

IN THE MATTER OF  
THE CLAIM OF JOHN E. &  
MARGARET A. FULLER  
AGAINST MARYLAND HOME  
IMPROVEMENT GUARANTY FUND  
ON ACCOUNT OF  
ALLEGED VIOLATIONS OF  
JOHN CAPOZZI  
t/a CAPOZZI CONSTRUCTION

\* MARYLAND HOME  
\* IMPROVEMENT COMMISSION

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\* Case No. 08 (75) 95  
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**FINAL ORDER**

On this 22<sup>ND</sup> day of October, 2010, 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 Claimants have provided the Commission with a copy of a final award in arbitration, dated November 18, 2008, 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 Claimants sustained an actual loss of \$37,319.26.

2) Pursuant to Business Regulation Article, §8-405(e)(1), Annotated Code of Maryland, the Commission may not award to any claimant more than \$20,000.00 from the Home Improvement Guaranty Fund.

3) The Commission directs payment from the Home Improvement Guaranty Fund of \$20,000.00 to the Claimants, John E. & Margaret A. Fuller.

4) Pursuant to Business Regulation Article, §8-411(a), Annotated Code of Maryland, any home improvement licenses held by the Respondent, John Capozzi, t/a Capozzi Construction, 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.

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

6) 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