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MEMBERS
Guy M. Wells, Chairman
Kevin E. Burke
Michael Efstratis
John C. Ellison
Jerry Higgins
Nathaniel W. Hodgson, III
William "Bruce" King

STATE CONTRACTORS BOARD

MINUTES OF THE MEETING

June 10, 2009

CALL TO ORDER:

Hearing Officer Efstratis called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday June 10, 2009, State Contractors Board Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBERS PRESENT:

Mr. Michael Efstratis
Mr. Jerry Higgins

STAFF MEMBERS PRESENT:

Ms. Margi A. Grein, Executive Officer
Mr. George J. Lyford, Director of Investigations
Mr. Gary Hoid, Deputy Director of Investigations

LEGAL COUNSEL PRESENT:

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

The agenda was posted in compliance with the open meeting law June 4, 2009 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: MICHAEL EFSTRATIS

1. DISCIPLINARY HEARING:

ALEE ENTERPRISES, INC. DBA B. DANIEL DOOR & HARDWARE, LICENSE NO. 54945
ALEE ENTERPRISES, DBA ROBERT A. WHEELER CONSTRUCTION COMPANY, LICENSE NO. 30778A

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Hearing File
Exhibit 2 – Letter dated May 28, 2009 from J & L Windows

Hearing Officer Efstratis found Respondent Alee Enterprises Inc. ,dba, B. Daniel Door & Hardware, license number 54945 guilty of violating NRS 624.302(5) failure or refusal to cooperate in an investigation; NRS 624.302(6) failure or refusal to comply with a written request by the Board for information or records; NRS 624.3013(4) failure to keep in full force the bond or cash deposit pursuant to NRS 624.270 for the full period required by the Board; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.3018(2) association of any act or omission constituting a cause for disciplinary action. Hearing Officer Efstratis ordered the revocation of license number 54945. Respondent was ordered to pay a fine of \$200.00 each for the Second, Third, Fourth and Fifth Causes of Action for a total fine of \$800.00. Licensee was ordered to reimburse the Board for investigative costs of \$1,863.00, pay the \$800.00 fine and provide a current financial statement within thirty (30) days of June 10, 2009 or license number 30778A will automatically be

revoked. The First Cause of Action is dismissed.

**2. DISCIPLINARY HEARING:
VENICE TILE & MARBLE, INC., LICENSE NOS. 64247 AND 64253**

Licensee was present.

The following Agency Exhibits were entered:

- Exhibit 1 – Hearing File
- Exhibit 2 – Photos
- Exhibit 3 – Four (4) bids
- Exhibit 4 – Bid on shower door
- Exhibit 5 – Letters from two subcontractors

This matter was continued for thirty (30) days.

**3. DISCIPLINARY HEARING:
YOUNT CONSTRUCTION CO, LICENSE NO. 23047**

Licensee was present.

The following Agency Exhibit was entered:

- Exhibit 1 – Hearing File

Hearing Officer Efstratis found Respondent Michael Ray Yount, dba Yount Construction, license number 23047 guilty of violating NRS 624.302(2) failure to comply with a written citation issued pursuant to NRS 624.341 within the time permitted for compliance set forth in the citation. A Letter of Reprimand will be placed in the license file of Yount Construction, license number 23047. The First and Third Causes of Action were dismissed. Hearing Officer Efstratis ordered the licensee to pay a fine of \$500.00 and investigative costs of \$275.00 to the Board within sixty (60) days of June 10, 2009.

**4. DISCIPLINARY HEARING-DEFAULT ORDER:
MARK HUBER CONSTRUCTION, INC., LICENSE NO. 58922**

Licensee was not present.

The following Agency Exhibit was entered:

- Exhibit 1 – Hearing File

Hearing Officer Efstratis found Respondent Mark Huber Construction, Inc. license number 58922 in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Licensee was found guilty of violating NRS 624.3013(3) failure to establish financial responsibility and NRS 624.302(6) failure or refusal to comply with a written request by the Board for information or records. License number 58922 was revoked. Respondent was ordered to pay a fine of \$750.00; reimburse the Board for investigative costs of \$1,847.00 and pay any claims and associated expenses that may be paid out of the Residential Recovery Fund.

**DISCIPLINARY HEARING-DEFAULT ORDER:
BAYLOCQ CONSTRUCTION, INC., LICENSE NO. 47611**

Licensee was present.

The following Agency Exhibit was entered:

- Exhibit 1 – Hearing File

Hearing Officer Efstratis found Respondent Baylocq Construction, Inc. license number 47611 guilty of violating NRS 624.3013(3) failure to establish financial responsibility; NRS 624.3013(4) failure to maintain bond; NRS 624.302(6) failure or refusal to comply with a written request by the Board for information or records. Hearing Officer Efstratis ordered the suspension of license number 47611 until Licensee has paid Unlimited Concrete in the amount of \$24,650.00; reimburses the Board for investigative costs of \$1,823.00, provides a current bond and current financial statement within ninety (90) days of June 10, 2009. If the licensee failed to comply with the Board's order, license number 47611 will be revoked without further hearing.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Efstratis at 10:36 a.m.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Michael Efstratis, Hearing Officer