

BRIAN SANDOVAL
Governor

STATE OF NEVADA



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STATE CONTRACTORS BOARD

MINUTES OF THE MEETING

June 21, 2017

CALL TO ORDER:

Noah Allison, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, June 21, 2017, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign in Log.

ADMINISTRATIVE LAW JUDGE:

Mr. Noah Allison, Esq.

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Mr. Paul Rozario, Director of Investigations
Mr. George Lyford, Associate Director
Mr. Ron Lynn, Director of Operations

LEGAL COUNSEL PRESENT:

Mr. Jack Juan, Esq.

Ms. Grein stated the agenda was posted in compliance with the open meeting law on June 15, 2017, at Paseo Verde Library, 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's Internet Website.

ADMINISTRATIVE LAW JUDGE: NOAH ALLISON, ESQ.

1. DISCIPLINARY HEARING: (Re-Hearing March 22, 2017)

GREENSTAR HOME SERVICES OF NEVADA, INC., License Nos. 77647, 77761

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.3011(1)(b)(1) violation of the building laws of the State; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with Board's Notice to Correct; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(3) failure to notify the Board of a change of address within 30 days; one (1) violation of NRS 624.3013(3) failure to establish financial responsibility; and 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 the First Cause of Action; a fine of \$50.00 for each of the Second and Third Causes of Action; a fine of \$250.00 for the Fourth Cause of Action for total fines of \$1,350.00 and investigative costs of \$1,724.00. The revocation of license numbers 77647 and 77761, Greenstar Home Services of Nevada, Inc. were stayed. License numbers 77647 and 77761, Greenstar Home Services of Nevada, Inc. shall be reinstated to Active status. Fines and investigative costs are due within thirty (30) days of the June 21, 2017 hearing.

2. DISCIPLINARY HEARING:

NOW SERVICES OF NEVADA, LLC, dba PLUMBING REPAIR NOW, License No. 79139

NOW SERVICES OF NEVADA, LLC, dba COOL AIR NOW, License No. 79017

J & F BUILDING CO., DBA, License No. 76264

J & F BUILDING CO., dba RELIABLE AIR CONDITIONING & HEATING, License No. 81489

JESUS FILIPE MENDOZA, OWNER, dba DURANGO PLUMBING CO., License No. 53153

Licensees were present but not represented by counsel at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

The following Licensee Exhibits were entered:

Exhibit A – Respondents' Answers to the Board Complaint.

ALJ Allison found Respondent Plumbing Repair Now guilty of one (1) violation of NRS 624.3017(1) workmanship which is not commensurate with the standards of the trade in general. The Second, Fifth and Sixth Causes of Action were dismissed. Respondent Plumbing Repair Now was assessed a fine of \$250.00 for the First Cause of Action and investigative costs of \$2,027.00. Fines and investigative costs are to be paid within sixty (60) days of the June 21, 2017 hearing. The Third and Fourth Causes of Action were held in abeyance until the continued hearing on July 19, 2017. Respondent Plumbing Repair Now was ordered to provide the Board with a completed bank verification form by Friday, June 23, 2017. Respondent Plumbing Repair Now was ordered to provide a current compiled financial statement that supports the license limit within two (2) weeks of the June 21, 2017 or license number 79139, Now Services of Nevada, LLC, dba Plumbing Repair Now shall be suspended. This matter was continued to July 19, 2017.

3. DISCIPLINARY HEARING:

GLOBAL DESIGN & CONSTRUCTION, INC., License No. 81070

Licensee was not present but was represented by Tony May, Esq. at the hearing.

ALJ Allison continued this matter to July 19, 2017.

4. DISCIPLINARY HEARING: (Continued from April 19, 2017 and May 24, 2017)

INDEPENDENT POWER CORPORATION, License Nos. 59203, 51945

Licensee was present but not represented by counsel at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

The following Licensee Exhibits were entered:

Exhibit A – Respondent's Answer to the Board's Complaint.

