

KENNY C. GUINN  
Governor

## STATE OF NEVADA



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MARGARET CAVIN  
JERRY HIGGINS  
DENNIS K. JOHNSON  
RANDY SCHAEFER  
MICHAEL ZECH

## STATE CONTRACTORS' BOARD

### MINUTES OF THE MEETING JANUARY 24, 2001

#### REPLY TO:

**RENO**  
9670 Gateway Drive, Suite 100  
Reno, Nevada 89511  
(775) 688-1141  
Fax (775) 688-1271  
Investigations (775) 688-1150

#### LAS VEGAS

4220 So. Maryland Parkway  
Building D, Suite 800  
Las Vegas, Nevada 89119  
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Investigations (702) 486-1110

The meeting of the State Contractors' Board was called to order by acting Chairman Mike Zech at 8:07 a.m., Wednesday, January 24, 2001, State Contractors' Board, Las Vegas, Nevada. EXHIBIT A is the Meeting Agenda and EXHIBIT B is the Sign In Log.

#### BOARD MEMBERS PRESENT:

Mr. Kim Gregory - Chairman – arrived 10:50 a.m.  
Mr. Douglas W Carson  
Ms. Margaret Cavin  
Mr. Jerry Higgins  
Mr. Dennis Johnson  
Mr. Randy Schaefer  
Mr. Mike Zech

#### BOARD MEMBERS ABSENT:

None

#### STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer  
Mr. Robert Griffy, Legal Counsel (Haney, Woloson & Mullins)  
Mr. David Reese, Legal Counsel (Cook, Roberts & Reese)  
Ms. Nancy Mathias, Licensing Administrator  
Mr. George Lyford, Director of Special Investigations Unit  
Mr. Rick Bertuzzi, Director of Investigations  
Mr. Roy Schoonmaker, Investigations Supervisor  
Ms. Frank Torres, Deputy Director of Investigations  
Mr. Bob Macke, Investigator Supervisor  
Mr. Greg Welch, Investigator Supervisor  
Ms. Pat Potter, Licensing Supervisor  
Ms. Susie Kiger, Legal Assistant  
Mr. Mike Perko, Investigator  
Mr. Ron Ramsey, Investigator  
Mr. Peter Benedict, Investigator  
Mr. Chet Yekin, Investigator  
Ms. Julissa Cobos, Receptionist  
Mr. Bill Brandon, Recording Secretary

#### OTHERS PRESENT:

Cari Inkenbrandt, Court Reporter, CSR Associates of Nevada; Rodney Smith, Cool-Aire Refrigeration Service, Inc.; Mike Walters; James Barton; Josie Bayudan, Esq., Counsel; James Barton, Big Town Mechanical LLC.; Gary Joe Smith, Owner, Floors by Gary; Jose Idine; Doris Greene, counsel; Mr. & Mrs. Martinez; Edward Terence Manley, President, Champion Homes; David Keefe, General Manager, Coast West Plumbing for Champion

Homes; Mike Sirkel; Jane Cross; Robert Meranto, President, Just Concrete, Inc.; Chris Harrison, K. O. Construction; Ted Davis, CEDCO, Inc.; Robert E. and Joyce E. Folker; Howard J. and Annette Ross; Keith Gregory, Esq., Counsel; Darcey Green, counsel A C Houston; Dennis Nelson and Brian Bugni, Mojave Electric.

**EXECUTIVE SESSION**

Unfinished business, 1/23/01

Ms. Grein presented recommendations regarding office space for relocation of the Board's Las Vegas office. The present lease expires October 1, 2001 and additional space is needed.

**MR. JOHNSON MOVED TO ALLOW THE EXECUTIVE OFFICER TO PROCEED WITH OBTAINING A RENTAL AGREEMENT FOR SPACE LOCATED AT EASTERN AND RUSSELL IN LAS VEGAS.**

**MS. CAVIN SECONDED THE MOTION.**

**THE MOTION CARRIED.**

Ms. Grein mentioned the possibility of obtaining office space in Carson City during Legislative Session.

