

KENNY C. GUINN  
Governor

STATE OF NEVADA



STATE CONTRACTORS BOARD

MINUTES OF THE MEETING  
May 10, 2006

REPLY TO:

**LAS VEGAS**  
2310 Corporate Circle  
Suite 200  
Henderson, Nevada 89074  
(702) 486-1100  
Fax (702) 486-1190  
Investigations (702) 486-1110

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**RENO**  
9670 Gateway Drive, Suite  
100  
Reno, Nevada 89521  
(775) 688-1141  
Fax (775) 688-1271  
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**CALL TO ORDER:**

Hearing Officer Jerry Higgins called the meeting of the State Contractors Board to order at 9:35 a.m., Wednesday, May 10, 2006, State Contractors Board Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

**BOARD MEMBERS PRESENT:**

Mr. Jerry Higgins

**STAFF MEMBERS PRESENT:**

Mr. George J. Lyford, Director of Investigations  
Mr. Gary Hoid, Deputy Director of Investigations

**LEGAL COUNSEL PRESENT:**

Mr. Bruce Robb, Esq., Legal Counsel  
Mr. David Brown, Esq., Legal Counsel

The agenda was posted in compliance with the open meeting law on May 4, 2006 at Reno City Hall, Washoe County Court House and Washoe County Library. The agenda was also posted in both offices of the Board, Henderson and Reno and on the Board Internet Website.

**ADJUDICATING BOARD MEMBER: JERRY HIGGINS**

**1. DISCIPLINARY HEARING:**

**JOHN HORN CONSTRUCTION, LICENSE NO. 56614**

Licensee was present with Jack Angaran, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File

Hearing Officer Higgins found Respondent John William Horn, Owner, dba John Horn Construction, license number 56614 guilty of violating NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund Notice to owner; NRS 624.3013(5), as set forth in NAC 624.640(5) each licensee shall include in all bids he submits or contracts he enters into for construction work within this State, the number of his license and any monetary limit placed upon his license; NRS 624.3015(1) acting in the capacity of a contractor beyond the scope of the license; NRS 624.3011(1)(b)(1) willful disregard of the building laws of the State. The First, Second, Third, Sixth and Ninth Causes of Action were dismissed. Licensee shall pay the 2<sup>nd</sup> agreed upon installment to the Russell's within 30 days of May 10, 2006. Fines will be assessed at the meeting on June 7, 2006.

**2. DISCIPLINARY HEARING:**  
**SILVER TREE CONSTRUCTION, LICENSE NO. 42607**

Licensee was present with John Ohlsen, Esq.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

**Hearing Officer Higgins continued this matter to June 7, 2006.**

**3. DISCIPLINARY HEARING:**  
**WYMAN DEVELOPMENT, LICENSE NO. 51073**

Licensee was present with Michael Gehret, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File

Exhibit 2 – Photographs taken on May 8, 2006

**Hearing Officer Higgins found Respondent Mark Travis Wyman, President of Wyman Development, license number 51073 guilty of violating NRS 624.30137(1) substandard workmanship; NRS 624.3013(5), as set forth in NRS 624.700(3)(a) failure to comply with the Board's Notice to Correct; NRS 624.3014(2)(a-c-d) Aiding or abetting an unlicensed person; NRS 624.3014(3) any attempt by a licensee to assign, transfer or otherwise dispose of a license or permit the unauthorized use thereof; NRS 624.3013(5), as set forth in NAC 624.650(1) a licensee shall not permit his contracting business to be operated by an unlicensed or unqualified person, under the power of attorney or otherwise; NRS 624.3013(3) failure to establish financial responsibility. Mr. Wyman was assessed a fine of \$500.00 each for the First and Sixth Causes of Action, \$250.00 each for the Second and Fifth Causes of Action and \$1,000.00 for the Third Cause of Action for a total fine of \$2,500.00. Investigative costs were assessed in the amount of \$2,669.00. The Fourth Cause of Action was dismissed. Fines and costs shall be paid within 60 days of May 10, 2006 or license number 51073 will automatically be suspended.**

**Licensee was ordered to complete the work at the Pintor-Martinez residence on or before May 22, 2006. Supporting documents to justify the current monetary license limit shall be provided within 60 days or the license limit will be reduced to 1.8 million.**