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.302(2)(3)(a)(b) failure to comply with a written citation issued and failure to pay an administrative fine imposed; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(5) failure to include its license number and monetary license limit on its contracts; one (1) violation of NRS 624.3013(5), as set forth in

NRS 624.285(4) failure to replace the person originally qualified within the 30-day period; one (1) violation of NRS 624.3013(5) failure in any material respect to comply with the provisions of this chapter or the regulations of the Board; one (1) violation of NRS 624.301(3) failure to complete any construction project for the price stated in the contract; one (1) violation of NRS 624.3013(3) failure to establish financial responsibility; and 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 the First Cause of Action; a fine of \$100.00 for the Third Cause of Action; a fine of \$500.00 for each of the Fourth, Fifth and Seventh Causes of Action; a fine of \$250.00 for the Sixth Cause of Action for total fines of \$2,850.00 and investigative costs of \$3,580.00. License numbers 59203 and 51945, Independent Power Corporation were revoked. Respondent is required to make full restitution to all damaged parties and reimburse the Board for any monies paid out of the Residential Recovery Fund plus pay the fines and investigative costs prior to consideration of future licensure.

5. DISCIPLINARY HEARING: (Continued from May 24 2017)

EDGED ENTERPRISES, INC., License No. 79137

Licensee was not present nor represented by counsel at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.3017(1) workmanship which is not commensurate with the standards of the trade in general; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with Board's Notice to Correct; and one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. Respondent was assessed a fine of \$2,000.00 for each of the First and Second Causes of Action; a fine of \$1,000.00 for the Third Cause of Action for total fines of \$5,000.00 and investigative costs of \$1,929.00. License number 79137, Edged Enterprises, Inc. was revoked. Respondent is required to make full restitution to all damaged parties and reimburse the Board for any monies paid out of the Residential Recovery Fund plus pay the fines and investigative costs prior to consideration of future licensure.

6. DISCIPLINARY HEARINGS: DEFAULT ORDERS

a. COMPLETE BATH REMODELING OF LAS VEGAS, LLC, dba 5 DAY KITCHENS OF LAS VEGAS,
License No. 78859

COMPLETE BATH REMODELING OF LAS VEGAS, LLC, License Nos. 57471, 57470, 69348

Licensee was not present nor represented by counsel at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

ALJ Allison found Respondents Complete Bath Remodeling of Las Vegas, LLC, dba 5 Day Kitchens of Las Vegas, license number 78859 and Complete Bath Remodeling of Las Vegas, LLC, license numbers 57471, 57470 and 69348 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. Respondent 5 Day Kitchens of Las Vegas was found guilty of one (1) violation of NRS 624.3017(1) workmanship which is not commensurate with the standards of the trade in general; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with Board's Notice to Correct; one (1) violation of NRS 624.3013(3) failure to establish financial responsibility; and one (1) violation of NRS 624.3018(2) certain persons are prohibited from serving as officer, director, associate or partner of licensee. Respondent 5 Day Kitchens of Las Vegas was assessed a fine of \$1,000.00 for each of the First, Second and Third Causes of Action for total fines of \$3,000.00 and investigative costs of

\$2,053.00. License number 78859, Complete Bath Remodeling of Las Vegas, LLC, dba 5 Day Kitchens of Las Vegas and license numbers 57471, 57470 and 69348, Complete Bath Remodeling of Las Vegas, LLC were revoked. Respondents are required to make full restitution to all damaged parties and reimburse the Board for any monies paid out of the Residential Recovery Fund plus pay the fines and investigative costs prior to consideration of future licensure.

b. HART TECH, LLC, dba GO SOLAR, License Nos. 77760, 76380

HART TECH, LLC, dba SERVICE 1ST ENERGY SOLUTIONS, License Nos. 75376, 73844

Licensees were not present nor represented by counsel at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

