

BEFORE THE CONTRACTOR'S EXAMINING BOARD
FOR THE CITY OF KEY WEST, FLORIDA

IN RE:

Conquering Lion Construction Inc.
Adrian Poitier, Qualifer
17144 Green Turtle Lane
Summerland Key FL 33042

CASE NO. 12CEB31
1200 White Street
KEY WEST, FLORIDA

NOTICE OF HEARING

YOU ARE HEREBY NOTIFIED that a hearing regarding your competency as a contractor will take place on Wednesday, March 6th at 3:00pm at 510 Greene Street, Key West, FL 33040. This hearing will take place in accordance with Section 2-324 of the Code of Ordinances for the City of Key West. There will be an initial hearing pursuant to 2-324(a). If there is a finding by the Board that a prima facie showing of a violation exists, then a second hearing will be conducted *immediately thereafter* in accordance with 2-324(c).

The allegations against you are:

Violation of Code of Ordinance Section 14-37 / Building permit required
Violation of Code of Ordinance 18-117 / Worker's Comp Insurance required

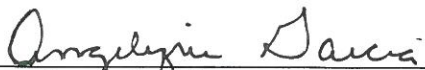
- Please refer to the attached Secretary's Report for the specific factual allegations against you.
- Please bring any witnesses and evidence that you intend on presenting to the Board at the time and place listed herein.

PLEASE GOVERN YOURSELF ACCORDINGLY


Sent via:

Certified Mail #70033110000347584648

This 25th day of February by the Secretary for the Contractors Examining Board.



Angelique Garcia
Secretary

Hand delivered 3/4/13
2:30 pm


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_____ /.

SECRETARY'S REPORT

Contractor:

Conquering Lion Construction Inc.
Adrian Poitier Qualifier
17144 Green Turtle Ln
Summerland Key FL 33042

Code Officer: Stephen Gormley

Property Address: 1200 White Street

Code Violation(s):

Code of Ordinance Section 14-37 (Building Permit required) and 18-117
Worker's Compensation in accordance with the laws of the State.


Prior violations: none

Factual Allegations:

(Stephen Gormley 12/21/12)

December 14, 2012 9:30 According to David Ray the contractors "Conquering Lion" may not have workman's comp insurance. Please evaluate. If they state they do indeed have it they must provide proof within the hour. They may fax it to 305 809-3978. Violation comments : Site visit revealed that stucco work being performed on the exterior of the building was in violation – the permit had not been issued due to discrepancies in insurance with Conquering Lion Contractors and the sub-contractors performing the work. Jim Young ordered that the work stop until the permit issues were corrected and permit was issued.

Signed this 25th day of February 2013.


Angelique Garcia
Secretary, Contractors' Examining Board

1200 White Street

Case # 12-1797

December 14, 2012 9:30:13 AM

According to David Ray, the contractors "Conquering Lion" may not have workman's comp insurance. Please evaluate. If they state they do indeed have it they must provide proof within the hour. They may fax it to 305 809 3978.

Violation comments

Site visit revealed that stucco work being performed on the exterior of the building was in violation - the permit had not been issued due to discrepancies in insurance with Conquering Lion Contractors and the sub-contractors performing the work. Jim Young ordered that the work stop until the permit issues were corrected and permit was issued.

December 19, 2012 1:18:40 PM

It was observed by SDG that block infill was installed to the exterior of the subject property as well as construction related activity in the second floor "tenant" area to which there was no permit.

December 20, 2012 1:22:59 PM

SDG, Don Craig, and Ron Wampler met at the subject property for a follow-up site visit - we found workers had indeed performed work activities over the scope of the permit including but not limited to exterior infill, interior demolition, and interior renovations to the second floor tenant area. After a discussion with the owner, Victor, it was clear that he was in violation. SDG posted a Stop Work Order, citing working over scope of permit (permit# 12-4340 and permit# 13-3671).



CITY OF KEY WEST
 BUILDING DEPARTMENT
 604 Simondon Street
 Key West, FL 33040-0510 305-316

STOP WORK ORDER

Address of Infraction
 1200 WHITE STREET

Contractor or Individual Performing Violation
 CONQUERING LION

12-4390
 Permit #
 12-3071

Inspector
 STEVEN SPENNER
 Stephen A. Spenner

Time
 10:45 A.M.

Reason for Notice:

BUILDING PERMIT REQUIRED
 Code of Ordinances, Section 14-37. No work shall be performed without benefit of a permit.

HARC PERMIT REQUIRED
 Code of Ordinances, Section 14-40. No work shall be performed without benefit of a Certificate of Appropriateness.

BREAKING OTHER SCOPE OF PERMIT
 Code of Ordinances, Section 14-37. No work shall be performed unless a proper permit is so provided.