Ms. Grein discussed Legislative Bill Draft Request (BDR) submitted by the Board regarding proposed changes to the Bidders' Preference law. The BDR had not yet been returned in final form.

**DISCIPLINARY HEARINGS**

**COOL-AIRE REFRIGERATION SERVICE INC., #11830 – DISCIPLINARY HEARING**

Rodney Smith and NSCB Investigator Bob Macke were sworn in.

The Notice of Hearing & Complaint, dated December 22, 2000, consisting of pages 1 - 17, was sent certified mail to the Respondent at the address of record on file, 3655 South Decatur, #14-234, Las Vegas, NV 89103. The return receipt was not received.

The hearing was for possible violations of NRS 624.3017 (1), Workmanship which is not commensurate with the standard of the trade; NRS 624.301 (4), willful failure or refusal without legal excuse on the part of a licensee as a contractor to prosecute a construction project or operation with reasonable diligence, thereby causing material injury to another; NRS 624.3013 (5), as set forth in NAC 624.700 (3) (a) and NAC 624.640 (5), failure in any material respect to comply with the provisions of this chapter or the regulations of the board by failing to comply with the notice to correct, and by failing to include the license number and monetary limit on the bid or contract; NRS 624.3011 (1) (a), willful or prejudicial departure from or disregard of plans or specifications in any material respect without the consent of the owner or his authorized representative and the person entitled to have the particular construction project or operations completed in accordance with the plans and specifications; and NRS 624.3013 (5), as set forth in NAC 624.640 (3), failing to report a change in address to the Board within 30 days.

The Notice of Hearing and Complaint were entered into the record as EXHIBIT 1.

Ms. Virginia B. Howard, Cool-Aire Refrigeration Service, Inc., was not present, nor was anyone present on Respondent's behalf.

Mr. Smith testified that he entered into a contract on September 20, 1996 with Cool-Aire Refrigeration for two air conditioning units to be installed at his residence and paid for the installation. After the units were installed, Mr. Smith noticed that one unit was not the unit he purchased. Respondent failed to replace the unit. A claim was filed against the Respondent's bond but Star Insurance stated the time limit had expired and the bond had lapsed as of May 27, 2000.

Mr. Perko testified that he validated workmanship issues in the complaint. A Notice to Correct was sent to Respondent with no response.

The evidentiary portion of the hearing was closed.

**MR. CARSON MOVED TO ACCEPT THE FILE AND TESTIMONY AS FORMAL FINDINGS OF FACTS, CONCLUSIONS OF LAW.**

**MS. CAVIN SECONDED THE MOTION.**

**THE MOTION CARRIED.**

**MR. CARSON MOVED TO FIND COOL-AIR REFRIGERATION SERVICE, INC., LICENSE #11830, IN VIOLATION OF ALL CHARGES.**

**MS. CAVIN SECONDED THE MOTION.**

**THE MOTION CARRIED.**

**MR. CARSON MOVED TO REVOKE LICENSE #11830, COOL-AIR REFRIGERATION SERVICE, INC.; TO REQUIRE FULL RESTITUTION TO THE DAMAGED PARTY; AND TO RECOVER THE INVESTIGATIVE COSTS OF \$1,529.00 IF THE RESPONDENT OR ANY PRINCIPAL THEREOF REAPPLIED FOR LICENSURE.**

**MS. CAVIN SECONDED THE MOTION.**

**THE MOTION CARRIED.**

### **GREISEN CONSTRUCTION INC #35737 – DISCIPLINARY HEARING**

Mike Walters, President, Ashlan Concrete Cutting, James Barton, Big Town Mechanical, David P. Bold, Jr., President, Done Right Plumbing, and NSCB Investigators Ron Ramsey and Peter Benedict, were sworn in and in attendance was Josie Bayudan, Esq., counsel for DRS.

The Notice of Hearing & Complaint, dated December 22, 2000, consisting of pages 1 – 22, was sent certified mail to the Respondent at the address of record on file, 790 South Virginia Street, Reno, NV 89501. The return receipt was not received.

