



DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
Office of Administrative Hearings

NEIL ABERCROMBIE
GOVERNOR

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FOR IMMEDIATE RELEASE

April 23, 2014

DCCA DISCIPLINARY ACTIONS

(Through March 2014)

HONOLULU - The Department of Commerce and Consumer Affairs (DCCA) and the State Boards and Commissions released a summary of disciplinary actions through the month of March taken on individuals and entities with professional and vocational licenses in Hawai'i. These disciplinary actions include dispositions based upon either the results of contested case hearings or settlement agreements submitted by the parties.

The DCCA and the Boards and Commissions are responsible for ensuring those with professional and vocational licenses are performing up to the standards prescribed by state law.

BOARD OF NURSING

Respondent: Joan L. Rogers, aka Lexine J. Grubstick
Case Number: RNS 2012-14-L
Sanction: Voluntary surrender of license; \$1,000.00 fine
Effective Date: 3-6-14

Respondent allegedly engaged in unprofessional conduct in violation of HRS § 457-12(a)(6) when Respondent allegedly verbally and physically abused a patient assigned to be within her care while employed at Kaiser Hospital in California. Respondent allegedly entered into a stipulated surrender of her California nursing license, effective September 14, 2011 and allegedly failed to report this to the Board within 30 days of the action being taken. (Board approved Settlement Agreement)

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

Respondent: Chander P. Nangia
Case Number: ENG 2013-27-L
Sanction: Voluntary surrender of license
Effective Date: 3-13-14

Respondent allegedly violated HRS § 436B-19(13) by having had disciplinary action taken against him by another state or federal agency for reasons provided by the licensing laws in Hawaii, engaged in professional misconduct in violation of HRS § 436B-19(7), engaged in conduct or practice contrary to the recognized standards of ethics in violation of HRS § 436B-19(9) and engaged in fraud or deceit in obtaining a license, or gross negligence, incompetency, or misconduct in the practice of the profession in violation of HRS § 464-10. Respondent failed to notify the Board that disciplinary action was taken against him in Alaska, Alabama, Virginia and New Hampshire within thirty days of the action being taken. (Board approved Settlement Agreement)

MOTOR VEHICLE REPAIR INDUSTRY BOARD

Respondent: Chris N. Southichack
Case Number: ARP 2010-72-L
Sanction: \$2,000.00 fine
Effective Date: 3-20-14

Respondent admittedly violated: (1) HRS § 437B-15 by failing to give a written estimate for a job prior to commencing the job, (2) HRS § 437B-11 by engaging in the repair of a motor vehicle when the person was not licensed as a motor vehicle repair dealer or in the employ of a motor vehicle repair dealer and (3) HAR § 16-87-11(e) by engaging in the repair of a motor vehicle outside of Respondent's classification areas. (Board approved Settlement Agreement)

CONTRACTORS LICENSE BOARD

Respondents: Volk Pacific Builders, Inc. and Brian Volk, RME (Maui)
Case Number: CLB 2013-215-L and CLB 2013-225-L
Sanction: \$5,000.00 fine
Effective Date: 3-21-14

Respondents allegedly failed to provide required homeowner disclosures (bond and lien right disclosures, the percentage of work to be performed by a subcontractor and a Contractor Repair Act notice) in violation of HRS § 444-25.5 and HAR §§ 16-77-80. (Board approved Settlement Agreement)

REAL ESTATE COMMISSION

Respondent: Andrew Ray Kress
Case Number: REC 2013-217-L
Sanction: \$500.00 fine
Effective Date: 3-28-14

Respondent allegedly failed to adhere to a law in a manner such that the licensing authority deems the holder of the license to be an unfit or improper person to hold the license in violation of HRS § 436B-19(12) and was allegedly convicted of a penal crime directly related to the qualifications, functions or duties of the licensed profession or vocation in violation of HRS § 436B-19(14). On May 7, 2013, Respondent allegedly pled no contest to the crime of driving under the influence. (Commission approved Settlement Agreement)

Respondent: Tiffany S. Bove
Case Number: REC 2013-161-L
Sanction: \$500.00 fine
Effective Date: 3-28-14

Respondent allegedly failed to adhere to a law in a manner such that the licensing authority deems the holder of the license to be an unfit or improper person to hold the license in violation of HRS § 436B-19(12) and was allegedly convicted of a penal crime directly related to the qualifications, functions or duties of the licensed profession or vocation in violation of HRS § 436B-19(14). On May 12, 2010, Respondent allegedly pled no contest to the crime of driving under the influence. (Commission approved Settlement Agreement)

Respondent: Denelle L.K. Valiere (Maui)
Case Number: REC 2013-151-L
Sanction: \$500.00 fine
Effective Date: 3-28-14

Respondent allegedly failed to adhere to a law in a manner such that the licensing authority deems the holder of the license to be an unfit or improper person to hold the license in violation of HRS § 436B-19(12) and was allegedly convicted of a penal crime directly related to the qualifications, functions or duties of the licensed profession or vocation in violation of HRS § 436B-19(14). On January 29, 2013, Respondent allegedly pled no contest to the crime of driving under the influence. (Commission approved Settlement Agreement)

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