



Texas Department of Insurance

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TEXAS STATE FIRE MARSHAL OFFICIAL ORDERS ISSUED SEPTEMBER 2008 THROUGH AUGUST 2009

DFW Fire Protection, Inc., of Carrollton, allegedly subcontracted an unregistered firm to perform the acts of a fire protection contractor (install part of an underground fire main) in Corsicana, Texas, in violation of the fire sprinkler rules according to case LC08-060RF. The State Fire Marshal, under order number FM-1286, dated 9-3-08, permitted the firm to retain its registration, SCR-0305 subject to payment of an administrative penalty of \$700.

Puente Fire Extinguisher, Inc., of Olmito, acting by and through its employees, allegedly failed to properly service a fixed fire extinguisher kitchen hood system by not identifying or tagging the system which was not in compliance with UL300 according to case LC07-164. The State Fire Marshal, under order number FM-1287, dated 9-4-08, permitted the firm to retain its registration, ECR-054 subject to payment of an administrative penalty of \$1,000.

James Thomas Solomon, of Brownsville, acting for Puente Fire Extinguisher, Inc., allegedly failed to properly service a fixed fire extinguisher kitchen hood system which included not identifying or tagging the system which was not in compliance with UL300 according to case LC07-164. The State Fire Marshal, under order number FM-1288, dated 9-4-08, permitted Solomon to retain his license, FEL-5837-A subject to payment of an administrative penalty of \$500.

Dick Koetter and Betty, d/b/a/ Koetter Fire Equipment, W.F., of Wichita Falls, acting by and through its employees, allegedly failed to properly service a fixed fire extinguisher kitchen hood system by: leaving the system disconnected and inoperable without a red tag; failing to seal pipe penetrations; installing the wrong type of nozzles; not identifying and leaving storage agent container above the ceiling where temperatures would exceed its listing; and returning, without the property owner's authorization to remove sold extinguishing equipment to resolve a dispute over a billing, according to case LC08-085. After correcting all the violations at an estimated cost of \$1,133 and no cost to the owner, the State Fire Marshal, under order number FM-1289, dated 9-25-08, permitted the firm to retain its registration, ECR-1064 subject to payment of an administrative penalty of \$1,000.

R. D. Moorman, Inc., of Rockwall, allegedly violated the sprinkler laws by engaging in the sprinkler business and failing to maintain in force and on file the required general liability insurance coverage according to case LC08-028. The State Fire Marshal, under order number FM-1290, dated 10-27-08, permitted the firm to retain its Sprinkler Certificate of Registration, SCR-0845-U, subject to paying an administrative penalty of \$875.

Steven A. Myers, and Myers Fire Protection, of Huntsville, re-application for a fire extinguisher license and Extinguisher Certificate of Registration was denied by the State Fire Marshal, under order number FM-1291, dated 11-3-08, pursuant to continuing conduct that lead to the original revocation of their licenses and registration under order number FM-1190, dated 6-5-06.

Richard W. Larson and Countywide Fire & Safety , Inc., of Conroe, acting by and through its employees, allegedly misrepresented to a property owner that the inspection of their kitchen hood fire protection system was performed by a licensed individual when in fact an unlicensed individual was instructed to service and attach a tag, signed by Larson, a licensed individual, according to case number LC07-090. This violated the probation terms of a previous Fire Marshal Order #1194. The State Fire Marshal, under order number FM-1292 and 1293, dated 1-9-09, permitted Larson to retain his license, FEL-8537-A, subject to a two year period

of probation, payment of an administrative penalty of \$1,000, immediately notify the SFMO of any complaint filed against him, and during the probation period shall only work under the employ of a firm that has held a registration for at least the past two years, but not serve as an officer, director, partner, or shareholder of the firm, and to not directly or indirectly conduct fire extinguisher business under the name of Countywide Fire & Safety, Inc. The Extinguisher Certificate of Registration, ECR-1577 was revoked.

Red Hawk Industries, LLC, of Austin, merged with Chubb Security Systems, Inc. (Chubb), a SFMO registered fire alarm firm, and Red Hawk Industries LLC (Red Hawk) was the surviving entity. For almost nine months Red Hawk allegedly serviced fire alarm systems using the Red Hawk name before getting a new Certificate of Registration. During this period they failed to immediately notify the local authority having jurisdiction after attaching a red tag to a school's fire alarm system that had open circuits according to case LC08-013 and 016. The State Fire Marshal, under order number FM-1294, dated 1-9-09, permitted the firm to retain its registration, ACR-3182 subject to payment of an administrative penalty of \$6,500.

