



DCCA NEWS RELEASE

Office of Administrative Hearings
Department of Commerce and Consumer Affairs – State of Hawaii
Richard A. Marshall, Esq. * Phone 586-2828 * Fax 586-3097

**FOR RELEASE
JANUARY 31, 2002**

BOARD, COMMISSION & PROGRAM DISCIPLINARY ACTIONS



..... **REAL ESTATE COMMISSION**

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
REX R. PELFREY dba PELFREY PROPERTIES, and KARAN K. PELFREY REC-1999-17-L+	Revocation of licenses	01-25- 02

The Commission determined that the Respondents had violated HRS § 467-14(7) [*Failing, within a reasonable time, to account for any moneys belonging to others which may be in the possession or under the control of the licensee.*] (Hawaii)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
JOSEPH M. FUKUMOTO REC-2001-30-L	\$5,000 fine	01-25- 02

The Commission approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with engaging in unlicensed real estate salesperson activity following his failure to renew his license. (Maui)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
WILLIAM G. WEIMER REC-1999-113-L	Revocation of license	01-25- 02

The Commission approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with, *inter alia*, being convicted of crimes (mail fraud and false income tax filings) related to his profession, failing to account for and/or wilfully diverting funds, and engaging in dishonest, fraudulent and deceitful acts. (Maui)

.....**MOTOR VEHICLE INDUSTRY LICENSING BOARD**.....

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
ALOHA HYUNDAI, LTD., dba ALOHA KIA MVI-2000-79-L	\$1,000 fine	12-19-01

The Board approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with advertising the sale of a motor vehicle without reference to its license plate number and failing to insure that an employee was properly licensed. (Oahu)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
ALOHA HYUNDAI, LTD., dba ALOHA KIA MVI-2001-56-L	\$500 fine and \$903.38 in customer restitution	12-19-01

The Board approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with failing to inform a customer that automobile theft registration could be declined as an option and employing an unlicensed salesperson. (Oahu)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
CARS TRUCKS & EQUIPMENT, INC., dba C T & E LIQUIDATION & REPOSSESSION MVI-1999-6-L	\$250 fine	12-19-01

The Board approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with actual or attempted employment or utilization of an unlicensed person for activity requiring a license. (Oahu)

.....**BOARD OF NURSING**.....

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
DELONCE J. MARTIN RNS-2000-25-L	Revocation of license	12-07-01

The Board determined that the Respondent had failed to comply with a Board's previous order that provided for revocation of license as a sanction for such non-compliance. (Florida)

MOTOR VEHICLE REPAIR INDUSTRY BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
RANDALL W. WONG, dba TLC MOTORCYCLE REPAIR ARP-1997-66-L	Suspension (stayed) of license	12-18-01

The Board determined that the Respondent had violated HRS § 437B-11(1) [*Making or authorizing any statement which is untrue or misleading, and which is known or should reasonably be known to be untrue and misleading*], and HRS § 436B-19(14) [*Criminal conviction of a penal crime directly related to the qualifications, functions, or duties of the licensed profession or vocation*]. (Oahu)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
ONLY YOU NAME IT, INC., dba COMPLETE AUTO REPAIR AND ESTIMATION, and LARRY HOLYAK ARP-2000-47-L+	Revocation of licenses, \$10,500 in fines, and \$1,245.80 in customer restitution	01-16-02

The Board determined that the Respondents had violated, *inter alia*, HRS § 437B-11(1) [*Making or authorizing any statement which is untrue or misleading, and which is known or should reasonably be known to be untrue and misleading*], HRS § 437B-11(2) [*Causing or allowing a customer to sign any work order that does not state the repairs requested by the customer or the automobile's odometer reading at the time of repair*], and HRS § 436B-16 [*Failing to provide written notice of an adjudication that the licensee is liable for any injury, damage, or loss caused by the licensee's conduct in the practice of the licensee's profession or vocation*]. (Oahu)

CONTRACTORS LICENSE BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
NILASONI M. ALATINI and NILASONI LANDSCAPE, INC. CLB-2000-285-L	\$1,000 fine	01-18-02

The Board approved a settlement agreement after the filing of a petition where the Regulated Industries Complaints Office had charged the Respondent with aiding and abetting an unlicensed person to perform activities requiring a license by entering into a contract with such a person. (Oahu)

.....**COLLECTION AGENCY PROGRAM**.....