OTHER:

SECTION 14-115. Unauthorized Removal of Complaints, Notices or Orders
 No person without permission of The Building Official shall remove or permit the removal of this notice in accordance with sections 14-108 and 14-109

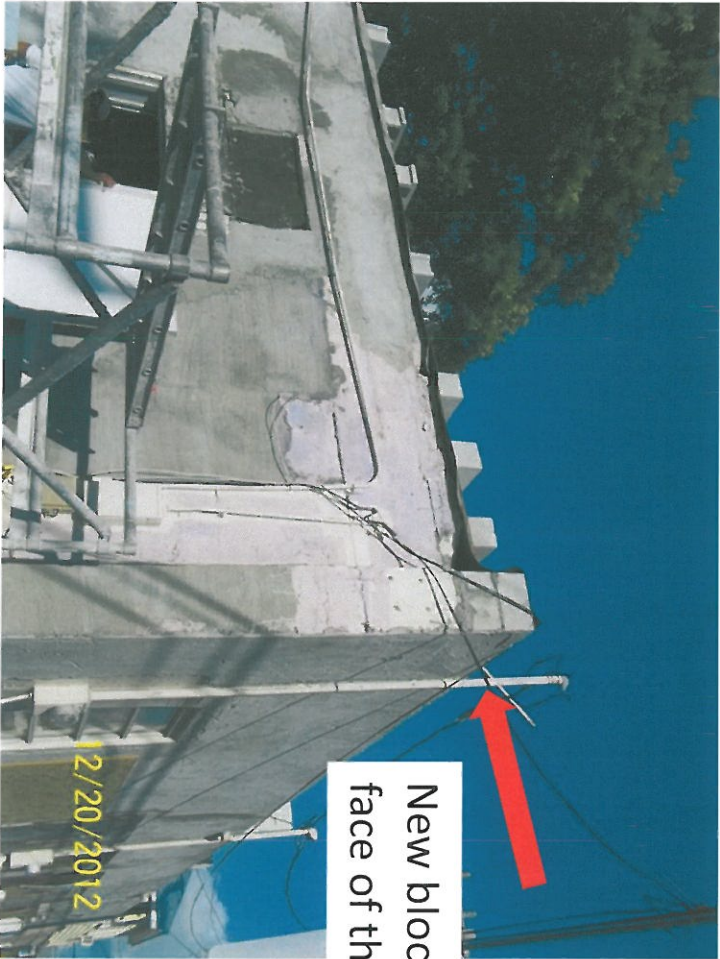
This STOP WORK ORDER is hereby issued under authority of the Office of the Building Official, POSTED and ORDERED this 20th day of NOVEMBER, 2012