Glen McBride & Rick Gamble d/b/a Atlas Fire and Alarm, of Pasadena, while engaging in the fire alarm business, allegedly failed to submit plans to the local authority having jurisdiction for review prior to commencement of the work at a Beall's Store in Corpus Christi, according to case LC08-116. The State Fire Marshal, under order number FM-1295, dated 1-26-09, permitted the firm to retain its registration, ACR-2394, subject to payment of an administrative penalty of \$500.

Security One, Inc., of Universal City, while engaging in the fire alarm business, allegedly failed to submit plans to the local authority having jurisdiction for review prior to commencement of the work at the Market Place Office in New Braunfels, and after performing the work, failed to attach a red tag and notify the local AHJ that the control panel was not working properly according to case LC08-140. The State Fire Marshal, under order number FM-1296, dated 2-3-09, permitted the firm to retain its registration, ACR-1165, subject to payment of an administrative penalty of \$1,000.

Puente Fire Extinguisher, Inc., of Olmito, Fire Extinguisher Certificate of Registration ECR-054, was issued a Commissioner's Emergency Cease and Desist Order, 09-0058 dated 1-28-09, alleging that Puente is committing an unfair act and/or is in a hazardous condition and that Puente's conduct is fraudulent; hazardous; creates an immediate danger to the public safety; and/or is causing or can be reasonably expected to cause public injury that is likely to occur at any moment, is incapable of being repaired or rectified, and has or is likely to have influence or effect under TEX. INS. CODE ANN. §83.051 by failing to maintain in force and on file in the State Fire Marshal's Office a valid certificate of insurance. Therefore it was ordered that Puente Fire Extinguisher immediately cease and desist from engaging in the business of installing or servicing portable fire extinguishers or planning, certifying, installing, or servicing fixed fire extinguisher systems without first complying with the statutes and regulations of the State of Texas and the Texas Department of Insurance.

Jesse Hellums d/b/a/ Dominion Home Networks, of San Antonio, while engaging in the fire alarm business, allegedly inspected a system and failed to attach a blue label to a fire alarm panel which was requested and paid by the owner of the children's home. Dominion Homes Networks would not return calls, respond or attach the required label, according to case LC07-145. The State Fire Marshal, under order number FM-1297, dated 3-2-09, permitted the firm to retain its registration, ACR-2376, subject to payment of an administrative penalty of \$500.

Remington Alarm Systems, Inc., of Tyler, allegedly violated the fire alarm laws by engaging in the fire alarm business and failing to maintain in force and on file the required general liability insurance coverage according to case LC08-182. The State Fire Marshal, under order number FM-1298, dated 3-16-09, permitted the firm to retain its Alarm Certificate of Registration, ACR-1582, subject to paying an administrative penalty of \$1,250.

Inhouse Systems, Inc. of Temple, allegedly violated the fire alarm laws by not only failing to use a licensed individual to design a fire alarm system but also falsified the signature of a licensee, not employed by the firm, on the design plans submitted to a city official for a permit according to case LC08-177. Under order number FM-1299, dated April 6, 2009, the firm was permitted to retain its Fire Alarm Certificate of Registration, ACR-1959, subject to paying an administrative penalty of \$4,000.

Assurance Fire Protection, LLC of El Paso, allegedly violated the fire extinguisher rules by disabling three old fixed kitchen hood fire protection systems prior to installing a new one and failed to notify the local fire official that the systems were inoperable. As a result for approximately two weeks, while three schools were in session, the fixed fire systems were inoperable, according to case LC07-055; -056; & -057. The State Fire Marshal, under order number FM-1300, dated April 6, 2009, permitted Assurance to retain its registration, ECR-1206 subject to payment of an administrative penalty of \$2,879.