**4. DISCIPLINARY HEARING:**  
**GENERAL BUILDERS, INC., dba SILVER STATE POOLS, LICENSE NO. 22816A**  
**GENERAL BUILDERS INC., dba AMERICAN GENERAL DEVELOPMENT, LICENSE NO.22816**

Licensee was present with Douglas Rands, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File

**Hearing Officer Higgins continued this matter to August 9, 2006.**

**5. DISCIPLINARY HEARING:**  
**STEVE FARLEY CONSTRUCTION, LICENSE NO. 14756**

Licensee was not present, but was represented by William A. Baker, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File

Exhibit 2 – Letter dated January 13, 2004 from Steve Farley to Madeline Carpenter

Exhibit 3 – Financial Statement Requirement

The following Respondent Exhibit was entered:

Exhibit A – Open letter to the Contractors Board from Stephen Farley

**Hearing Officer Higgins found Respondent Lawrence Stephen Farley, dba Steve Farley Construction, License number 14756 guilty of violating NRS 624.3017(1) substandard workmanship; NRS 624.3013(5), as set forth in NRS 624.700(3)(a) failure to comply with the Board's Notice to Correct; NRS 624.302(5) failure or refusal to cooperate in an investigation; NRS 624.3013(3) failure to establish financial responsibility. Mr. Farley was assessed a fine of \$500.00 each for the First, Second, Third and Fourth Causes of Action for a total fine of \$2,000.00. Investigative costs were assessed in the amount of \$1,663.00. Fines, costs and full restitution to all damaged parties must be paid prior to consideration of reactivation of license number 14756. License shall remain cancelled.**

**6. CONTINUED DISCIPLINARY HEARING: (Continued from February 22, 2006)**  
**NORTHRIDGE CONSTRUCTION, LICENSE NOS. 50381, 58215, 59700**

Licensee was present with James B. Leslie, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File

Exhibit 2 – Letter dated April 26, 2006 from Investigator Eric Brio to Mr. James Leslie with additional colored photographs taken of the Green residence.

The following Respondent Exhibit was entered:

Exhibit A – Supplemental Witness list and document production.

**Hearing Officer Higgins found Respondent Kenneth Eugene Roark, dba Northridge Construction, license numbers 50381, 58215 and 59700 guilty of violating NRS 624.3017(1) Substandard workmanship. The Third, Sixth and Tenth Causes of Action are dismissed. Mr. Roark was assessed a fine of \$250.00 for the First Cause of Action, \$100.00 each for the Second, Fourth and Eighth Causes of Action, \$250.00 each for the Fifth, Seventh and Ninth Causes of Action for a total fine of \$1,300.00. Investigative costs were assessed in the amount of \$1,922.50. Fines and costs shall be paid within 60 days from May 10, 2006 or license numbers 50381, 58215 and 59700 will automatically be suspended. Licensee shall reimburse Robert Green \$500.00 to allow repairs to be completed by another licensed contractor within 60 days or license automatically be suspended.**

**7. DISCIPLINARY HEARING – DEFAULT HEARING:**  
**GROW MASTERS LANDSCAPING, LLC., LICENSE NO. 37403A**

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Higgins found Respondents Janet Marie Ryan, Member and Edward John Ryan, III Member and Qualified Employee, Grow Masters Landscaping, LLC, license number 37403A in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Licensee was found guilty of two (2) violations of NRS 624.3017(1) substandard workmanship; two (2) violations of NRS 624.3013(5), as set forth in NRS 624.700(3)(a) failure to comply with the Board's Notice to Correct; two (2) violations of NRS 624.3012(2) failure to pay for materials and services; NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund Notice to owner; NRS 624.3016(6) failure to comply with NRS 624.600 which requires disclosures by general building contractors; NRS 624.3013(3) failure to establish financial responsibility. License number 37403A is Revoked. Respondent shall pay full restitution to the damaged parties and reimburse the Board for investigative costs of \$2,606.00 and any claims and associated expenses that may be paid out of the Residential Recovery Fund.

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Higgins at 11:50 p.m.

Respectfully Submitted,

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Sandy Diederich, Recording Secretary

APPROVED:

\_\_\_\_\_  
Margi A. Grein, Executive Officer

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Jerry Higgins, Hearing Officer