John Woodson, Chief Building Official
 DO NOT REMOVE

12/

1200 White Street
 Case# 12-1797
 Stop Work Order





New block added to the face of the building at the roof

1200 White Street
Case# 12-1797
Stop Work Order



New block infill on side of the building

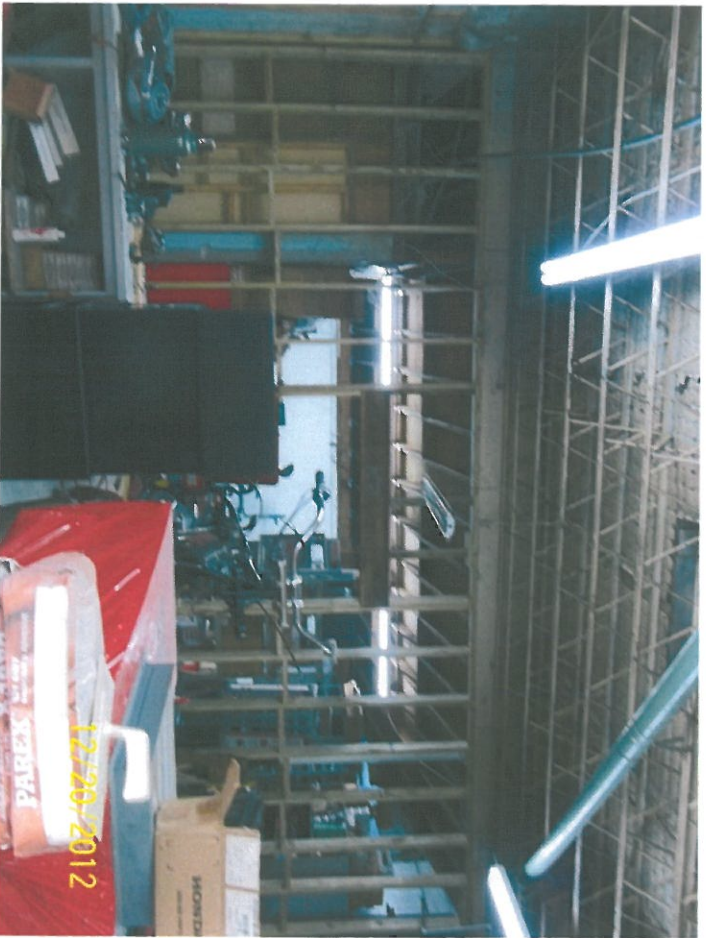


12/20/2012

1200 White Street
Case# 12-1797
Stop Work Order



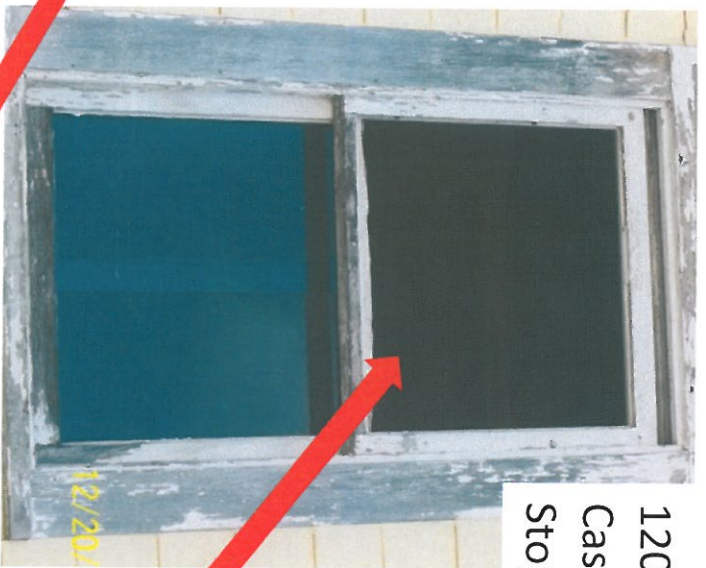
New block on the property



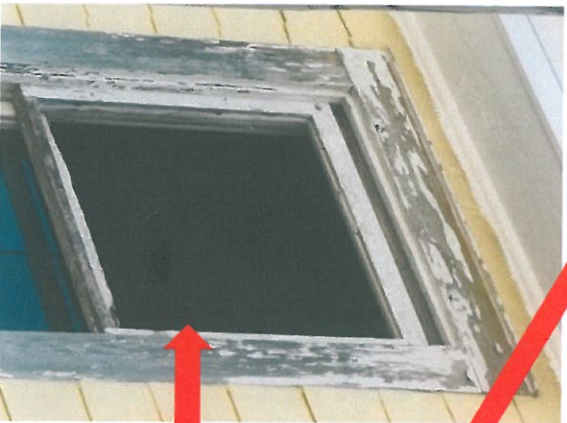
1200 White Street
Downstairs Interior Demolition

New windows and window frame





1200 White Street
Case# 12-1797
Stop Work Order



1200 White Street
Possible Second Floor
Interior renovations

Application Miscellaneous Information Maintenance

Application number : 12 00004340
 RE #/PARCEL #/TAX ID etc . : 0003-3010-000000- -
 Address : 1200 WHITE

Type information, press Enter.

2=Change 4=Delete 5=Display

Opt	Code	Date	Print	Miscellaneous Information
-	DESC	12/05/12	Y	STUCCO REPAIRS TO OUTSIDE OF BLDG.
-	DESC	12/05/12	Y	APPROX 2400 SQ. FT. NOC REC'D
-	DESC	12/05/12	Y	W/APPLICATION * HARC12-01-1944 AG.
-	DESC	12/05/12	Y	T/S: 12/05/2012 03:39 PM KEYWAMG2 --
-	DESC	12/05/12	Y	T/S: 12/08/2012 02:26 PM KEYWCAW ---
-	DESC	12/05/12	Y	*****
-	DESC	1/30/13		Received letter from Adrian Poitier
-	DESC	1/30/13		removing himself from all permits at
-	DESC	1/30/13		this jobsite
-	DESC	1/30/13		T/S: 02/07/2013 11:00 AM KEYWCAW ---
-	DESC	2/07/13	Y	Changed contractor from Conquering Lion

F3=Exit F6=Add F12=Cancel

More...

CITY OF KEY WEST
Application Inquiry - Receipts

Application number: 12 00004340
Property : 1200 WHITE ST
Type option, press Enter.
1=Select 5=View corrections

Opt	Date	Time	Number	User	Received	Paid With Credit	Remaining
-	12/05/12		0020825	CWALKER	50.00	.00	.00
-	12/19/12		0024887	CWALKER	459.50	.00	.00
-	2/07/13		0039115	CWALKER	100.00	.00	.00

Totals:	609.50	.00	Bottom .00
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F3=Exit F12=Cancel

CERTIFICATE OF LIABILITY INSURANCE

Date
12/19/2012

18872

Producer: Lion Insurance Company
2739 U.S. Highway 19 N.
Holiday, FL 34691
(727) 938-5562

This Certificate is issued as a matter of information only and confers no rights upon the Certificate Holder. This Certificate does not amend, extend or alter the coverage afforded by the policies below.