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
NCO FINANCIAL SYSTEMS, INC. COL-1999-19-L	\$1,000 fine	01-25-02

The Director approved a settlement agreement after the filing of a petition where the Regulated Industries Complaints Office had charged the Respondent with gross negligence in conducting business as a collection agency. (Oahu)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
CALIFORNIA FINANCIAL CREDIT, INC., dba CALIFORNIA FINANCIAL CREDIT ASSOCIATION COL-2001-28-L	\$1,000 fine	01-29-02

The Director approved a settlement agreement after the filing of a petition where the Regulated Industries Complaints Office had charged the Respondent with gross negligence in conducting business as a collection agency. (Oahu)

.....**HEARING AID DEALERS AND FITTERS PROGRAM**.....

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
DOROTHY S. FISHER HAD-2001-4-L	Revocation of license	01-11-02

The Director approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with failing to provide written notice of an adjudication that the licensee is liable for any injury, damage, or loss caused by the licensee's conduct in the practice of the licensee's profession or vocation. (Oahu)

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**THIS CONCLUDES THE 01-31-02 DCCA PRESS RELEASE REGARDING BOARD,
COMMISSION & PROGRAM DISCIPLINARY ACTIONS.**

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DCCA NEWS RELEASE

Office of Administrative Hearings
Department of Commerce and Consumer Affairs – State of Hawaii
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FOR RELEASE
FEBRUARY 28, 2002

BOARD, COMMISSION & PROGRAM DISCIPLINARY ACTIONS



REAL ESTATE COMMISSION

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
RUTH F. MCKAY REC-1999-121-L	\$500 Fine	02-22-02

The Commission approved a settlement agreement after the filing of a petition where the Regulated Industries Complaints Office had charged the Respondent with making a misrepresentation concerning a real estate transaction and failing to ascertain and disclose all material facts concerning an agency property. (Maui)

BOARD OF NURSING

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
DELONCE J. MARTIN RNS-2000-25-L	Five (5) year revocation of nursing license	02-01-02

The Board determined that the Respondent had failed to comply with a Board's previous order that was based on an earlier settlement agreement (involving an out-of-state disciplinary action) that required him to pay a \$500 fine. (North Dakota)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
DENISE D. BEAUMONT RNS-2001-32-L	\$500 Fine and two (2) year probationary period if / when she resumes any practice in Hawaii	02-01-02

The Board approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with habitual intemperance, addiction to or dependency on alcohol or other habit-forming substances; unprofessional conduct; and failure to report disciplinary action taken against her in another state. (Nevada)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
CARLA R. MURPHY RNS-2001-13-L	Five (5) year revocation of nursing license	02-01-02

The Board approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with engaging in professional misconduct by fraudulently obtaining a controlled substance. (Oahu)

.....**CONTRACTORS LICENSE BOARD**.....

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
STARR AND COMPANY, INC., and JAMES M. STARR CLB-2000-170-L	\$500 Fine	02-15-02

The Board approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with performing work outside the scope of its specialty license. (Maui)

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**THIS CONCLUDES THE 02-28-02 DCCA PRESS RELEASE REGARDING BOARD,
COMMISSION & PROGRAM DISCIPLINARY ACTIONS.**

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DCCA NEWS RELEASE

Office of Administrative Hearings
Department of Commerce and Consumer Affairs – State of Hawaii
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FOR RELEASE
March 28, 2002

BOARD, COMMISSION & PROGRAM DISCIPLINARY ACTIONS



REAL ESTATE COMMISSION

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
MICHAEL K. PERIUS, dba LIGHTHOUSE REALTY REC-2000-1-L	\$ 750 fine	03-22-02

The Commission approved a settlement agreement after the filing of a petition where the Regulated Industries Complaints Office had charged the Respondent with acting for both parties in regard to a real estate transaction without first having obtained written consent from the parties to do so, failing to keep current the disclosure of required information, and failing to obtain written authorization prior to advertising a property. (Kauai)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
WILLIAM J. ARONSON REC-1999-127-L	Revocation of license	03-22-02