The hearing was for possible violations of NRS 624.3012 (2), willful or deliberate failure by any licensee or agent or officer thereof to pay any money when due for any materials or services rendered in connection with his operations as a contractor, when he has the capacity to pay or when he has received sufficient money therefor; and NRS 624.3013 (3), failure to establish financial responsibility.

The Notice of Hearing and Complaint were entered into the record as EXHIBIT 1.

Mr. Zech recused himself.

Mr. Gale Franklin Greisen, Greisen Construction Inc., was not present, nor was anyone present on Respondent's behalf.

Mr. Walters testified that he had entered into a contract with the Respondent for concrete cutting at the Pizza Hut at Desert Inn and McLeod and is still owed \$1,175.00. Neither telephone calls, facsimiles or certified letters sent have resulted in contact with the Respondent.

Mr. Barton testified that he had entered into a contract on December 29, 1998 with the Respondent to complete plumbing at the Pizza Hut project on Eastern and Windmill and is still owed \$1,716.00, the Bob's Big Boy Restaurant project at 2131 Rock Strings Road and is still owed \$464.25, and also the Big Boy Restaurant project at 310 N. Nellis Blvd. and is still owed \$210,940.16. The complainant has been unable to contact the Respondent. A lien has not been filed.

Mr. Ramsey testified that a request for the Financial Statement was sent to Licensee but had not been received. Contact with the Respondent revealed he would not be at the hearing due to financial restrictions and offered no assistance in making payments.

Mr. Benedict testified that he assisted with validation of complaints and concurs with Mr. Ramsey.

The evidentiary portion of the hearing was closed.

**MS. CAVIN MOVED TO ACCEPT THE FILE AND TESTIMONY AS FORMAL FINDINGS OF FACTS, CONCLUSIONS OF LAW.**

**MR HIGGINS SECONDED THE MOTION.**

**THE MOTION CARRIED. (MR. ZECH ABSTAINED)**

**MS. CAVIN MOVED TO FIND GREISEN CONSTRUCTION, INC., LICENSE #35737, IN VIOLATION OF ALL CHARGES.**

**MR HIGGINS SECONDED THE MOTION.**

**THE MOTION CARRIED. (MR. ZECH ABSTAINED)**

**MS. CAVIN MOVED TO REVOKE LICENSE #35737, GREISEN CONSTRUCTION INC.; TO REQUIRE FULL RESTITUTION TO THE DAMAGED PARTIES; AND TO RECOVER THE INVESTIGATIVE COSTS OF \$1,896.00 IF THE RESPONDENT OR ANY PRINCIPAL THEREOF REAPPLIED FOR LICENSURE.**

**MR. HIGGINS SECONDED THE MOTION.**

**THE MOTION CARRIED. (MR. ZECH ABSTAINED)**

**FLOORS BY GARY, #42436 – DISCIPLINARY HEARING (Continued from December 20, 2000)**

Gary Joe Smith, Owner, and NSCB Investigator Bob Macke, were sworn in and in attendance was Jose Idine, Esq., counsel for Floors by Gary.

Counsel for Mr. Smith stated the Respondent accepts the Findings of Fact from December 20, 2000 hearing dated January 12, 2001 and that the Respondent is agreeable to surrendering his license.

The evidentiary portion of the hearing was closed.

**MR. CARSON MOVED TO ACCEPT THE FORMAL FINDINGS OF FACTS.**

**MR. SCHAEFER SECONDED THE MOTION.**

**THE MOTION CARRIED.**

**MR. CARSON MOVED TO ACCEPT THE SURRENDER OF LICENSE # 42436.**

**MR. SCHAEFER SECONDED THE MOTION.**

**THE MOTION CARRIED.**

#### **EAGLE CREEK CONSTRUCTION LLC, #47669 – DISCIPLINARY HEARING**

NSCB Investigator Bob Macke, was sworn in and in attendance was Darcy Green, Counsel for A C Houston Lumber Company.

