

JIM GIBBONS  
Governor

STATE OF NEVADA

REPLY TO:

**MEMBERS**

MARGARET CAVIN  
*Chair*  
SPIRIDON FILIOS  
*Vice Chair*  
DAVID W. CLARK  
JERRY HIGGINS  
WILLIAM "BRUCE" KING  
RANDY SCHAEFER  
GUY M. WELLS



**STATE CONTRACTORS BOARD**

**MINUTES OF THE MEETING  
June 27, 2007**

**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, Nevada 89521  
(775) 688-1141  
Fax (775) 688-1271  
Investigations (775) 688-1150

**CALL TO ORDER:**

Hearing Officer Filios called the meeting of the State Contractors Board to order at 9:00 a.m., Wednesday, June 27, 2007, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

**BOARD MEMBERS PRESENT:**

Mr. Spiridon Filios  
Mr. Jerry Higgins

**STAFF MEMBERS PRESENT:**

Ms. Margi Grein, Executive Officer  
Mr. Chris Denning, Deputy Director of Investigations  
Mr. Daniel Hammack, Chief of Enforcement

**LEGAL COUNSEL PRESENT:**

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

Ms. Grein stated the agenda was posted in compliance with the open meeting law on June 20, 2007, at Las Vegas City Hall, Sawyer State Building and Clark 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: SPIRIDON FILIOS**

**1. DISCIPLINARY HEARING:**

**RYLAND HOMES NEVADA, LLC, dba RYLAND HOMES,** License No. 56652

Licensee was present with counsel, Jonathan Vick, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

**The Board's Complaint against Ryland Homes Nevada, LLC, dba Ryland Homes, license no. 56652, was dismissed.**

**2. DISCIPLINARY HEARING:****R. B. M. CONSTRUCTION, INC.**, License No. 46409

Licensee was present with counsel, Mr. Evan James, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Filios found Respondent, R. B. M. Construction, Inc., Ralph Richard Hofele, President, license number 46409, guilty of One (1) violation of NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund notice to owner and One (1) violation of 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 the license and any monetary limit placed upon his license. Mr. Hofele was assessed a fine of \$100.00 for the Third Cause of Action and a fine of \$50.00 for the Fourth Cause of Action making total fines due of \$150.00 to be paid with 30 days of the June 27, 2007 hearing. Mr. Hofele shall provide a current financial statement that supports the license limit within 30 days of the June 27, 2007 hearing. The First, Second and Fifth Causes of Action shall be continued until August 23, 2007.

**3. DISCIPLINARY HEARING – DEFAULT ORDERS:****a. G. M. Z. ELECTRIC**, License No. 47231

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Filios found Respondent Mario V. Cleto, dba G. M. Z. Electric, license number 47231, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Mr. Cleto was found guilty of NRS 624.3013(3) failure to establish financial responsibility. License number 47231, Mario V. Cleto, dba G. M. Z. Electric, was revoked.

**b. ALL PRO WOODWORKING**, License No. 58598

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Filios found Respondent All Pro Woodworking, Leann Nutig, President, license number 58598, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Ms. Nutig was found guilty of One (1) violation of NRS 624.3017(1) substandard workmanship; Two (2) violations of NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with the Board's Notice to Correct; Five (5) violations of NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund notice to owner; Five (5) violations of 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 the license and any monetary limit placed upon his license; Four (4) violations of NRS 624.301(5) failure to comply with the terms of the construction contract, thereby causing material injury to another; Three (3) violations of NRS 624.301(4) failure to prosecute a construction project with reasonable diligence; Three (3) violations of NRS 624.3012(1) diversion of money; One (1) violation of NRS 624.3012(2) willful failure to pay any money when due for materials or service; One (1) violation of NRS 624.302(5)

failure to comply with a written request by the Board; One (1) violation of NRS 624.3011(1)(b)(4) willful disregard of the industrial insurance laws of the State; and One (1) violation of NRS 624.3013(3) failure to establish financial responsibility. License number 58598, All Pro Woodworking was revoked. Ms. Nutig was assessed a fine of \$10,000.00. Investigative costs were assessed in the amount of \$2,693.00. Ms. Nutig shall make restitution to Michael Stitzinger in the amount of \$2,250.00; to Mark Lieberman in the amount of \$750.00; to Sharon Overton in the amount of \$2,100.00; to Elton Salinas in the amount of \$4,650.00; and to Classic Door & Trim Co., Inc. in the amount of \$2,635.76. Ms. Nutig is required to make full restitution to the damaged parties and reimburse the Board for any monies paid out of the Residential Recovery Fund plus fines and investigative costs prior to consideration of future licensure.

**c. ELITE LANDSCAPING**, License No. 45729

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Filios found Respondent Michael Cathey Corral, dba Elite Landscaping, license number 45729, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Mr. Corral was found guilty of One (1) violation of NRS 624.3017(1) substandard workmanship; One (1) violation of NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with the Board's Notice to Correct; One (1) violation of NRS 624.301(5) failure to comply with the terms of the construction contract, thereby causing material injury to another; One (1) violation of NRS 624.302(5) failure to comply with a written request by the Board; and One (1) violation of NRS 624.3013(3) failure to establish financial responsibility. License number, 45729, Michael Cathey Corral, dba Elite Landscaping was revoked. Mr. Corral was assessed fines of \$1,000.00 for each of First and Third Causes of Action and a fine of \$500.00 for each of the Second, Fourth and Fifth Causes of Action making total fines due of \$3,500.00. The investigative costs were assessed in the amount of \$1,917.00. Mr. Corral is required to make full restitution to the damaged parties and reimburse the Board for any monies paid out of the Residential Recovery Fund plus fines and investigative costs prior to consideration of future licensure.