The Commission approved a settlement agreement after the filing of a petition where the Regulated Industries Complaints Office had charged the Respondent with, *inter alia*, acting as a real estate broker without being licensed to do so, collecting compensation from someone other than his employer or broker, failing to have a written rental management agreement, failing to reasonably account for money belonging to others, converting other peoples' money to his own use, employing or utilizing unlicensed persons and/or aiding and abetting unlicensed persons to evade the applicable licensing law. (Maui)

REAL ESTATE COMMISSION

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
THOMAS F. SCHMIDT, dba TOM SCHMIDT REALTORS REC-1998-121-L+	\$ 5,000 Fine and two (2) year suspension of license commencing on 07-15-02	03-22-02

The Commission approved a settlement agreement after the filing of a petition where the Regulated Industries Complaints Office had charged the Respondent with, *inter alia*, professional misconduct, incompetence, gross negligence, or manifest incapacity in the practice of the licensed profession or vocation, conduct or practice contrary to recognized standards of ethics for the licensed profession or vocation, and advertising a property for sale, rent, lease, or exchange without written authorization to do so. (Hawaii)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
BRENDA K. MANAKU, aka BRENDA K. OLAYAN REC-2001-67-L	One (1) year suspension of license and quarterly submission of parole reports	03-22-02

The Commission approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with failing to inform the licensing authorities of her felony drug convictions when she renewed her brokers license. (Maui)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
MICHAEL A. GIVENS REC-2001-285-L	\$ 250 Fine	03-22-02

The Commission approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with making a false statement or material misrepresentation in documentation submitted during the process of his applying for licensure.



MOTOR VEHICLE REPAIR INDUSTRY BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
REFUJIO GUY MARTINEZ, dba PRECISION MOTORWORKS ARP- 1999-88-L+	\$ 1,000 Fine	03-06-02

The Board approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with failing to provide a written estimate prior to performing work. (Oahu)



BOARD OF MEDICAL EXAMINERS

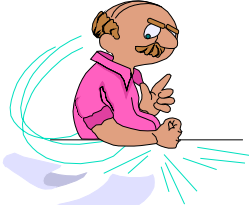
<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
ARTHUR H. WEINTRAUB MED-1999-72-L	Revocation of license	01-11-02

The Board determined that the Respondent had violated HRS § 453-8(A)(7) [*Professional misconduct, hazardous negligence causing bodily injury to another, or manifest incapacity in the practice of medicine or surgery*] and HRS § 453-8(A)(11) [Revocation, suspension, or other disciplinary action by another state or federal agency of a license, certificate, or medical privilege for reasons as provided in this [HRS § 453-8] section]. (Oahu)

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**THIS CONCLUDES THE 03-28-02 DCCA PRESS RELEASE REGARDING BOARD,
COMMISSION & PROGRAM DISCIPLINARY ACTIONS.**

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FOR RELEASE
April 30, 2002

BOARD, COMMISSION & PROGRAM DISCIPLINARY ACTIONS



CONTRACTORS LICENSE BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
WAVECREST CONSTRUCTION, INC. and STANLEY DELEON CLB-97-362-L	\$150 (Additional) Fine	04-19-02

The Board determined that the Respondent had failed to comply with a Board's previous order (based on an earlier settlement agreement) that had required him to pay a \$1,500 fine. (Hawaii)



MOTOR VEHICLE REPAIR INDUSTRY BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
UNIBODYTECH LLC ARP-1999-117-L	FIVE (5) YEAR REVOCATION OF LICENSE	04-03-02

The Board determined that the Respondent had failed to comply with a Board's previous order (based on an earlier settlement agreement) that had required him to pay a \$500 fine. (Oahu)



BOARD OF MASSAGE THERAPY

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
MARYLYN SCIORTINO, dba MOANA MASSAGE MAS-2001-22-L	\$2,500 fine, three (3) month suspension of therapist license, and revocation of establishment licenses	04-17-02