The Notice of Hearing & Complaint, dated December 22, 2000, consisting of pages 1 - 12, was sent certified mail to the Respondent at the address of record on file with the Board. The return receipt was dated December 28, 2000.

The hearing was for possible violations of NRS 624.3012 (2), willful or deliberate failure by any licensee or agent or officer thereof to pay any money when due for any materials or services rendered in connection with his operations as a contractor, when he has the capacity to pay or when he has received sufficient money therefor; NRS 624.3013 (3), failure to establish financial responsibility; NRS 624.3013 (4), failure to keep in force the bond or cash deposit pursuant to NRS 624-270 for the full period required by the board; and NRS 624.3013 (5), as set forth in NAC 624.640 (3), failing to report a change in address to the Board within 30 days.

The Notice of Hearing and Complaint were entered into the record as EXHIBIT 1.

Mr. David C. Anderson, Eagle Creek Construction LLC, was not present, nor was anyone present on Respondent's behalf.

Ms. Green testified that A C Houston Lumber Company and the Respondent entered into an agreement to allow Respondent to purchase materials. The Complainant is owed \$9,336.84 and has been unable to contact the Respondent. A claim against the Respondent's bond is presently pending.

Mr. Macke testified that a Financial Statement from Licensee was requested and had not been received. Additionally, the Respondent changed addresses without proper notification to NSCB as required.

The evidentiary portion of the hearing was closed.

**MR. HIGGINS MOVED TO ACCEPT THE FILE AND TESTIMONY AS FORMAL FINDINGS OF FACTS, CONCLUSIONS OF LAW.**

**MS. CAVIN SECONDED THE MOTION.**

**THE MOTION CARRIED.**

**MR. HIGGINS MOVED TO FIND EAGLE CREEK CONSTRUCTION LLC, LICENSE #47669, IN VIOLATION OF ALL CHARGES.**

**MS. CAVIN SECONDED THE MOTION.**

**THE MOTION CARRIED.**

**MR. HIGGINS MOVED TO REVOKE LICENSE #47669, EAGLE CREEK CONSTRUCTION LLC; TO REQUIRE FULL RESTITUTION TO THE DAMAGED PARTIES; AND TO RECOVER THE INVESTIGATIVE COSTS OF \$1,389.00 IF THE RESPONDENT OR ANY PRINCIPAL THEREOF REAPPLIED FOR LICENSURE.**

**MS. CAVIN SECONDED THE MOTION.**

**THE MOTION CARRIED.**

#### **DASCO INC., #09778A – DISCIPLINARY HEARING**

Mr. Martinez and Mrs. Eusebio Martinez, along with NSCB Investigators Chet Yekin and Bob Macke and Ms. Julissa Cobos, NSCB employee as interpreter, were sworn in.

The Notice of Hearing & Complaint, dated December 22, 2000, consisting of pages 1 - 29, was sent certified mail to the Respondent at the address of record on file, 4616 West Sahara Avenue, PMB 314, Las Vegas, NV 89102. The return receipt was not received.

The hearing was for possible violations of NRS 624.3017 (1), Workmanship which is not commensurate with the standard of the trade; and NRS 624.3013 (5), as set forth in NAC 624.700 (3) (a), failure in any material respect to comply with the provisions of this chapter or the regulations of the board by failing to comply with the notice to correct.

The Notice of Hearing and Complaint were entered into the record as EXHIBIT 1.

D. A. Smith, DASCO Inc. was not present, nor was anyone present on Respondent's behalf.

Board employee, Julissa Cobos, acted as an interpreter for Ms. Martinez.

Ms. Martinez testified that the residence was purchased on October 29, 1997. Shortly thereafter, the homeowner identified workmanship problems including improperly installed master bedroom closet doors, and the kitchen sink was not properly grouted. Following the "walk-through" of the residence, a list of items needing correction had been provided to Respondent. Although Respondent indicated the repairs would be completed, no attempt was made to complete the work.

Mr. Macke testified that he verified the workmanship items of the Martinez complaint and issued a Notice to Correct. Respondent replied to the Notice that the repairs had been completed, however, no repairs have been made.