Fire Safe Protection Services, LP, of Houston, acting through its employees, allegedly installed fire alarm systems, in violation of the fire alarm rules by: attaching red and yellow labels shortly after they installed the fire alarm system; installing but did not supervising power booster panels; leaving certain notification devices inoperable; failing to provide the name of the Alarm Planning Superintendent on the installation label; failing to notify the authority having jurisdiction after placing a red label on the system; making cable splices above a ceiling that were not in a junction box. After correcting the violations at no cost to the property owner, the State Fire Marshal, under order number FM-1301, dated 6-15-09, permitted the firm to retain its fire alarm Certificate of Registration, ACR-83231-581, subject to paying an administrative penalty of \$2,250.

Jim Pilgrim and George Pilgrim d/b/a Southwest Fire Protection of Whitsett, allegedly violated the fire extinguisher rules by adding a nozzle to an existing kitchen hood fire extinguisher system without supplying more extinguishing agent in violation of the manufacturer's requirement and attached a red tag to a kitchen hood system in which the actuating cartridge was empty but failed to notify the local fire official that the system was inoperable according to case LC08-023RF and LC07-200RF. The State Fire Marshal, under order number FM-1302, dated July 16, 2009, permitted Southwest to retain its registration, ECR-375, subject to payment of an administrative penalty of \$2,000.

Panhandle Fire Protection, LLC, of Amarillo, acting through its employees, allegedly attached yellow tags to six of nine fire sprinkler systems and failed to notify the local authority having jurisdiction according to case LC08-135RF. The local fire marshal did not find any tags on the systems. The State Fire Marshal, under order number FM-1303, dated 7-17-09, permitted the firm to retain its registration, SCR-0793, subject to payment of an administrative penalty of \$1,000.

Checkpoint Systems, Inc., of Chanhassen, MN, while engaging in the fire alarm business, allegedly attached a red tag to the fire alarm system, because the sprinkler system water flow alarm was not operable and failed to notify the local authority having jurisdiction, according to case LC09-089RF. The State Fire Marshal, under order number FM-1304, dated 7-17-09, permitted the firm to retain its registration, ACR-3230, subject to payment of an administrative penalty of \$500.

Rusty Fouse d/b/a Excalibur Security Services, of Waxahahie, acting as a firm, allegedly violated the fire alarm rules by failing to maintain in force and on file the required general liability insurance coverage, since May 31, 2008, according to case LC08-191. After failing to reply to the notice for hearing, a disposition by default was rendered, culminating in State Fire Marshal, order number FM-1305, dated 7-27-09, revoking fire alarm Certificate of Registration ACR-2821.

Mauricio Hussman, President of The Mauser Group of Houston, was issued a warning letter dated July 22, 2009 to cease any future violations of the Texas Insurance Code after reporting that it had voluntarily sold its inventory and will no longer sell the "Space Center X-T" portable fire extinguisher to the public in Texas, which was allegedly not in compliance with the Texas Insurance Code because which it was not listed by a Nationally Recognized Testing Laboratory.

Rosalind G. Vasquez d/b/a City-Wide Fire & Safety, of El Paso, acting as an extinguisher firm, allegedly violated the fire extinguisher codes by failing to obtain a Certificate of Registration prior to selling a fixed fire extinguisher system according to case LC08-075. After failing to reply to the notice for hearing a disposition by default was rendered culminating in State Fire Marshal, order number FM-1306, dated 8-4-09, revoking the fire extinguisher Certificate of Registration, ECR-1923, issued after the violation.

Joe J. Mosqueda d/b/a AAA Fire and Safety Services, of Mesquite, acting as a fire extinguisher and alarm firm, allegedly violated the fire extinguisher and fire alarm codes by failing to maintain in force and on file the required notice of general liability insurance coverage, for approximately one month, according to case LC08-025RF & LC08-030. The State Fire Marshal, under order number FM-1307, dated 8-4-09, permitted the firm to retain its fire alarm Certificate of Registration ACR-1215 and fire extinguisher Certificate of Registration ECR-1162, subject to paying an administrative penalty of \$1,500.

Truckload Fireworks, Inc., of Odessa, allegedly failed to distribute fireworks as required by the fireworks rules, by failing to return the copies of the fireworks retail permits they issued prior to March 1, of the following year, according to case LC09-135. The State Fire Marshal, under order number FM-1308, dated 8-5-09, permitted the firm to retain its jobber's license, FWJ-0019, subject to paying an administrative penalty of \$750

Wayne L. Stone d/b/a Absolute Electronics, of Vidor, acting as a fire alarm firm, allegedly violated the fire extinguisher codes by failing to maintain in force and on file the required notice of general liability insurance coverage, according to case LC08-083RF. After failing to reply to the notice for hearing a disposition by default was rendered culminating in State Fire Marshal, order number FM-1309, dated 8-7-09, revoking fire alarm Certificate of Registration ACR-1671.