**d. DUCKETT AIR CONDITIONING**, License No. 38697

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Filios found Respondent Duckett Air Conditioning, James R. Henderson, President, license number 38697, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Mr. Henderson was found guilty of One (1) violation of NRS 624.3013(3) failure to establish financial responsibility and One (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(3) failure in any material respect to comply with the provisions of this chapter or the regulations of the Board and if a licensee's address or personnel changes, he shall report the changes in writing to the Board within 30 days of the change. License number 38697, Duckett Air Conditioning was revoked. Mr. Henderson was assessed fines of \$500.00 for each of the First and Second Causes of Action for total fines due of \$1,000.00. Investigative costs were assessed in the amount of \$1,207.00. Mr. Henderson is required to make full restitution to the damaged parties and reimburse the Board for any monies paid out of the Residential Recovery Fund plus fines and investigative costs prior to consideration of future licensure.

**e. GRISSOM & ASSOCIATES, INC.**, License Nos. 55965, 50534, 55964

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Filios found Respondent Grissom & Associates, Inc., Dennis Nolan Grissom, President, license numbers 55965, 50534 and 55964 and Global Landscape Services, Dennis Nolan Grissom, President, license number 56965, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Mr. Grissom was found guilty of One (1) violation of NRS 624.3013(3) failure to establish financial responsibility; One (1) violation of NRS 624.302(5) failure to comply with a written request by the Board; One (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(3) failure in any material respect to comply with the provisions of this chapter or the regulations of the Board and if a licensee's address or personnel changes, he shall report the changes in writing to the Board within 30 days of the change; and One (1) violation of NRS 624.3018(2) certain persons are prohibited from serving as officer, director, associate or partner of licensee. License numbers 55965, 50534 and 55964, Grissom & Associates, Inc., and license number 56965, Global Landscape Services were revoked.

**f. EAGLE FOUNDATIONS AND SERVICES, INC.**, License No. 39236A

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Filios found Respondent Eagle Foundations and Services, Inc., Rodney G. Riepenhoff, President, license number 39236A, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Mr. Riepenhoff was found guilty of Two (2) violations of NRS 624.3012(2) willful failure to pay any money when due for materials or service; Three (3) violations of NRS 624.302(5) failure to comply with a written request by the Board; One (1) violation of NRS 3013(5), as set forth in NAC 624.640(3) failure in any material respect to comply with the provisions of this chapter or the regulations of the Board and if a licensee's address or personnel changes, he shall report the changes in writing to the Board within 30 days of the change; and One (1) violation of NRS 624.3013(3) failure to establish financial responsibility. License number 39236A, Eagle Foundation and Services, Inc., was revoked. Mr. Riepenhoff was assessed fines of \$750.00 for each of the First and Fourth Causes of Action; a \$250.00 fine for each of the Second, Third and Fifth Causes of Action; and a \$500.00 fine for each of the Sixth and Seventh Causes of Action for total fines due of \$3,250.00. Investigative costs were assessed in the amount of \$2,275.00. Mr. Riepenhoff is required to make full restitution to the damaged parties and reimburse the Board for any monies paid out of the Residential Recovery Fund plus fines and investigative costs prior to consideration of future licensure.

**g. CLOSETS AND GOOD THINGS**, License No. 38848

Licensee was present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

The following Respondent's Exhibits were entered:

Exhibit A – Respondent's response to the Goldsby complaint.

Hearing Officer Filios found Respondent Jonathan F. Pruneda, dba Closets & Good Things, license number 38848, guilty of One (1) violation of NRS 624.301(5) failure to comply with the terms of the construction contract, thereby causing material injury to another; One (1) violation of NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with the Board's Notice to Correct; Two (2) violations of NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund notice to owner; Two (2) violations of 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 the license and any monetary limit placed upon his license; One (1) violation of NRS 624.3013(3) failure to establish financial responsibility; and One (1) violation of NRS 624.3015(2) bidding in excess of the limit placed on the license by the Board. Mr. Pruneda was assessed fines of \$500.00 for each of the Second, Fourth and Eighth Causes of Action; a \$100.00 fine for each of the Third and Seventh Causes of Action; and a \$500.00 fine for each of the Fifth and Sixth Causes of Action for total fines due of \$1,350.00. Investigative costs were assessed in the amount of \$1,869.00. Fines and costs are to be paid within 90 days of the June 27, 2007 hearing or license number 38848, Jonathan F. Pruneda, dba Closets and Good Things will be suspended. Restitution is to be made to Josi Goldsby in the amount \$792.00 within 90 days of the June 27, 2007 hearing or license number 38848, Jonathan F. Pruneda, dba Closets and Good Things will be suspended. Mr. Pruneda shall provide a current financial statement that supports Respondent's license limit within 90 days from the June 27, 2007 hearing or license number 38848, Jonathan F. Pruneda, dba Closets & good Things shall be suspended. If Respondent timely provides a current financial statement that supports license limit, the \$500.00 fine will be vacated.

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Filios at 10:42 a.m.

Respectfully Submitted,

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Janet Brinkley, Recording Secretary

APPROVED:

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Margi Grein, Executive Officer

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Spiridon Filios, Hearing Officer