Mr. Glen Rowley was not present. His complaint was that he entered into a contractual agreement with Respondent for the purchase of a single-family residence. Shortly

thereafter, the homeowner identified workmanship problems including a leaking air conditioner, which caused damage to the hallway wall and the bedroom wall, master bedroom closet doors improperly installed and stucco damage at the main entrance.

Mr. Yekin testified that he verified the items of substandard workmanship in the Rowley complaint. A Notice to Correct was issued with no response and no contact has been made with Respondent. Mr. Yekin testified that another contractor was hired to repair the air conditioner.

The evidentiary portion of the hearing was closed.

**MR. CARSON MOVED TO ACCEPT THE FILE AND TESTIMONY AS FORMAL FINDINGS OF FACTS, CONCLUSIONS OF LAW.**

**MS. CAVIN SECONDED THE MOTION.**

**THE MOTION CARRIED.**

**MR. CARSON MOVED TO FIND DASCO, INC., LICENSE #09778A, IN VIOLATION OF ALL CHARGES.**

**MS. CAVIN SECONDED THE MOTION.**

**THE MOTION CARRIED.**

**MR. CARSON MOVED TO REVOKE LICENSE #09778A, DASCO, INC.; TO REQUIRE FULL RESTITUTION TO THE DAMAGED PARTIES; AND TO RECOVER THE INVESTIGATIVE COSTS OF \$1,965.00 IF THE RESPONDENT OR ANY PRINCIPAL THEREOF REAPPLIED FOR LICENSURE.**

**MS. CAVIN SECONDED THE MOTION.**

**THE MOTION CARRIED.**

**CHAMPION HOMES, #37853 – DISCIPLINARY HEARING**

**MANLEY DEVELOPMENT, INC., #36387 – DISCIPLINARY HEARING**

Edward Terence Manley, President, Champion Homes, David Keefe, Coast West Plumbing of Paramount, Inc., Chris Harrison, K. O. Construction, Ted Davis, CEDCO Inc., Robert Meranto, Just Concrete, Inc., Mike Sirkel, Jane Gross, and NSCB Investigators Bob Macke, Ron Ramsey and Mike Perko were sworn in and in attendance Keith Gregory, counsel for Champion Homes.

The Notice of Hearing & Complaint, dated December 22, 2000, consisting of pages 1 - 64, was sent certified mail to the Respondent at the address of record on file with the Board. The return receipt was dated December 27, 2000.

The hearing was for possible violations of NRS 624.3017 (1), Workmanship which is not commensurate with the standard of the trade; NRS 624.3013 (5), as set forth in NAC 624.700 (3) (a), failure in any material respect to comply with the provisions of this chapter or the regulations of the board by failing to comply with the notice to correct; NRS 624.3012 (2), willful or deliberate failure by any licensee or agent or officer thereof to pay any money when due for any materials or services rendered in connection with his operations as a contractor, when he has the capacity to pay or when he has received sufficient money

therefor; NRS 624.302 (5), failure or refusal to respond to a written request from the board or its designee to cooperate in the investigation of a complaint; NRS 624.3013 (3), failure to establish financial responsibility; NRS 624.3013 (4), failure to keep in force the bond or cash deposit pursuant to NRS 624-270 for the full period required by the board; and NRS 624.3018 (2), performance by any partnership, corporation, firm or association of any act or omission constituting a cause for disciplinary action likewise constitutes a cause for disciplinary action against any licensee who is a member, officer, director or associate of such partnership, corporation, firm or association, and who participated in such prohibited act or omission.

The Notice of Hearing and Complaint were entered into the record as EXHIBIT 1, and the stipulation was signed.

Mr. Sirkel testified that he purchased a home from the Respondent and moved in during July, 1999. Workmanship issues were noted during the walk through which included the improper installation of the vinyl floor covering in the kitchen, the closet doors, the hall door moldings, the bathroom has two different types of tile installed in shower, there were re-drilled holes left in the gate, the privacy divider wall has chipped paint and the rear wall has grout missing. There have been numerous contacts with the Respondent and some items have been corrected.