The Board approved a settlement agreement after the filing of a petition where the Regulated Industries Complaints Office had charged the Respondent with allowing lewd and lascivious conduct at her establishment, and with failing to properly supervise the conduct of a massage therapist apprentice at her massage establishment. (Oahu)



MOTOR VEHICLE INDUSTRY LICENSING BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
VALLEY ISLE MOTORS, LTD. MVI-1997-97-L and MVI 1999-49-L	Two separate \$500 fines for a total amount of \$1,000	04-23-02

The Board approved two settlement agreements prior to the filing of petitions where the Regulated Industries Complaints Office had prepared to charge the Respondent with: 1) **employing** or utilizing an unlicensed person to conduct activities for which a license is required, and 2) committed a fraudulent act in selling a motor vehicle which was misrepresented as being new even though it had previously been sold. (Maui)



REAL ESTATE COMMISSION

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u> .
DIANA E. BIENENFIELD REC-1996-64-L+	\$5,000 fine and one year suspension of broker and sales licenses	03-22-02

The Commission approved a settlement agreement after the filing of a petition where the Regulated Industries Complaints Office had charged the Respondent with multiple instances of violations, including, *inter alia*, making a misrepresentation concerning a real estate transaction, engaging in dishonest or fraudulent acts, adding or modifying the terms of an instrument without written consent, failing to account for monies within a reasonable time, converting other people's money for personal use, and accepting a commission, rebate, or profit on expenditures from an owner without the owner's knowledge and consent. (Hawaii)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u> .
SHEILA A. DIBENEDETTO REC-1998-136-L	Revocation of license	04-26-02

The Commission approved a settlement agreement after the filing of a petition where the Regulated Industries Complaints Office had charged the Respondent with failing to maintain a reputation for or record of competency, honesty, truthfulness, financial integrity, and fair dealing, based upon her failure to pay state income taxes and general exercise taxes.

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u> .
JOSEPH M. FUKUMOTO, TAMIO W. IWADO, PRUDENTIAL IWADO REALTY, INC., and MARK F. GILLILAND REC-2001-30-L	\$500 fine	04-26-02

The Commission approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with failing to properly manage and supervise its licensee relative to the licensee's failure to timely renew his license. (Maui)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u> .
WAIANAE COAST REALTY, INC. and RICHARD C. CAYER REC-2001-297-L	\$2,000 fine	04-26-02

The Commission approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with, *inter alia*, failing to ensure that the licenses of all associates and the firm are current and active. (Oahu)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u> .
KAANAPALI BEACH PROPERTIES, INC., and KENNETH M. ROTHMAN REC-2000-34-L	\$500 fine and \$192.20 in client restitution	04-26-02

The Commission approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with failing to provide a timely accounting to a client and failing to comply with requirements to inform the Commission in writing about part of their condominium hotel operator registration. (Maui)

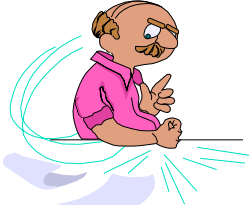
<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
K. MICHAEL HITZEMAN REC-2001-297-L	\$1,000 fine	04-26-02

The Commission approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with conducting business as an active real estate licensee during times when his license was actually forfeited due to its delinquent status. (Oahu)

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**THIS CONCLUDES THE 04-30-02 DCCA PRESS RELEASE REGARDING BOARD,
COMMISSION & PROGRAM DISCIPLINARY ACTIONS.**

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DCCA NEWS RELEASE

Office of Administrative Hearings
Department of Commerce and Consumer Affairs – State of Hawaii
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FOR RELEASE
May 31, 2002

BOARD, COMMISSION & PROGRAM DISCIPLINARY ACTIONS



CONTRACTORS LICENSE BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
Jonason, Inc., dba Jonason Construction, and John W. Haag CLB-1999-44-L	\$5,000 fine	05-17-02

The Board determined that the Respondent had violated HRS § 444-17(5) [*Wilful departure from, or wilful disregard of plans or specifications in any material respect without consent of the owner or the owner's duly authorized representative, that is prejudicial to a person entitled to have the construction project or operation completed in accordance with those plans or specifications*] and HAR § 16-77-97 [*Licenseses shall perform all work in a workmanlike manner. Workmanship shall conform to trade standards.*] (Oahu)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
Samuela L. Tuikolongahau, dba Hawaii Stone Masonry CLB-2000-89-L	\$500 fine	05-17-02