Volunteer Security Inc. of South Texas, of Harlingen, while engaging in the fire alarm business, allegedly violated the fire alarm codes by failing to maintain in force and on file the required notice of general liability insurance coverage, according to case LC08-042RF. After failing to reply to the notice for hearing a disposition by default was rendered culminating in State Fire Marshal, order number FM-1310, dated 8-7-09, revoking fire alarm Certificate of Registration ACR-1879.

Mike Foster d/b/a Foster's Security, of Palestine, acting as a fire alarm firm, allegedly violated the fire alarm laws by installing a fire alarm system without a fire Alarm Certificate of Registration, according to case LC08-163. The State Fire Marshal, under order number FM-1311, dated 8-17-09, permitted the firm to retain its subsequently obtained Alarm Certificate of Registration, ACR-3216, subject to paying an administrative penalty of \$2,000.

Charley Edward Case d/b/a Caprock Alarm & Detection, of Lubbock, allegedly violated the fire alarm laws by engaging in the fire alarm business and failing to maintain in force and on file the required general liability and completed operations insurance coverage according to case LC09-010. The State Fire Marshal, under order number FM-1312, dated 8-17-09, permitted the firm to retain its Alarm Certificate of Registration, ACR-2461, subject to paying an administrative penalty of \$875.

Spirit of '76 Wholesale, LLC, of Columbia, Missouri allegedly failed to distribute fireworks as required by the fireworks rules, by failing to return the copies of the fireworks retail permits they issued prior to March 1, of the following year, according to case LC09-134. The State Fire Marshal, under order number FM-1313, dated 8-17-09, permitted the firm to retain its distributor's license, FWD-0092, subject to paying an administrative penalty of \$500.

Western States Fire Protection Company, of Houston, inspected a fire sprinkler system and attached a yellow tag indicating the system had taped, painted, obstructed, and missing sprinkler heads but failed to notify the local authority having jurisdiction according to case LC09-028. The State Fire Marshal, under order number FM-1314, dated 8-17-09, permitted the firm to retain its registration, SCR-0152, subject to payment of an administrative penalty of \$500.

Pauletter Ann Wright d/b/a BCK Fire Extinguisher Sales and Service, of Channelview, allegedly violated the fire extinguisher laws by engaging in the fire extinguisher business and failing to maintain in force and on file the required general liability and completed operations insurance coverage according to case LC08-082. The State Fire Marshal, under order number FM-1315, dated 8-17-09, permitted the firm to retain its Extinguisher Certificate of Registration, ECR-1836, subject to paying an administrative penalty of \$1,000.

TFT Fire Protection, Inc., d/b/a Texas Fire Technology, of Houston, acting by and through its employees, allegedly violated the SFMO adopted national standards, by failing to perform a hydrostatic test on a portable fire extinguisher, and after attaching a red label to a fire alarm system in which none of the manual fire alarm boxes operated and the system would not alarm, failed to notify either the property owner or the local AHJ according to case LC08-088 and LC08-095. After failing to reply to the notice for hearing a disposition by default was rendered culminating in State Fire Marshal, order number FM-1316, dated 8-17-09, revoking fire Alarm Certificate of Registration, ACR-2830 and Extinguisher Certificate of Registration, ECR-1842.

Scott Lee Johnson d/b/a 48 Off Fire Extinguisher Service, of Frisco, allegedly violated the fire extinguisher laws by engaging in the fire extinguisher business and failing to maintain in force and on file the required general liability and completed operations insurance coverage according to case LC08-175RF. After failing to reply to the notice for hearing a disposition by default was rendered culminating in State Fire Marshal, order number FM-1317, dated 8-17-09, revoking fire Extinguisher Certificate of Registration, ECR-1910.

