

ESCAMBIA COUNTY CONTRACTOR COMPETENCY BOARD

**Escambia County
Contractor Competency Board,**

Petitioner

vs

Case No.: COM151100031

**VANCE ROCKWELL
dba Rockwell Construction Co.
GC0337 / RG0023906,**

Respondent.

ADMINISTRATIVE COMPLAINT

**To: VANCE ROCKWELL
3103 King Street
Pensacola, FL 32526**

YOU ARE HEREBY NOTIFIED that pursuant to the provisions of subsection 489.131(7), Florida Statutes, and Article II of Chapter 18 of the Escambia County Code of Ordinances, the Escambia County Contractor Competency Board has caused an investigation to be made of your activities while licensed as a registered general contractor in Escambia County and as a result find that:

1. **VANCE ROCKWELL** (hereinafter referred to as "Respondent") is a Registered General Contractor in Escambia County and subject to the jurisdiction and regulation of the Escambia County Contractor Competency Board (hereinafter referred to as "Board") pursuant to Chapter 18, Article II, Division I, Sec. 18-37 of the Escambia County Code of Ordinances.
2. Complainant's address, 9907 Lillian Hwy., is located within the unincorporated area of Escambia County, and the Escambia County Contractor Competency

Board is vested with jurisdiction over contractor licensing and registration, investigating complaints against contractors, and also provides hearings for disciplinary actions, when necessary, for state registered and locally licensed contractors who work within Escambia County.

3. This matter came to be heard upon an investigation of the Respondent's Contracting operation at **9907 Lillian Hwy., Pensacola, Florida**, concerning: 1) job abandoned, work partially completed and 2) aiding, abetting, and conspiring with an unlicensed contractor.

4. Such activities have resulted in violations of Part I of Chapter 489, Florida Statutes, and Article II of Chapter 18 of the Escambia County Code of Ordinances governing registered contractors in Escambia County. The violation(s) are related to, but are not limited to, the following:

Count I: *“Aiding or abetting any uncertified or unregistered person to evade any provision of this article...”*
Section 18-37(c)(2), Escambia County Code of Ordinances.

Count II: *“Knowingly combining with or conspiring with an uncertified or an unregistered person by allowing one’s certificate to be used by that person with intent to evade the provisions of this article...”*
Section 18-37(c)(3), Escambia County Code of Ordinances.

Count III: *“Termination of a construction project in which the contractor is engaged or under contract to shall be considered abandoned after 90 days, if the contractor terminates said project without notification to the owner and without just cause for such abandonment...”*
Section 18-37(c)(8), Escambia County Code of Ordinances.

Count IV: *“Mismanagement or misconduct causing financial harm to the customer...”*
Section 18-37(d)(8), Escambia County Code of Ordinances.

Count V: *“...deceit in the practice of contracting. Causing monetary or other harm to licensee’s customer...”*
Section 18-37(d)(12)(b), Escambia County Code of Ordinances.

Count VI: *“Proceeding on any job without obtaining applicable local building department permits and/or inspections. Failure to obtain inspection”*
Section 18-37(d)(15)(b), Escambia County Code of Ordinances.

As a result of the above cited violations, the Respondent has created a serious danger to the health, safety and welfare of the public in Escambia County dependent upon the Respondent.

It is determined that the charge(s) stated herein is grounds for disciplinary action as outlined in subsections 489.129(i)(j), Florida Statutes; Sec. 18-37, Escambia County Code of Ordinances; and Rule 61G4, of the Florida Administrative Code.

IT IS THEREFORE CHARGED that the Respondent in the conduct of business under his Certificate of Competency in Escambia County has violated the provisions of Sec. 18-37 of the Escambia County Code of Ordinances as set forth above and may be subject to the following:

1. Section 18-37(c), states “... the contractor competency board may revoke, suspend, or deny the issuance or renewal of the certificate of a contractor, impose a fine not to exceed \$5,000.00, place a contractor on probation, or reprimand or censure, or require restitution by a contractor, or any combination thereof if the contractor, or if the business entity or any general partner, officer, director, trustee, or a member of a business entity for which the contractor is a qualifying agent is found guilty of any of the acts as outlined in this article. ...”

2. Grounds now exist for the consideration of SUSPENSION OR REVOCATION of **Vance Rockwell's** General Contractor Certificate of Competency, License No.: GC0337 / RG0023906 or such other penalty as may be permitted by the Contractor Competency Board, Escambia County, Florida, pursuant to Chapter 18, Article II, Division I, Section 18-37, Escambia County Code of Ordinances.

3. In accordance with subsection 489.131(7)(b), Florida Statutes, the Board may also impose the cost of investigating this Complaint upon the determination and finding that the Respondent is in violation of any charge set forth above.

NOTICE OF RIGHTS

Respondent, **VANCE ROCKWELL**, shall have the right to a hearing before the Escambia County Contractor Competency Board in accordance with the provisions of Article II of Chapter 18 of the Escambia County Code of Ordinances, and Part I of Chapter 489, Florida Statutes, to contest the charge. Respondent will have the right to be represented by Counsel, call witnesses, and present evidence contesting the allegation set out in this Administrative Disciplinary Hearing. Such hearing shall be held on **WEDNESDAY, June 1, 2016, at 9:00 a.m., or as soon thereafter as it may be heard, at the Escambia County Central Office Complex, 3363 West Park Place, Room 104, Pensacola, Florida.**

DONE AND ORDERED this ____ day of May, 2016.

JOHN MATTHEWS, Chairman
Escambia County Contractor Competency Board
3363 West Park Place
Pensacola, FL 32505

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing has been served by certified mail, return receipt requested #7015-1730-0002-2814-2270 to **Vance Rockwell**, 3130 King Street, Pensacola, Florida 32526, this ____ day of May, 2016.

JENNIFER A. HAMPTON
Secretary to the
Contractor Competency Board
3363 West Park Place
Pensacola, FL 32505
Telephone: (850) 595-4560
Facsimile: (850) 595-3589