ALJ Allison found Respondents Hart Tech, LLC, dba Go Solar, license numbers 77760 and 76380 and Hart Tech, LLC, dba Service 1st Energy Solutions, license numbers 75376 and 73844 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. Respondent Go Solar was found guilty of two (2) violations of NRS 624.3017(1) workmanship which is not commensurate with the standards of the trade in general; two (2) violations of NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with Board's Notice to Correct; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(5) failure to include its license number and monetary license limit on its contracts; one (1) violation of NRS 624.3012(2) failure to pay any money when due; one (1) violation of NRS 624.3013(4) failure to keep in force the bond for the full period required by the Board and one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. Respondent Go Solar was assessed a fine of \$1,000.00 for each of the First, Third and Sixth Causes of Action; a fine of \$500.00 for each of the Second, Fourth, Seventh and Eighth Causes of Action; a fine of \$250.00 for the Fifth Cause of Action for total fines of \$5,250.00. Respondent Service 1st Energy Solutions was found guilty of one (1) violation of NRS 624.3012(2) failure to pay any money when due; one (1) violation of NRS 624.302(5) failure to respond to a written request from the Board; one (1) violation of NRS 624.302(6) failure to respond to a written request by the Board; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(3) failure to notify the Board of a change of address within 30 days after the change occurs; one (1) violation of NRS 624.3013(4) failure to keep in force the bond for the full period required by the Board; one (1) violation of NRS 624.3013(3) failure to establish financial responsibility; and one (1) violation of NRS 624.3018(2) certain persons are prohibited from serving as officer, director, associate or partner of licensee. Respondent Service 1st Energy Solutions was assessed a fine of \$1,000.00 for the Ninth Cause of Action; a fine of \$250.00 for each of the Tenth, Eleventh and Twelfth Causes of Action; a fine of \$500.00 for each of the Thirteenth and Fourteenth Causes of Action for total fines of \$2,750.00. Respondent Go Solar and Respondent Service 1st Energy Solutions was assessed the investigative costs of \$2,858.00. License numbers 77760 and 76382, Hart Tech, LLC, dba Go Solar and license numbers 75376 and 73844, Hart Tech, LLC, dba Service 1st Energy Solutions were revoked. Respondents are required to make full restitution to all damaged parties and reimburse the Board for any monies paid out of the Residential Recovery Fund plus pay the fines and investigative costs prior to consideration of future licensure.

c. 88 ENTERPRISE, dba CITRUS SIGNS, License No. 64934

Licensee was not present nor represented by counsel at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

ALJ Allison found Respondent 88 Enterprise, dba Citrus Signs, license number 64934 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. Respondent was found guilty of one (1) violation of NRS 624.3011(1)(b)(1) violation of

the building laws of the State; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with Board's Notice to Correct; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(5) failure to include its license number and monetary license limit on its contracts; and one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. Respondent was assessed a fine of \$1,000.00 for each of the First, Second, Third and Fourth Causes of Action for total fines of \$4,000.00 and investigative costs of \$1,851.00. License number 64934, 88 Enterprise, dba Citrus Signs was revoked. Respondent is required to make full restitution to all damaged parties and reimburse the Board for any monies paid out of the Residential Recovery Fund plus pay the fines and investigative costs prior to consideration of future licensure.

ADMINISTRATIVE LAW JUDGE: JACK JUAN, ESQ.

7. DISCIPLINARY HEARING: (Continued from December 14, 2016, February 15, 2017, April 19, 2017)

T. L. TOWNSEND BUILDERS, LLC, dba TOWNCO CONSTRUCTION GROUP, License No. 79651

Licensee was present and represented by AJ Kung, Esq. at the hearing.

ALJ Juan continued this matter to August 23, 2017. Respondent is to complete the AD Investment Project and get a Certificate of Occupancy by July 19, 2017.

ADJOURNMENT

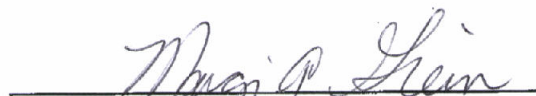
There being no further business to come before the Board, the meeting was adjourned by ALJ Allison at 11:26 a.m.

Respectfully Submitted,



Melinda Mertz, Recording Secretary

APPROVED:


Margi A. Grein, Executive Officer
Noah Allison, Esq., Administrative Law Judge