Mr. Macke testified that he verified the substandard workmanship in Mr. Sirkel's complaints and verified that as of Friday, January 19, 2001, the corrections had not been completed.

Mr. Keith Gregory stated that Champion Homes and Prell Homes representatives have tried to resolve the issues and that Carpet Barn was also working to resolve the vinyl issues. The walls have been repainted, however, the plumbing leaks will not be corrected until the sheet rock is removed.

The four remaining Complainants have worked out a negotiated settlement with finalization of each possible by the end of January or February, 2001.

Ms. Grein interjected that NSCB has eleven outstanding complaints under investigation at this time.

Mr. Keith Gregory stated the Respondent will correct all workmanship and money-owing complaints.

The evidentiary portion of the hearing was closed.

**MR. CARSON MOVED TO CONTINUE HEARING ON BOTH LICENSES WITH WORKMANSHIP ISSUES BEING RESOLVED WITHIN 30 DAYS AND MONEY OWING RESOLVED WITHIN 60 DAYS WITH STAFF UPDATES ON MONEY OWING COMPLAINTS IN 30 DAYS.**

**MS. CAVIN SECONDED THE MOTION.**

**THE MOTION CARRIED.**

**MR. CARSON MOVED THAT LICENSE #37853, CHAMPION HOMES, AND LICENSE #36387, MANLEY DEVELOPMENT, INC., NOT BE RENEWED WITHOUT BOARD ACTION.**

**MS. CAVIN SECONDED THE MOTION.**

**THE MOTION CARRIED.**

## ADVISORY OPINIONS

**UNLV** – The University of Nevada Las Vegas is requesting an Advisory Opinion regarding the license requirements for assembly of prefabricated practice room modules.

A University of Nevada at Las Vegas representative was not present.

Based upon the description of the work and methods of construction provided by the University, the Board opined the installation of modular walls in the Music Room does not require a license, advising that a licensed contractor must do any electrical or plumbing work that may be required.

## DISCIPLINARY HEARINGS

**DEZNAV CONTRACTORS INCORPORATED**, #26413 – DISCIPLINARY HEARING  
(Continued from 11/21/00)

The Notice of Hearing & Complaint, dated October 10, 2000, consisting of pages 1-40, had been sent certified mail the Respondent at the address of record on file with the Board. The return receipt dated October 13, 2000. Notice of Continued Hearing, dated December 29, 2000 had been sent certified mail the Respondent at the address of record on file with the Board. The return receipt dated January 2, 2001.

The hearing was for possible violation of NRS 624.301 (5), willful failure or refusal without legal excuse on the part of a licensee to comply with the terms of a construction contract or written warranty, thereby causing material injury to another; NRS 624.3013 (5), as set forth in NAC 624.700 (3) (a) and NAC 624.640 (5), failure in any material respect to comply with the provisions of this chapter or the regulations of the board by failing to comply with the notice to correct, and by failing to include the license number and monetary limit on the bid or contract; and NRS 624.3017(1), if no applicable building or construction code has been adopted locally, then workmanship must meet the standards prescribed in the Uniform Building Code, Uniform Plumbing Code or National Electrical Code in the form of the code most recently approved by the board.

The notice of hearing was entered into the record as EXHIBIT 1, and the stipulation was signed.

Jose Ernesto Hernandez, President, and Carlos Hernandez, Vice President, Deznan Contractors Incorporated, Howard J. Ross, and NSCB Investigators Bob Macke were sworn in and in attendance was Ms. Dorsey Green, corporate counsel.

Jose Hernandez stated that the repairs to the toilet had not been made at the Ross' residence. A proposal to allow Green Valley Plumbing to perform the repair was discussed. He also stated the garage level has been corrected, and the drive was re-slurried. The Ross' have installed a new irrigation system where originally there had been rocks.

Mr. Macke testified that the driveway is higher than the garage, the grinding has left openings for the intrusion of water, even after the second lamination of the drive. The water-retaining problem has been an ongoing issued since 1998.

