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**BEFORE THE ARIZONA STATE  
BOARD OF TECHNICAL REGISTRATION  
IN THE OFFICE OF ADMINISTRATIVE HEARINGS**

4 **In the Matter of:**

5 **THEODORE GOSSARD**  
6 Non-Registrant,

7 Respondent

8 and

9 **FINE TOOTH HOME INSPECTION,  
L.L.C.,**  
10 Non-Registrant Firm

11 Respondent Firm.

**Case No. HI19-003**

**FINDINGS OF FACT,  
CONCLUSIONS OF LAW  
AND ORDER**

12 This matter came before the Arizona Board of Technical Registration ("Board") on  
13 September 24, 2019. Theodore Gossard ("Respondent") was not present. Neither Respondent nor  
14 Respondent firm were represented by an attorney. Assistant Attorney General Deanie Reh  
15 appeared on behalf of the State. The Board received independent legal advice from Assistant  
16 Attorney General Marc Harris. After hearing evidence and arguments from the State, the Board  
17 issues the following Findings of Fact, Conclusions of Law and Order:

18 **FINDINGS OF FACT**

- 19 1. The Board is the duly constituted authority for the regulation and control of the practice  
20 of home inspection, etc., and the firms under which registrants practice pursuant to A.R.S. 32-  
21 101, et seq.
- 22 2. Respondents, Theodore Gossard and Fine Tooth Home Inspection, do not hold  
23 registrations to practice home inspection in Arizona.
- 24 3. Theodore Gossard held Home Inspection certificate number 39084, which expired on  
25 March 31, 2016. On April 25, 2017, the Board cancelled the certificate pursuant to ARS 32-127.  
26 Find Tooth Home Inspection,
- 27 4. Fine Tooth Home Inspection, L.L.C., held registered firm number 12387, which expired  
28 on March 31, 2014.

1 5. On June 21, 2017, Respondent Gossard performed a home inspection and prepared a  
2 home inspection report through his unlicensed firm, Fine Tooth Home Inspection, L.L.C. for the  
3 property located at 5105 E. Crestview St., in Flagstaff, Arizona.

4 6. On July 20, 2018, Board staff reviewed Respondents' website page,  
5 www.finethoothhomeinspections.com, on the internet and observed that they were actively  
6 offering home inspections to the public despite previous notice from the Board informing them  
7 that their registrations had been cancelled. Furthermore, previous Board notices informed them  
8 that only registered certificate holders could lawfully conduct home inspections in Arizona.

9 7. On July 23, 2018, Board staff sent Respondents notice of this complaint and requested  
10 their formal response by August 10, 2018.

11 8. To date, Respondents have failed to respond to Board requests and remain unlicensed to  
12 perform home inspections in Arizona.

#### 13 CONCLUSIONS OF LAW

14 9 The conduct alleged above constitutes grounds for discipline pursuant to A.R.S. § 32-  
15 106.02, in that Resopndent, Theodore Gossard, is not registered with the Board to practice home  
16 inspection in Arizona, as required pursuant to A.R.S. § 32-121 and A.R.S. §32-145.

17 10. The conduct alleged above constitutes grounds for discipline pursuant to A.R.S. § 32-  
18 106.02, in that Respondent Firm, Fine Tooth Home Inspection, L.L.C., is not registered with the  
19 Board to practice home inspection in Arizona, as required pursuant to A.R.S. § 32-121 and  
20 A.R.S. § 32-141.

#### 21 ORDER

22 Based on the Board's adoption of the Findings of Fact and Conclusions of Law, the  
23 Board issues the following Order with the understanding that Respondent, Theodore Gossard and  
24 Respondent Firm, Fine Tooth Home Inspection, L.L.C. are jointly and severally liable for the  
25 following:

26 1. **CIVIL PENALTY.** Within thirty (30) days of the effective date of this Order,  
27 Respondent(s) shall pay a civil penalty in the amount of six thousand dollars (\$6,000) by  
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1 certified check or money order made payable to the State of Arizona Board of Technical  
2 Registration.

3 2. **COST OF INVESTIGATION** – Within thirty (30) days of the effective date of  
4 this Order, Respondent(s) shall pay the costs of investigation in the amount of one-hundred and  
5 eleven dollars (\$111) by certified check or money order made payable to the State of Arizona  
6 Board of Technical Registration.

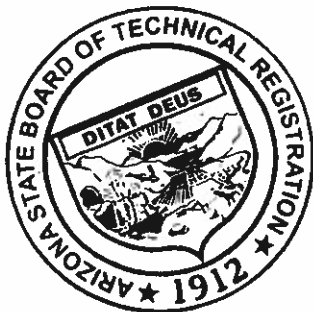
7 3. **COST OF ATTORNEY'S FEES AND HEARING.** - Within thirty (30) days of  
8 the effective date of this Order, Respondent(s) shall pay attorney's fees in the amount of three-  
9 hundred ninety dollars and forty-five cents (\$390.45) by certified check or money order made  
10 payable to the State of Arizona Board of Technical Registration.

11 **Right to Petition for Rehearing or Review**

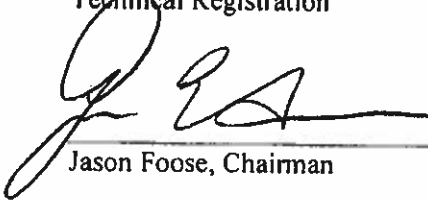
12 Respondent and Respondent Firm are notified that they have the right to file a motion for  
13 rehearing or review of this Order. Pursuant to A.R.S. § 41-1092.09(B) and A.A.C. R4-30-  
14 126(A), the motion for rehearing or review must be filed with the Board's Executive Director  
15 within 30 days after service of this Order. Service of this Order is defined as five calendar days  
16 after mailing.

17 The motion for rehearing or review must set forth legally sufficient reasons for granting a  
18 rehearing or review. A.A.C. R4-30-126(C). If a petition for rehearing or review is not filed, the  
19 Board's Order becomes effective thirty-five (35) days after it is mailed to Respondent and  
20 Respondent Firm. Respondent and Respondent Firm are further advised that the filing of a  
21 motion for rehearing or review is required to preserve any rights of appeal to Superior Court.  
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23 DATED this 30 day of OCTOBER, 2019.



Arizona State Board of  
Technical Registration

  
Jason Foose, Chairman

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ORIGINAL filed this 3 day of October, 2019, with:

Arizona State Board of Technical Registration  
1110 W. Washington, Ste. 240  
Phoenix, AZ 85007

COPY mailed via Certified Mail No. 9214 8901 9434 4600 0620 82 + 99

First Class mail this 3 day of October, 2019, to:

Theodore Gossard  
Fine Tooth Home Inspection  
P.O. Box 50644  
Parks AZ 86018

Theodore Gossard  
Fine Tooth Home Inspection, L.L.C.  
PO BOX 5373  
Flagstaff AZ 86002

COPY of the foregoing mailed this 3 day of October, 2019, to:

Scott Donald  
scott.donald@azag.gov

COPY of the foregoing mailed this 3 day of October, 2019, to:

Marc Harris  
marc.harris@azag.gov

By: Kurt Winter