. Mr. Serra was called and sworn in. Mr. Serra testified and responded to questions from the Board.
 - B. MHB FB-2012 – Mitchell Hunt, Application for Setup Contractor's License – Continued until January meeting. Mr. Hunt not present. Unable to secure hand delivery for proper Notice of Hearing to Mr. Hunt.

5. Old Business:

- A. MHB FB 1-2012 – McMillian Properties, LLC, License #45079 – Bradley McMillian of McMillian Properties, LLC was sworn in and gave of status on his progress required by the Provisions of Consent Order. Mr. Bradley and Mr. Crawford responded to questions of the Board.

Debra Alhman from the Consumer Protection Section of the Department of Justice was sworn in. Ms. Alhman testified and responded to questions of the Board regarding complaints that they had received and status of their restraining order on McMillian Properties. Mr. Baltazor Broca, consumer was sworn in and testified and responded to questions from the Board. Mr. Crawford made a request for the Board to extend Consent Order until November 5, 2012.

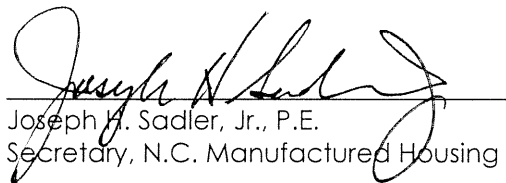
- B. Update of the final Service Recovery, Inc. bond payments to consumers. Joe Sadler reported that the last claim was paid from cash bond, leaving approximately \$15,000 of cash bond left. At this time no request has been made by the dealer for the return of the remaining funds.

6. New Business:

- A. Required Board Training – NCGS §93B-5(g) – Rule making Training. Joe Sadler presented the requirements for rule training that the Board must complete every two years. Joe is attempting to set up training to coincide with the next Board meeting in January.

Motion to adjourn was made by Board Member Tonnie Prevatte and seconded by Board Member Jeff Mooring. Motion carries.

Meeting adjourned.



Joseph H. Sadler, Jr., P.E.
Secretary, N.C. Manufactured Housing Board

BOARD'S DECISION
October 16 2012

Hearings:

NCMHB vs. Michael Paul Serra; MHB FB 3-2012 - Application for Salesperson License; Felony Conviction of embezzlement: Motion made by Board Members Tonnie Prevatte and seconded by Jeff Mooring to deny license. Motion carries.

NCMHB vs. Mitchell Hunt; MHB FB 4-2012 - Application for Setup Contractor's License was continued until the January 2013 Board Meeting. Motion made by Board Members Tonnie Prevatte and seconded by David Cranfield. Motion carries.

NCMHB vs. McMillian Properties, LLC, License #45079, MHB FB 2-2012:
Motion made to enforce Consent Order between the Board and Respondent by Board, continue Consent Order and increase fine. Members Cliff DeSpain and seconded by David Cranfield.

Motion carries.