

BRIAN SANDOVAL
Governor

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 OF NEVADA



STATE CONTRACTORS BOARD

MINUTES OF THE MEETING
MAY 11, 2011

REPLY TO:

NORTHERN NEVADA
9670 Gateway Drive, Suite
100
Reno, Nevada 89521
(775) 688-1141
Fax (775) 688-1271
Investigations (775) 688-
1150

www.nscb.state.nv.us

SOUTHERN NEVADA
2310 Corporate Circle
Suite 200
Henderson, Nevada 89074
(702) 486-1100
Fax (702) 486-1190
Investigations (702) 486-
1110

CALL TO ORDER:

Bruce Robb, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, May 11, 2011 State Contractors Board Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBERS PRESENT:

Mr. Donald Drake
Mr. Stephen Quinn
Mr. Guy Wells

STAFF MEMBERS PRESENT:

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

LEGAL COUNSEL PRESENT:

Louis Ling, Esq. Legal Counsel
Bruce Robb, Esq., Legal Counsel

The agenda was posted in compliance with the open meeting law May 5, 2011 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: STEPHEN QUINN

2. DISCIPLINARY HEARING: Continued from January 12, 2011:
P R S OF NEVADA LTD, dba Professional Roofing Services, License No. 59002

Licensee was not present, but was represented by Wade B. Gochmour, Esq.

This matter was continued to June 22, 2011.

ADJUDICATING BOARD MEMBER: DONALD L. DRAKE

3. FINANCIAL RESPONSIBILITY REHEARING FROM May, 2010:
WEST COAST RESURFACING LLC, LICENSE NO. 72876

Licensee was present.

Hearing Officer Drake found West Coast Resurfacing, LLC, license number 72876 guilty of one (1) violation of

NRS 624.3013(3) failing to establish financial responsibility. Respondent's monetary license limit is reduced to \$25,000.00. The license is on a probationary status for a period of one (1) year with Respondent to report financial information to the Board on a monthly basis. If any changes in the financial condition, the matter will be brought back before the Hearing Officer.

ADJOURNMENT

There is no further business to come before Hearing Officer Drake.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Donald L. Drake, Hearing Officer

ADJUDICATING BOARD MEMBER: STEPHEN P. QUINN

**4. FINANCIAL RESPONSIBILITY REHEARING FROM MARCH 9, 2011:
G B LANDSCAPING, LICENSE NO. 72418**

Licensee was not present.

Hearing Officer Quinn affirmed the previous Decision & Order dated March 16, 2011 revoking the license of G B Landscaping, License number 72418.

ADJOURNMENT

There is no further business to come before Hearing Officer Quinn.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Stephen P. Quinn, Hearing Officer

ADJUDICATING BOARD MEMBER: GUY M. WELLS**5. DISCIPLINARY HEARING:
COCA ELECTRIC COMPANY, LICENSE NO. 52259A**

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File

Exhibit 2 – Power Point Presentation

Hearing Officer Wells found Respondent Coca Electric Company, license number 52259A guilty of violating NRS 624.265(1)(a) by not demonstrating good character and has committed acts which would be grounds for denial, suspension or revocation of a contractors' license; NRS 624.3013(5) as set forth in NRS 624.260(3) which states the natural person qualifying on behalf of another natural person or firm under paragraphs (a) and (b) of subsection 2 must provide that he or she is a bona fide member or employee of that person or firm, NRS 624.3013(3) failure to establish financial responsibility. License number 52259A is revoked. Respondent was ordered to pay an administrative fine of \$1,000.00 for the First Cause of Action and \$2,000.00 for the Second Cause of Action for a total fine of \$3,000.00; investigative costs in the amount of \$1,671.00. Peter Mark Coco shall never hold a license or be an officer of any license in the State of Nevada.

**6. DISCIPLINARY HEARING:
NEWELL ROOFING INC, LICENSE NOS. 31716 and 31716A**

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Wells found Respondent Newell Roofing Inc, license numbers 31716 and 31716A guilty of violating NRS 624.302(6) failure or refusal to comply with a written request by the Board for information or records; NRS 624.302(5) failure or refusal to cooperate in an investigation and NRS 624.3013(3) failure to establish financial responsibility. License numbers 31716 and 31716A are revoked. Respondent was ordered to pay an administrative fine of \$250.00 for the First Cause of Action , \$250.00 for the Second Cause of Action and \$500.00 for the Third Cause of Action for a total fine of \$1,000.00; investigative costs in the amount of \$1,787.00.

