

BRIAN SANDOVAL  
Governor

## STATE OF NEVADA



### REPLY TO:

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**MEMBERS**  
Kevin E. Burke, Chairman  
Thomas "Jim" Alexander  
Donald L. Drake  
Nathaniel W. Hodgson, III  
William "Bruce" King  
Stephen P. Quinn  
Guy M. Wells

## STATE CONTRACTORS BOARD

### MINUTES OF THE MEETING August 15, 2011

#### **CALL TO ORDER:**

Hearing Officer Hodgson called the meeting of the State Contractors Board to order at 1:00 p.m., Monday, August 15, 2011, 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. Nathaniel Hodgson, Board Member

#### **STAFF MEMBERS PRESENT:**

Ms. Margi Grein, Executive Officer  
Mr. Daniel Hammack, Chief of Enforcement  
Mr. George Lyford, Director of Investigations

#### **LEGAL COUNSEL PRESENT:**

Mr. Jonathan Andrews, Esq., Legal Counsel  
Mr. David Brown, Esq., Legal Counsel

Ms. Grein stated the agenda was posted in compliance with the open meeting law on August 9, 2011, 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: NATHANIEL HODGSON**

##### **1. DISCIPLINARY HEARING:** (Continued from July 20, 2011)

**AVERY ATLANTIC, LLC,** License Nos. 67984, 52522A, 69383

**FAITH VISION, INC., dba VISION BUILDERS,** License No. 74754

**SOL UP USA, LLC,** License No. 75025

Licensee was present.

Matthew Boyd, Vice President of Burke Construction Group was present with counsel, Richard Peel, Esq.

Two witnesses testified for the Board.

The following Respondent's Exhibits were entered:

Exhibit B – Respondent submitted a packet of documents which included, among other items, a copy of the electrical and plumbing subcontracts for the Perry Street project.

Hearing Officer Hodgson found Respondent guilty of one (1) violation of NRS 624.301(1) abandonment of construction project; one (1) violation of NRS 624.301(4) failure to prosecute a construction project with reasonable diligence; 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(4) failure to keep bond in force; one (1) violation of NRS 624.3013(3) failure to establish financial responsibility; one (1) violation of NRS 624.3018(2) certain persons are prohibited from serving as officer, director, associate or partner of licensee. Respondent was assessed a fine of \$1,000.00 for each of the First, Second and Third Causes of Action; a fine of \$250.00 for the Fourth Cause of Action; a fine of \$500.00 for the Fifth Cause of Action for total fines of \$3,750.00 and investigative costs of \$4,571.00. Fines and costs are due within thirty (30) days of the August 15, 2011 hearing or license numbers 67984, 52522A, 69383 are revoked. If Avery Atlantic, LLC timely pays the fines and costs, the Board shall accept the voluntary surrender of license numbers 67984, 52522A and 68383. If Avery Atlantic fails to timely pay the fines and costs, Faith Vision, Inc., dba Faith Builders, license number 74754 shall have thirty (30) days to remove and replace Charles Norton Slayton as the Qualified Individual or license number 74754 shall be suspended until such removal and replacement takes place. If Avery Atlantic, LLC fails to timely pay the fines and costs, Sol Up USA, LLC, license number 75025 shall have thirty (30) days to remove and replace Charles Norton Slayton as the Member and Qualified Individual or license number 75025 shall be suspended until such removal and replacement takes place.

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Hodgson at 3:39 p.m.

Respectfully Submitted,

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Janet Brinkley, Recording Secretary

APPROVED:

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Margi A. Grein, Executive Officer

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Nathaniel Hodgson, Hearing Officer