Insured: South East Personnel Leasing, Inc. & Subsidiaries
2739 U.S. Highway 19 N.
Holiday, FL 34691

Insurers Affording Coverage		NAIC #
Insurer A:	Lion Insurance Company	11075
Insurer B:		
Insurer C:		
Insurer D:		
Insurer E:		

Coverages

The policies of insurance listed below have been issued to the insured named above for the policy period indicated. Notwithstanding any requirement, term or condition of any contract or other document with respect to which this certificate may be issued or may pertain, the insurance afforded by the policies described herein is subject to all the terms, exclusions, and conditions of such policies. Aggregate limits shown may have been reduced by paid claims.

INSR LTR	ADDL INSRD	Type of Insurance	Policy Number	Policy Effective Date (MM/DD/YY)	Policy Expiration Date (MM/DD/YY)	Limits																				
		GENERAL LIABILITY <input type="checkbox"/> Commercial General Liability <input type="checkbox"/> Claims Made <input type="checkbox"/> Occur <hr/> General aggregate limit applies per: <input type="checkbox"/> Policy <input type="checkbox"/> Project <input type="checkbox"/> LOC				Each Occurrence \$ Damage to rented premises (EA occurrence) \$ Med Exp \$ Personal Adv Injury \$ General Aggregate \$ Products - Comp/Op Agg \$																				
		AUTOMOBILE LIABILITY <input type="checkbox"/> Any Auto <input type="checkbox"/> All Owned Autos <input type="checkbox"/> Scheduled Autos <input type="checkbox"/> Hired Autos <input type="checkbox"/> Non-Owned Autos				Combined Single Limit (EA Accident) \$ Bodily Injury (Per Person) \$ Bodily Injury (Per Accident) \$ Property Damage (Per Accident) \$																				
		EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> Occur <input type="checkbox"/> Claims Made <input type="checkbox"/> Deductible				Each Occurrence \$ Aggregate \$																				
A		Workers Compensation and Employers' Liability Any proprietor/partner/executive officer/member excluded? NO If Yes, describe under special provisions below.	WC 71949	01/01/2012	01/01/2013	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 5%; text-align: center;">X</th> <th style="width: 20%;">WC Statutory Limits</th> <th style="width: 10%;"></th> <th style="width: 10%;">OTH-ER</th> <th style="width: 55%;"></th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">X</td> <td>E.L. Each Accident</td> <td></td> <td></td> <td style="text-align: right;">\$1,000,000</td> </tr> <tr> <td></td> <td>E.L. Disease - Ea Employee</td> <td></td> <td></td> <td style="text-align: right;">\$1,000,000</td> </tr> <tr> <td></td> <td>E.L. Disease - Policy Limits</td> <td></td> <td></td> <td style="text-align: right;">\$1,000,000</td> </tr> </tbody> </table>	X	WC Statutory Limits		OTH-ER		X	E.L. Each Accident			\$1,000,000		E.L. Disease - Ea Employee			\$1,000,000		E.L. Disease - Policy Limits			\$1,000,000
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Other **Lion Insurance Company is A.M. Best Company rated A- (Excellent). AMB # 12616**

Descriptions of Operations/Locations/Vehicles/Exclusions added by Endorsement/Special Provisions: Client ID: 84-65-050
 Coverage only applies to active employee(s) of South East Employee Leasing Services, Inc. that are leased to the following "Client Company":

Conquering Lion Construction, Inc.

Coverage only applies to injuries incurred by South East Personnel Leasing, Inc. & Subsidiaries active employee(s) , while working in Florida.

Coverage does not apply to statutory employee(s) or independent contractor(s) of the Client Company or any other entity.

A list of the active employee(s) leased to the Client Company can be obtained by faxing a request to (727) 937-2138 or by calling (727) 938-5562.

Project Name: MILLS HONDA, 1200 WHITE STREET, KEY WEST, FL

FAX: 305-293-8689 & 305-809-3978 / ISSUE 12-19-12 (TD)

Begin Date: 12/19/2012

CERTIFICATE HOLDER
 CITY OF KEY WEST BUILDING DEPARTMENT
 ATTN: CAROLYN WALKER
 P.O. BOX 1409
 KEY WEST, FL 33040

CANCELLATION
 Should any of the above described policies be cancelled before the expiration date thereof, the issuing insurer will endeavor to mail 30 days written notice to the certificate holder named to the left, but failure to do so shall impose no obligation or liability of any kind upon the insurer, its agents or representatives.

John L. Brown