

IN THE MATTER OF THE CLAIM OF JACQUELINE POWELL AGAINST THE MARYLAND HOME IMPROVEMENT GUARANTY FUND ON ACCOUNT OF ALLEGED VIOLATIONS OF STEPHANIE MASON, t/a CASTLECRAFT CONSTRUCTION, LLC (formerly, t/a 1 Call Services, Inc.)	* * * * * * * * * *	MARYLAND HOME IMPROVEMENT COMMISSION Case No. 07 (90) 2016
---	--	---

* * * * *

FINAL ORDER

On this 22nd day of March, 2011, Panel B of the Maryland Home Improvement Commission ORDERS that:

1) Pursuant to Business Regulation Article, §8-408(b)(3)(i), Annotated Code of Maryland, the Claimant has provided the Commission with a copy of a ward in arbitration, dated July 31, 2005 with all rights of appeal exhausted, in which the arbitrator found on the merits that the conditions precedent to recovery, as set forth in Business Regulation Article, §8-405(a), Annotated Code of Maryland, have been met, and found that the Claimant sustained an actual loss of \$8,846.00

2) Pursuant to Business Regulation Article, §8-405(e)(5), Annotated Code of Maryland, which was enacted by the Maryland Legislature, effective October 1, 2010, the Commission may not award to a Guaranty Fund claimant an amount greater than the amount paid by or on behalf of the claimant to the original contractor against whom the claim is filed. Said amendment to the statute applies to any pending Guaranty Fund claim for which the adjudication of the Commission is not yet final as of October 1, 2010.

3) According to the claim form filed by the Claimant, the Claimant paid a total of \$4,920.00 Respondent contractor. Pursuant to Business Regulation Article, §8-405(e)(5), Annotated Code of Maryland, the Commission may not award more than \$4,920.00 to the Claimant.

4) The Commission directs payment from the Home Improvement Guaranty Fund of \$4,920.00 to the Claimant, Jacqueline A. Powell.

5) Pursuant to Business Regulation Article, §8-411(a), Annotated Code of Maryland, any home improvement licenses held by the Respondent, Stephanie Mason, t/a Castlecraft Construction, LLC, (formerly t/a 1 Call Services, Inc.) shall be Suspended, and the Respondent shall be ineligible for any home improvement licenses, until the Respondent has repaid any money paid from the Home Improvement Guaranty Fund pursuant to this Order, with 10 percent annual interest.

6) The records and publications of the Maryland Home Improvement Commission shall reflect this decision.

7) The payment to the Claimant from the Home Improvement Guaranty Fund shall be authorized thirty (30) days from the date of this Order. During the thirty (30) day period, any party may file an appeal of this decision to Circuit Court.

Joseph Tunney

Chair - Panel B