

STATE OF TENNESSEE DEPARTMENT OF COMMERCE AND INSURANCE BOARD FOR LICENSING CONTRACTORS

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http://www.tn.gov/commerce/boards/contractors/index.shtml
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June 8, 2011

By U.S. Mail

Mr. Louis L. Abshire, General Manager Unified Recovery Group, LLC 631 Main St. Baton Rouge, LA 70801 Certified Mail#7010029000007457507

RE: CEASE AND DESIST - NOTICE

Project: Bradley County and City of Cleveland - Case #201101716

Dear Mr. Abshire:

It has come to the attention of the Board for Licensing Contractors that Unified Recovery Group, LLC has made an offer to engage in contracting in the State of Tennessee without first obtaining a contractor's license which is considered a violation of the law. Based upon the scope of services in the "Request for Proposals (RFP) for Debris Removal Services" issued by Bradley County and the City of Cleveland, the work bid under this contract falls within the definition of contracting and constitutes a violation of T.C.A. § 62-6-103(a)(1) which states in part:

"Any person, firm or corporation engaged in contracting in this state shall be required to submit evidence of qualification to engage in contracting, and shall be licensed as hereinafter provided." Pursuant, T.C.A § 62-6-102(4)(A)(i), "contractor" means "any person or entity who undertakes to, attempts to, or submits a price or bid or offers to construct, supervise, superintend, oversee, schedule, direct, or in any manner assume charge of the construction, alteration, repair, improvement, movement, demolition, putting up, tearing down, or furnishing labor to install material or equipment for any building, highway, road, railroad, sewer, grading, excavation, pipeline, public utility structure, project development, housing, housing development, improvement, or any other construction undertaking for which the total cost of the same is twenty-five thousand dollars (\$ 25,000) or more."

Therefore, this letter is being sent pursuant T.C.A. § 62-6-120(e)(1)(A), as an order that Unified Recovery Group, LLC immediately **CEASE AND DESIST** from engaging in the business of contracting in the State of Tennessee, until proper licensure is obtained.

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The board may, pursuant T.C.A. § 62-6-120 and 0680-01-.19 [CIVIL PENALTIES], impose a civil penalty not to exceed five thousand dollars (\$5,000.00) per offense and each day of continued violation shall constitute a separate violation, against any person or firm who engages in unlicensed contracting. In addition, any contractor who has violated the law is ineligible to receive such license for six (6) months and cannot be awarded any contract or participate in any rebidding of such project.

Your response cooperating with this order is appreciated and further information will be sent to your firm including the right to a hearing, governed by the Uniform Administrative Procedures Act, as provided in T.C.A. § 62-6-118. If you have any questions regarding this notice, please feel free to contact me at (615) 741-1202.

Sincerely,

Carolyn Lazenby

Executive Director

cc: Mr. Louie Alford, Bradley County Commission Chairman

Jenny Gray, Staff Attorney