The Board approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with poor workmanship, engaging in work beyond the scope of licensure, failure to disclose bond and lien rights, and failure to indicate a project completion date. (Oahu)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u> .
Christopher G.F. Won, dba Won Builders CLB-2000-133-L	\$500 fine	05-17-02

The Board approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with engaging in poor workmanship, and failing to make required disclosures. (Oahu)



MOTOR VEHICLE REPAIR INDUSTRY BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u> .
KMA Racing Hawaii, Inc. ARP-1997-70-L+	Revocation of license	05-24-02

The Board determined that the Respondent had failed to comply with a Board's previous order that had required him to pay a \$3,000 fine. (Oahu)



BOARD OF PSYCHOLOGY

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u> .
Rosalie K. Tatsuguchi PSY-1993-3-L	\$2,000 fine	04-01-02

The Board approved a settlement agreement after the filing of a petition where the Regulated Industries Complaints Office had charged the Respondent with failure to comply with Ethical Principle 8c of the American Psychological Association by making evaluative statements without adequately qualifying her opinions. (Oahu)



BOARD OF CHIROPRACTIC EXAMINERS

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
Dane D. Silva CHI-2000-3-L	\$1,000 fine and three (3) year suspension of license	05-09-02

The Board approved a settlement agreement after the filing of a petition where the Regulated Industries Complaints Office had charged the Respondent with criminal conviction for an act directly related to his licensed profession or vocation and failure to report that conviction, out of state discipline and failure to report that discipline, and professional misconduct. (Hawaii)



NURSING HOME ADMINISTRATORS PROGRAM

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
Lorraine C. Manayan NHA-2000-2-L	Five (5) year surrender of license	05-10-02

The Board approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with willful departure from Federal, State, and local requirements and regulations related to nursing home operation and maintenance and professional misconduct, incompetence, gross negligence, or manifest incapacity in the practice of the licensed profession or vocation. (Oahu)

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THIS CONCLUDES THE 05-31-02 DCCA PRESS RELEASE REGARDING BOARD, COMMISSION & PROGRAM DISCIPLINARY ACTIONS.

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DCCA NEWS RELEASE

Office of Administrative Hearings
Department of Commerce and Consumer Affairs – State of Hawaii
Richard A. Marshall, Esq. * Phone 586-2828 * Fax 586-3097

FOR RELEASE
June 28, 2002

BOARD, COMMISSION & PROGRAM DISCIPLINARY ACTIONS



CONTRACTORS LICENSE BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
Haseko Construction, Inc., and Kenneth H. Choate CLB-2000-99-L	\$500 fine	06-21-02

The Board approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with aiding and abetting an unlicensed individual to perform contracting work that required a license. (Oahu)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
Paul C. Lucas, dba Solar Engineering & Contracting CLB-2001-377-L	\$1,000 fine	06-21-02

The Board approved a settlement agreement after the filing of a petition where the Regulated Industries Complaints Office had charged the Respondent with professional misconduct by submitting multiple plumbing permit applications containing the purported signatures of a deceased specialty contractor that were dated subsequent to his death. (Kauai)





TRAVEL AGENCY PROGRAM

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
All Around Travel & Tours, Inc. TAR-2000-48-L+	\$5,000 fine, revocation of license, and \$72,705.80 in client restitution	06-10-02

The Director determined that the Respondent had violated HRS §§ 468L-5(b), 468L-7(3), 468L-7(4), and 468L-7(7) [Failing to provide all the requested travel services even though full payment was received] and HRS § 436B-19(8) [Failing to maintain a record or history of competency, trustworthiness, fair dealing and financial integrity]; as well as HAR § 16-116-39(2) [Failing to maintain a client trust account]; and, HAR § 16-116-39(3) [Failing to report a change in its client trust account]. (Oahu)



BOARD OF NURSING

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
Cora H. Miyagawa RNS-2000-29-L	Surrender of license for five (5) years	06-07-02

The Board approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with multiple failures to take appropriate action or follow policies designed to safeguard patients (Oahu)



