



STATE OF MICHIGAN  
LANSING

JENNIFER M. GRANHOLM  
GOVERNOR

DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH

STANLEY "SKIP" PRUSS  
DIRECTOR

**Complaint No.: 309208**

DEPARTMENT OF ENERGY, LABOR &  
ECONOMIC GROWTH,  
BUREAU OF COMMERCIAL SERVICES, ex rel  
DENNIS AND CARA ALBAUGH

Complainant,

V

RICHARD GEORGE ALLMAN III  
License No. 21-01-165508

Respondent.

**FINAL ORDER**

**WHEREAS**, this matter having come before the Board of Residential Builders and Maintenance and Alteration Contractors, and

**WHEREAS**, Richard George Allman III, License No. 21-01-165508, has agreed with the requirements, conditions and terms set forth with specificity in a Stipulation attached hereto, signed by Respondent on June 24, 2009, Ted W. Stroud, Attorney for Respondent, on June 24, 2009, Jim Nelson, Department Conferee, on June 24, 2009, and approved by G. Archie Millben, Enforcement Division Director, on July 2, 2009, on behalf of the Bureau of Commercial Services, Department of Energy, Labor & Economic Growth.

**NOW, THEREFORE, IT IS HEREBY ACKNOWLEDGED** that the Board of Residential Builders and Maintenance and Alteration Contractors, pursuant to MCL 339.508(3); having considered and found said Stipulation acceptable, does hereby incorporate same by reference thereto in this Final Order.

**This Final Order is effective immediately upon its mailing.**

DELEG is an equal opportunity employer/program.  
Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

Given under our hands at Okemos, Michigan, this 28<sup>th</sup> day of September, 2009.

Board of Residential Builders and Maintenance and Alteration Contractors

By: Ma Uy

Chairperson

Date mailed: September 28, 2009

Proof of Compliance Should be Filed With:

Department of Energy, Labor, & Economic Growth  
Bureau of Commercial Services  
Legal Affairs Division - Final Order Monitoring  
P.O. Box 30018  
Lansing, MI 48909  
Telephone: (517) 241-9272  
Fax: (517) 241-9296

This is the last and final page of the Final Order in the matter of Richard George Allman III, Complaint No. 309208, before the Board of Residential Builders and Maintenance and Alteration Contractors.

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STATE OF MICHIGAN  
DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH  
BUREAU OF COMMERCIAL SERVICES

DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH,  
BUREAU OF COMMERCIAL SERVICES ex rel,  
DENNIS AND CARA ALBAUGH  
Complainant,

v

RICHARD GEORGE ALLMAN III  
License No. 21-01-165508,  
Respondent.

Complaint 309209<sup>8</sup>

Board: Residential Builders

STIPULATION

This matter having been scheduled for a Compliance Conference in OKEMOS, Michigan, before the Department of Energy Labor & Economic Growth, Bureau of Commercial Services, pursuant to an Administrative Complaint, hereafter "Complaint," dated **April 8, 2009**, filed in accordance with the provisions of the Michigan Occupational Code, 1980 PA 299, MCL 339.101 et seq., against RICHARD GEORGE ALLMAN III, Respondent, hereafter "Respondent," by the Department of Energy, Labor & Economic Growth.

The Compliance Conference was held on **June 1, 2009**, with the following attendees: Jim Nelson, Department Conferee; ex rel Complainants Dennis and Cara Albaugh; and Attorney Ted W. Stroud and Richard George Allman III on behalf of Respondent. All parties being desirous of reaching an amicable settlement of said Complaint; hereby agree to the following:

1. **IT IS HEREBY STIPULATED**, by and between the parties hereto, that Respondent admits to the factual allegations and violations set forth in numbered paragraph(s) of the Complaint in this matter as follows:

12: Respondent violated a rule of conduct in practicing an occupation, contrary to  
MCL 339.604(c).

All other charges in the Complaint are hereby dismissed. In addition, Complaint No. 309207 listing Allman Development LLC, Richard G. Allman III, Qualifying Officer, License No. 21-02-

175086, as an additional Respondent has been closed with no disciplinary action taken against it.

2. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that Respondent shall pay a FINE in the amount of **Five Hundred Dollars (\$500.00)**. Said fine shall be paid by cashier's check or money order, with Complaint No. **309208** clearly indicated on the check or money order, made payable to the State of Michigan, within sixty (60) days of the date of mailing of the Final Order in this matter. Said check or money order shall be mailed to the Department of Energy, Labor & Economic Growth, Bureau of Commercial Services, P.O. Box 30018, Lansing, Michigan 48909.

3. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that there is no RESTITUTION at issue between the parties in this matter.

4. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that failure to comply with the terms set forth in this Stipulation within sixty (60) days of the Final Order mailing date shall result in a suspension or continued suspension of all licenses or registrations of Respondent or in the denial of any license or registration renewal and the denial of future applications for licensure or registration until compliance is made with the terms of this Stipulation.

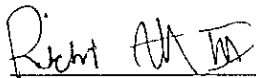
5. **IT IS FURTHER STIPULATED**, by and between the parties hereto, that failure to comply with the terms set forth in this Stipulation within six (6) months of the Final Order mailing date shall result in a revocation or continued revocation of all licenses or registrations of Respondent or in the denial of any license or registration renewal and the denial of future applications for licensure or registration until compliance is made with the terms of this Stipulation.

6. Respondent~~s~~ agree to submit written proof of having complied with each requirement of this Final Order, in a form acceptable to the Department, to the Michigan Department of Energy, Labor and Economic Growth, Bureau of Commercial Services, Final Order Monitoring, P.O. Box 30018, Lansing, MI 48909.

7. IT IS FURTHER STIPULATED, by and between the parties hereto, that the Director of the Enforcement Division of the Bureau of Commercial Services, or designee, must approve this Stipulation before it is submitted to the Board for final approval. Should the Enforcement Division Director, or that person's designee, or the Board reject this Stipulation, the Department will schedule a contested case hearing in this matter without prejudice to either party.

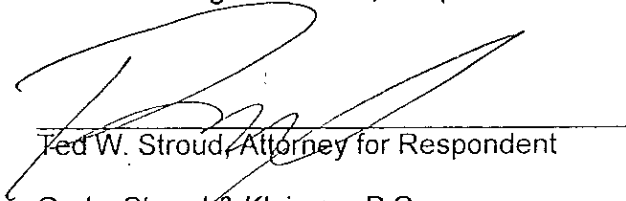
8. Respondents understand and intend that by signing this Stipulation, Respondents are waiving the right, pursuant to the Occupational Code, supra, the rules promulgated thereto, and the Administrative Procedures Act, 1969 PA 306, MCL 24.201 et seq., to a hearing before an administrative law judge, at which the Department would be required to prove the charges set forth in the Complaint by presentation of evidence and legal authority and at which Respondents would be entitled to appear with or without an attorney to cross-examine all witnesses presented by the Department and to present such testimony or other evidence or legal authority deemed appropriate as a defense to said charges.

Agreed to:



Richard George Allman III, Respondent

Date: 06/24/09



Ted W. Stroud, Attorney for Respondent


Date: 6-24-2009

Oade, Stroud & Kleiman, P.C.  
200 Woodland Pass  
P.O. Box 1296  
East Lansing, MI 48826-1296  
(517) 351-3550 telephone  
(517) 351-9428 facsimile

Bureau of Commercial Services:

Drafted by: Jim Nelson, Conferee  
Legal Affairs Division

Date: 6-24-2009

Approved:   
Barrington Carr, Director  
Enforcement Division

Date: 7-8-09