Alarm Watch, Inc., of Pearland, while engaged in the fire alarm business, allegedly failed to comply with State Fire Marshal Order FM-1270, dated 4-7-08, within the prescribed time frame. After failing to reply to the notice for hearing a disposition by default was rendered culminating in State Fire Marshal, order number FM-1318, dated 8-17-09, revoking fire Alarm Certificate of Registration, ACR-1993.

Stacy Dale Matthieu d/b/a Texas Discount Fire Equipment, of Willis, allegedly violated the fire extinguisher laws by engaging in the fire extinguisher business and failing to maintain in force and on file the required general liability and completed operations insurance coverage according to case LC08-084. The State Fire Marshal, under order number FM-1319, dated 8-20-09, permitted the firm to retain its Extinguisher Certificate of Registration, ECR-1488, subject to paying an administrative penalty of \$1,000.

Ely Environmental, LLC, of Houston, allegedly violated the fire extinguisher laws by engaging in the fire extinguisher business and failing to maintain in force and on file the required general liability and completed operations insurance coverage according to case LC08-150RF. The State Fire Marshal, under order number FM-1320, dated 8-20-09, revoked Extinguisher Certificate of Registration, ECR-1851.

BCI Technologies, Inc., of Grand Prairie, allegedly violated the fire alarm rules by attaching a red label to a fire alarm system that had a fault or was inoperable and failed to notify the local AHJ according to case number LC08-196RF. The State Fire Marshal, under order number FM-1321, dated August 21, 2009, permitted BCI to retain its registration, ACR-2175, subject to payment of an administrative penalty of \$500.

Protection One Alarm Monitoring, Inc., of Houston, allegedly commenced the installation of a fire alarm system prior to providing plans to the local AHJ according to case LC08-100RF. The State Fire Marshal, under order number FM-1322, dated August 21, 2009, permitted Protection One to retain its registration, ACR-1637, subject to payment of an administrative penalty of \$500.

Dooley Tackaberry, Inc., of Deer Park, allegedly commenced the replacement of fire alarm equipment prior to informing the local AHJ or providing plans according to case LC08-069RF. The State Fire Marshal, under order number FM-1323, dated August 21, 2009, permitted Dooley Tackaberry to retain its registration, ACR-1432, subject to payment of an administrative penalty of \$500.

Victor Morgan and Victor Morgan d/b/a AA Fire Protection, and AA Fire Protection, Inc., of Seguin, acting by and through its employees, engaged in the fire extinguisher, fire alarm and fire sprinkler business and allegedly failed to obtain an Alarm Certificate of Registration (ACR), Extinguisher Certificate of Registration (ECR), and Sprinkler Certificate of Registration (SCR); failed to maintain in force and on file the required general liability and completed operations insurance; failed to notify the SFMO of a change of address; directed unlicensed individuals to attach service tags that had been previously signed by another licensee; falsely represented to customers that fire extinguisher and alarm inspections were performed by qualified individuals; failed to maintain hydrostatic test records of portable extinguishers in the shop; failed to employ a full time RME; authorized an type B license to do type A work without the appropriate license; failed to attach a yellow tag on a kitchen hood system that did not comply with UL 300; failed to test the operation of the releasing device, manual pull stations, and other equipment in a fixed fire extinguisher system; and failed to provide manufacturer's manuals for fixed fire systems to its employees, according to cases LC07-238RF, LC08-165RF, LC09-041RF, LC09-042RF, and LC09-046RF. The State Fire Marshal under order FM-1324 dated September 1, 2009, revoked ECR-1641, ACR-2477, and SCR-0968 held by Victor Morgan d/b/a AA fire Protection; revoked fire extinguisher license, FEL-9898 and alarm license FAL-6816 held by Victor Morgan; ordered the issuance of an ECR, ACR, and SCR to AA Fire Protection, Inc., subject to being put on probation for two years; providing monthly reports of all business activities during that time; paying an administrative penalty of \$8,000; removing Victor Morgan as director of that corporation; reviewing all records and determine where unlicensed worker performed work and redo the work with licensed employees and report when complete; re-inspect the extinguisher, alarm and sprinkler system of 93 different businesses and report when complete; retest all portable fire extinguishers for which the firm failed to maintain hydrostatic records; ensure all vehicles prominently display the signs with the required information specified in the rules; maintain at all times a shop with the required equipment specified in the extinguisher rules; make all records available to the SFMO on request; and notify the SFMO of any complaint made against the firm or any of its employees.