REAL ESTATE COMMISSION

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u>
Certified Management, Inc., and James E. McKellar REC-2001-146-L	\$1,000 fine	05-31-02

The Commission approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with failing to properly account for funds belonging to others. (Oahu)



BOARD OF MEDICAL EXAMINERS

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u> .
Wesley K.W. Young MED-1999-14-L	Successfully complete criminal probation requirements and attend professional support group meetings	05-24-02

The Board determined that the Respondent had violated HRS § 453-8(a)(11) [Disciplinary action by another state or federal agency] and § 453-8(a)(12) [Conviction of a penal offense related to the qualifications, functions, or duties of a physician]. (Oahu)

<u>Respondent</u>	<u>Sanction</u>	<u>Date</u> .
William J. Lupinacci MED-2001-97-L	\$500 fine and two year suspension of license	05-24-02

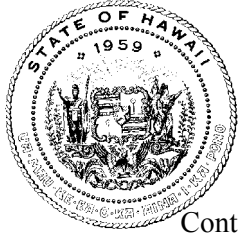
The Board approved a settlement agreement prior to the filing of a petition where the Regulated Industries Complaints Office had prepared to charge the Respondent with being the subject of disciplinary action by another state or federal agency and failing to report such action to the Board. (Alabama)



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**THIS CONCLUDES THE 06-28-02 DCCA PRESS RELEASE REGARDING BOARD,
COMMISSION & PROGRAM DISCIPLINARY ACTIONS.**

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DCCA NEWS RELEASE

OFFICE OF ADMINISTRATIVE HEARINGS

Rodney A. Maile

Senior Hearings Officer

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FOR IMMEDIATE RELEASE

AUGUST 2, 2002

DCCA DISCIPLINARY ACTIONS

(Through July 2002)

REAL ESTATE COMMISSION

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Julia Francesca Coelho (REC 2000-29-L, REC 2000-127-L)	\$750.00 fine	7-26-02

BOARD OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Gary P. Koerner (ENG 2002-3-L)	\$500.00 fine	7-11-02

BOARD OF PHYSICAL THERAPY

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Wageed A. Girgis (PTS 2001-6-L)	\$500.00 fine	7-9-02

DEPARTMENT OF COMMERCE & CONSUMER AFFAIRS

BENJAMIN J. CAYETANO, Governor

KATHRYN S. MATAYOSHI, Director

NOE NOE TOM, Deputy Director

COLLECTION AGENCY PROGRAM

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Account Solutions Group, LLC (COL 2001-30-L)	\$1,000.00 fine	6-18-02

ACTIVITY DESK PROGRAM

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Scott P. Ziegler, dba Kahana Concierge (Maui) (ADP 2001-4-L, ADP 2001-8-L, ADP 2001-9-L)	Registration revoked, \$2,500.00 fine, \$13,251.66 restitution	7-2-02

CONTRACTORS LICENSE BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Finance Home Builders, Ltd. and Patrick E. Chun, RME (CLB 2001-292-L-O, CLB 2001-294-L-O)	\$500.00 fine	7-19-02

MOTOR VEHICLE REPAIR INDUSTRY BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Seril Automotive, Inc. and Darrel G. Seril (ARP 2001-81-L)	\$1,500 restitution, \$500 fine (payment of fine is stayed provided restitution is paid)	7-3-02

MOTOR VEHICLE REPAIR INDUSTRY BOARD –continued

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Glen J. Sargosa, dba Glen's Auto Glass (ARP 2001-94-L)	\$500 fine	7-3-02

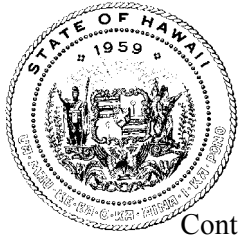
<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Melvin P. Lopez, Sr., dba Mel's Transmission and Auto Repair (ARP 2001-130- L)	\$1,100 restitution	7-3-02

BOARD OF MEDICAL EXAMINERS

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
William L. Roberts, M.D. (MED 2001-41-L)	License suspended for 5 years, \$500.00 fine, \$250 stayed provided that Respondent complies with Arizona Order	7-12-02