**7. DISCIPLINARY HEARING:
MONGE CONSTRUCTION, LICENSE NO. 47760**

Licensee was present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File

Exhibit 2 – Letter dated April 22, 2011 from WNS

Exhibit 3 – Answer dated April 29, 2011 from Monge Construction

Hearing Officer Wells found Respondent Monge Construction, license number 47760 guilty of violating NRS 624.302(5) failure or refusal to cooperate in an investigation. Respondent was ordered to pay an administrative fine of \$250.00 for the First Cause of Action to be paid within sixty (60) days of May 11, 2011 or license number 47760 will automatically be suspended. Respondent shall provide a current financial statement and current bond to the Board within sixty (60) days of May 11, 2011 or license number 47760 will automatically be suspended. Once the financial statement and bond meet the requirements of the Board, the license of Monge Construction, license number 47760 will be reactivated.

8. DISCIPLINARY HEARING-DEFAULT HEARING:

SCULLY STEEL CONSTRUCTION LLC, LICENSE NOS. 70426, 70427 and 70513

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Wells found Respondent Scully Steel Construction LLC, license numbers 70426, 70427 and 70513 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 624.302(5) failure or refusal to cooperate in an investigation and NRS 624.3013(3) failure to establish financial responsibility. License numbers 70426, 70427 and 70513 were revoked. Respondent shall pay an administrative fine of \$250.00 for the First Cause of Action and \$500.00 for the Second Cause of Action for a total fine in the amount of \$750.00; and reimburse the Board for investigative costs of \$1,845.00.

**9. FINANCIAL RESPONSIBILITY HEARING:
BRITT ELECTRIC, LICENSE NO. 42316**

Licensee was not present.

Hearing Officer Wells found the Respondent guilty of violating NRS 623.3013(3), failure to establish financial responsibility. License number 42316 is revoked. Respondent must pay an administrative fine of \$500.00 for the First Cause of Action; investigative costs in the amount of \$537.13.

**10. FINANCIAL RESPONSIBILITY HEARING:
DONNIE RAY BRASHER, LICENSE NO. 74428**

Licensee was present.

Hearing Officer Wells found Respondent guilty of violating NRS 623.3013(3), failure to establish financial responsibility. Respondent was ordered to pay a fine of \$500.00 for the First Cause of Action; investigative costs in the amount of \$477.53. Respondent's monetary license limit is reduced to \$25,000.00 with a \$5,000.00 bond. A current financial statement shall be provided within thirty (30) days or the license will be suspended. Fine and costs will be suspended if the financial statement supporting the license limit is provided within thirty (30) days.

**11. FINANCIAL RESPONSIBILITY HEARING:
EDWARD VARTANIAN, LICENSE NO. 74483**

Licensee was no present.

Hearing Officer Wells found the Respondent guilty of one (1) violation of NRS 624.3013(3) failing to establish financial responsibility and one (1) violation of NRS 624.302(6) failing to comply with a written request by the Board. License number 74483 is revoked. Respondent must pay an administrative fine of \$750.00 and investigative costs of \$463.78.

**12. FINANCIAL RESPONSIBILITY HEARING:
EURO PAINTING, LICENSE NO. 74540**

Licensee was present.

Hearing Officer Wells ordered Respondent to provide a current financial statement to the Board within six (6) months and submit to a business review within six (6) months.

**13. FINANCIAL RESPONSIBILITY HEARING:
ALL SIZE AWNING INC, LICENSE NO. 74203**

Licensee was present.

Hearing Officer Wells suspended the Respondent's license. Licensee must provide a current financial statement supporting the limit and increased bond amount of \$10,000.00 prior to reactivation of the license. Respondent shall submit to a business review within six (6) months. If the business review is satisfactory, the bond requirement may be lowered to \$5,000.00.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Wells at 10:55 a.m.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Guy M. Wells, Hearing Officer