Four pages of pictures around the Ross' residence entered into evidence as Exhibit A.

Mr. Ross testified that the toilet and driveway have not been repaired satisfactorily. Green Valley Plumbing contacted homeowner but did not provide adequate notice and therefore did not perform any work.

Mr. Zech stated the Deznan Contractors Incorporated, License #26413, has an

automatically suspended license.

The Green Valley Plumbing invoice was entered into evidence as Exhibit 2.

The evidentiary portion of the hearing was closed.

Ms. Grein questioned the Petition of Reconsideration of January 17, 2001.

**MR. SCHAEFER MOVED TO NOT HEAR PETITION OF RECONSIDERATION.**

**MS. CAVIN SECONDED THE MOTION.**

**THE MOTION CARRIED.**

**MEDCO CONSTRUCTION INC #33771, 32003 AND 33770 – DISCIPLINARY HEARING**  
(Continued from January 23, 2001)

**RYAN ANTHONY & ASSOCIATES, #45211 – DISCIPLINARY** (Continued from January 23, 2001)

Mehdi Owliaie, President, MEDCO Construction Inc., Brian Bugni, CFO, and Dennis F. Nelson, CEO, Mojave Electric, Inc., along with NSCB Investigator Ron Ramsey, were sworn in, and in attendance was Keith Gregory, Counsel for MEDCO Construction Inc. and Darcy Green, Corporate Counsel for A C Houston Lumber Company.

The Notice of Hearing & Complaint, dated December 8, 2000, consisting of pages 1 - 56, was sent certified mail to the Respondent at the address of record on file with the Board. The return receipt was dated December 11, 2000.

The hearing was for possible violations of NRS 624.3013 (3), failure to establish financial responsibility; NRS 624.3017 (1), Workmanship which is not commensurate with the standard of the trade; and NRS 624.3013 (5), as set forth in NAC 624.700 (3) (a), failure in any material respect to comply with the provisions of this chapter or the regulations of the board by failing to comply with the notice to correct.

Mr. Carson recused himself.

The Notice of Hearing and Complaint were entered into the record as EXHIBIT 1, and the stipulation was signed.

Darcy Green stated that A C Houston Lumber entered into agreements with the Respondent for various construction projects and is owed \$2,080.28, that Mojave Electric entered into agreements with the Respondent for two electrical construction projects at the Joelmark Deli and the Caesare Paciotti shoe store, located in the Venetian and the Respondent owes \$50,532.78.

Mr. Ramsey testified that he requested a Financial Statement and it was received on November 28, 2000 and was within the six-month period of certification by a CPA.

Mr. Keith Gregory stated the Respondent is owed about \$300,000 in liens on Venetian job and represents he does have monetary problems. A C Houston Lumber can be paid in the next 60 to 90 days, it will take longer for Mojave Electric to be paid.

Mr. Griffy stated licensee filed bankruptcy but did not include AC Houston Lumber or Mojave Electric.

Ms. Green stated that Mojave Electric has filed a claim against the bond.

The Respondent stipulated to financial responsibility.

The Cesare Paciotti letter of January 22, 2001 is entered into evidence as Exhibit 2.

It was pointed out that the Board needed to know more about the bankruptcy and to hear from the bankruptcy counsel.

Mr. Keith Gregory requested a continuation for 30 days for determination on B license.

Mr. Zech stated the Board needs documentation of final reorganization plan and of any amendments.

A motion was made, seconded and carried to continue determination on license #33700, Medco Construction Inc. for 30 days; that a copy of the final reorganization plan be submitted; that bankruptcy counsel be present; and that no action would presently be taken against license #33771 and 32003, Medco Construction Inc. and license #45211, Ryan Anthony & Associates.

**PUBLIC COMMENT**

No one from the general public was present to speak for or against any items on the agenda.

There being no further business to come before the Board, the meeting was adjourned by Chairman Gregory at 11:25 a.m.

Respectfully Submitted,

Bill Brandon, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Kim Gregory, Chairman

Michael Zech, Vice Chairman