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Daniel S. Gluck, M.D. (MED 2000-5-L)	\$1,000 fine	7-12-02

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DCCA NEWS RELEASE

OFFICE OF ADMINISTRATIVE HEARINGS

Rodney A. Maile

Senior Hearings Officer

Contact: Sheryl Nagata Telephone: 586-2828 FAX: 586-3097 E-Mail: oah/dcca@dcca.state.hi.us

FOR IMMEDIATE RELEASE

SEPTEMBER 4, 2002

DCCA DISCIPLINARY ACTIONS

(Through August 2002)

REAL ESTATE COMMISSION

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Edward A. Neizman and Kaiman Realty, Inc. (REC 1999-89-L, REC 2000-4-L, REC 2000-7-L, REC 2000-36-L) (Maui)	\$1,000 fine, complete continuing education course, 2 years probation (8/14/02 to 8/14/04)	8-14-02

BOARD OF NURSING

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Joji A. Alejandro (RNS 97-1-L)	License revoked	6-7-02

BOARD OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS AND LANDSCAPE ARCHITECTS

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Edgar C. Eslinger (ENG 2002-4-L)	\$500.00 fine	6-6-02

DEPARTMENT OF COMMERCE & CONSUMER AFFAIRS

BENJAMIN J. CAYETANO, Governor

KATHRYN S. MATAYOSHI, Director

NOE NOE TOM, Deputy Director

CEMETARY AND FUNERAL TRUST PROGRAM

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Memorial Development Partners, dba Kalapaki Bay Memorial Park (CEM 2001-14-L) (Kauai)	\$500.00 fine, license suspension stayed as long as conditions met	8-7-02

BOARD OF MASSAGE THERAPY

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Laura Camou (MAS 2001-21-L)	License revoked, \$3,000.00 fine	8-14-02

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Kristin Ormond (MAS 2001-22-L)	Apprentice permit suspended for 2 years, \$400.00 fine	8-14-02

CONTRACTORS LICENSE BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Tsin Y. Wong, dba W W Construction (CLB 2001-329-L)	License suspended for 6 months, \$1,500.00 fine	8-23-02

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Ralph Simmons, dba Lee & Simmons (CLB 2001-316-L) (Hilo)	\$500.00 fine, \$2,500.00 in restitution	8-23-02

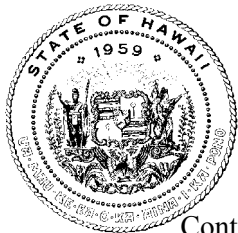
Contractors License Board – continued

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Pulileka Tuihalafatai, dba Puli Masonry (CLB 2000- 88-L)	\$1,000 fine	8-23-02

PEST CONTROL BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Kauai Termite Fumigation, Inc. and Russell Furusho, RME (PCO 2001-31-L) (Kauai)	\$500.00 fine	8-26-02

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DCCA NEWS RELEASE

OFFICE OF ADMINISTRATIVE HEARINGS

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FOR IMMEDIATE RELEASE

OCTOBER 2, 2002

DCCA DISCIPLINARY ACTIONS

(Through September 2002)

REAL ESTATE APPRAISER PROGRAM

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
James Aganos (REA 2001-1-L) (Maui)	\$5,000.00 fine	6-5-02

MOTOR VEHICLE REPAIR INDUSTRY BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Sears Roebuck and Co., dba Sears Automotive Center (ARP 2000-66-L) (Maui)	\$3,500.00 fine; \$361.17 in restitution	9-4-02

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Craig Rowe, dba Rowe's VSP Automotive Service (ARP 2001-110-L) (Maui)	Licenses revoked; \$1,000 fine; \$3,291.66 restitution	9-4-02

DEPARTMENT OF COMMERCE & CONSUMER AFFAIRS

BENJAMIN J. CAYETANO, Governor

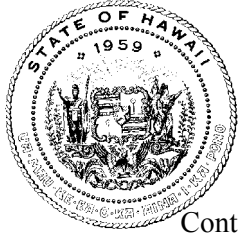
KATHRYN S. MATAYOSHI, Director

NOE NOE TOM, Deputy Director

BOARD OF PHYSICAL THERAPY

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Eli N. Lambert, P.T. (PTS 2000-1-L)	License revoked	9-10-02

