

BRIAN SANDOVAL
Governor

STATE OF NEVADA



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

STATE CONTRACTORS BOARD

**MINUTES OF THE MEETING
MAY 9, 2012**

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 9, 2012**, State Contractors Board Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

OTHER BOARD MEMBERS PRESENT:

Mr. Thomas "Jim" Alexander
Ms. Margaret Cavin
Mr. Donald L. Drake
Mr. Stephen P. Quinn

STAFF MEMBERS PRESENT:

Ms. Margi A. Grein, Executive Officer
Ms. Nancy Mathias, Licensing Administrator
Mr. George J. Lyford, Director of Investigations
Mr. Daniel Hammack, Chief Enforcement
Mr. Gary Hoid, Deputy Director of Investigations
Ms. Susan Broili-Kamesch, Licensing Supervisor (Reno)
Ms. Cindie Gee, Licensing Supervisor, (Henderson)

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 3, 2012** 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 P. QUINN

1. FINANCIAL RESPONSIBILITY HEARING:
TAG ELECTRIC INC, LICENSE NO. 74081

Licensee was present.

Hearing Officer Quinn found the Respondent Tag Electric, license number 74081 guilty of violating NRS 624.3013(3) failure to establish financial responsibility with no fine assessed. Respondent must pay a fine of \$250.00 from the hearing held on March 7, 2012, and investigative costs in the amount of \$935.57 for both hearings. Respondent shall provide proof of payments made to all creditors and pay the fine and fees

prior to reactivation of the license.

There was 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: MARGARET CAVIN:

2. FINANCIAL RESPONSIBILITY HEARING; CONTINUED FROM APRIL 4, 2012
ROMAN HORIZON TILE, LICENSE NO.S 74128 & 48656

Licensee was present.

Hearing Officer Cavin approved the renewal of license numbers 74128 and 48656.

DISCIPLINARY HEARING: CONTINUED FROM APRIL 4, 2012
INCLINE GLASS INC, LICENSE NO. 8729B

Licensee was not present.

This matter was continued pending receipt of documents from licensee.

There was no further business to come before Hearing Officer Cavin.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Margaret Cavin, Hearing Officer

ADJUDICATING BOARD MEMBER: THOMAS "JIM" ALEXANDER:**3. DISCIPLINARY HEARING:****RICHARD E. ALLEN dba, R & A DRAIN SERVICE & PLUMBING REPAIRS, LICENSE NO. 43916**

Licensee was present and represented by Counsel Kenneth Stover, Esq.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Alexander found Respondent R & A Drain Service & Plumbing Repairs, license number 43916 guilty of violating NRS 624.3011(1)(b)(1) failure to comply with the building laws of the state; NRS 624.3015(1) acting in the capacity of a contractor beyond the scope of the license; NRS 624.302(5) failure or refusal to cooperate in an investigation and NRS 624.3013(3) failure to establish financial responsibility. Respondent shall pay an administrative fine in the amount of \$500.00 and investigative fees in the amount of \$1,000.00 to be paid within six (6) months from May 9, 2012 or license number 43916 will automatically be suspended. Respondent shall provide a current financial statement to the Board within sixty (60) days or license number 43916 will be suspended.

4. DISCIPLINARY HEARING-DEFAULT HEARING:**ERIC JAMES HOSMER dba, BLUE WATER REMODELING, LICENSE NO. 73964**

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Alexander found Respondent Blue Water Remodeling, license number 73964 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) times violating NRS 624.3016(2) moral turpitude; 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 and NRS 624.3013(3) failure to establish financial responsibility. License number 73964 was revoked. Respondent shall pay an administrative fine in the amount of \$10,750.00 and investigative fees in the amount of \$1,678.00.

5. DISCIPLINARY HEARING-DEFAULT HEARING:**GARFIELD LEE PEARSON dba, G L & R QUALITY SERVICES, LICENSE NO. 51497**

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Alexander found Respondent G L & R Quality Services, license number 51497 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 624.3015(1) acting in the capacity of a contractor beyond the scope of the license; NRS 624.301(1) abandonment without legal excuse of any construction project or operation engaged in or undertaken by the licensee as a contractor; NRS 624.3016(6) failure to comply with NRS 624.600 which requires disclosures by general building contractors; NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund Notice to owner; NRS 624.3011(1)(b)(2) failure to comply with the safety laws or labor laws of the state; NRS 624.3014(1)(a) acting in the capacity of a contractor under any license issued hereunder except: in the name of the licensee as set forth upon the license; NRS 624.30165(2) by making false or misleading statement or representation; 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 and NRS 624.3013(3) failure to establish financial responsibility. License number 51497 was revoked. Respondent shall pay an administrative fine in the amount of \$23,450.00 and investigative fees in the amount of \$1,987.00.

7. FINANCIAL RESPONSIBILITY HEARING:

JEFFREY DAVID ROZYCKI dba, BUSTER MECHANICAL SERVICES, LICENSE NO. 73706

Licensee was present.

Hearing Officer Alexander approved the renewal of license number 73706 with a six (6) month business and financial review.

8. FINANCIAL RESPONSIBILITY HEARING:

CADIZ CONSTRUCTION LLC, LICENSE NO. 75536

Licensee was present.

Hearing Officer Alexander approved the renewal of license number 75536 contingent upon increasing the bond to \$20,000.00 within thirty (30) days. Respondent was found guilty of violating NRS 624.3013(3) failure to establish financial responsibility. Respondent shall pay a fine and fees in the amount of \$644.26 within ninety (90) days. A six (6) month business and financial review are required.

9. FINANCIAL RESPONSIBILITY HEARING:

DOUGLAS JAMES COOK dba, DOUGLAS COOK PAINTING, LICENSE NO. 58908A

Licensee was present.

Hearing Officer Alexander ordered license number 58908A to remain on probation status. Respondent must submit a report of the ongoing projects by the 15th of each month. Respondent must submit to a business and financial review in six (6) months.

10. FINANCIAL RESPONSIBILITY HEARING:

DR. PLUMBER LLC, LICENSE NO. 75615

Licensee was present.

Hearing Officer Alexander ordered the suspension of license number 75615 until a financial statement is provided and Respondent is active with the Secretary of State. Respondent shall pay investigative fees in the amount of \$470.00. Respondent has ninety (90) days to comply with the order and pay the fees or license number 75615 will automatically be revoked.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Alexander at 10:00 a.m.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Thomas "Jim" Alexander, Hearing Officer