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Senior Hearings Officer

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FOR IMMEDIATE RELEASE

NOVEMBER 6, 2002

DCCA DISCIPLINARY ACTIONS

(Through October 2002)

REAL ESTATE COMMISSION

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Fidelity Management, Inc. and Richelle M. Thomason (REC 2000-110-L)	Licenses revoked, \$5,000.00 fine, restitution pending	10-30-02

BOARD OF NURSING

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Shana L. Diamond-Hoshino (RNS 2000-19-L)	License revoked	10-11-02

BOARD OF PHARMACY

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Prescriptiononline.com, Inc. (PHA 2002-2-L)	\$1,750.00 fine	10-17-02

DEPARTMENT OF COMMERCE & CONSUMER AFFAIRS

BENJAMIN J. CAYETANO, Governor

KATHRYN S. MATAYOSHI, Director

NOE NOE TOM, Deputy Director

BOARD OF MEDICAL EXAMINERS

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Betty L. Whitener, M.D. (MED 2000-49-L)	License revoked	10-11-02

CONTRACTORS LICENSE BOARD

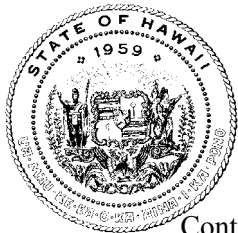
<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Ernesto Lopez, dba Molokai Plumbing, Inc. (CLB 2001-205-L) (Molokai)	License revoked, \$500.00 fine, \$4,500.00 in restitution	10-2-02

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Metcalf Construction Company, Inc. (CLB 2002-78-L)	\$15,000.00 fine	10-2-02

PEST CONTROL BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
The Terminix International Company Limited Partnership (PCO 2001-35-L, PCO 2001-39-L, PCO 2002-6- L, PCO 2002-7-L)	\$2,175.00 fine	10-28-02

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DCCA NEWS RELEASE

OFFICE OF ADMINISTRATIVE HEARINGS

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Senior Hearings Officer

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FOR IMMEDIATE RELEASE

DECEMBER 5, 2002

DCCA DISCIPLINARY ACTIONS

(Through November 2002)

REAL ESTATE COMMISSION

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Steven L. Walker and A & B Properties, Inc. (REC 2001-172-L) (Maui)	\$1,500.00 fine—Walker \$1,000.00 fine—A & B Properties	11-22-02

BOARD OF MEDICAL EXAMINERS

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Michael J. Borer, M.D. (MED 2000-31-L)	\$1,000.00 fine, will not apply for Hawaii license in the future, will comply with California & Arizona orders	11-8-02

BOARD OF CHIROPRACTIC EXAMINERS

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Bruce K. Wong, D.C. (CHI 2000-2-L, CHI 2000-4-L, CHI 2001-1-L)	\$1,500 fine and \$73.00 restitution	11-7-02

TRAVEL AGENCY PROGRAM

DEPARTMENT OF COMMERCE & CONSUMER AFFAIRS

LINDA LINGLE, Governor

JAMES AIONA, Lieutenant Governor

NOE NOE TOM, Acting Director

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Blue Hawaii Weddings, Inc. (TAR 2001-101-L) (Kona)	License revoked	11-13-02

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Delia E. Alupay, dba Phil-USA Travel & Services (TAR 2001-105-L)	License revoked, \$500.00 fine and \$850.76 in restitution	11-29-02

TIME SHARE PROGRAM

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Island World Realty Corp. (TSP 2001-44-L)	\$500.00 fine	11-4-02

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Activity Information Center, dba Activity World (TSP 2002-4-L) (Maui)	\$866.00 fine	11-27-02

CONTRACTORS LICENSE BOARD

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Metropolitan Maintenance, Inc. & Donald T. Tagawa, RME (CLB 2001-473-L)	\$2,000.00 fine	11-22-02

Contractors License Board – continued

<u>Respondent</u>	<u>Sanction</u>	<u>Effective Date</u>
Fiacre T. Shim & Ku'u Home Builders, Inc. (CLB 2000-255-L)	\$2,000.00 fine	11-22-02

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