

KENNY C. GUINN
Governor

STATE OF NEVADA



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MEMBERS

MICHAEL ZECH
Chairman
DOUGLAS W. CARSON
MARGARET CAVIN
DAVID W. CLARK
SPIRIDON FILIOS
JERRY HIGGINS
RANDY SCHAEFER

STATE CONTRACTORS BOARD

MINUTES OF THE MEETING JUNE 17, 2003

1. CALL TO ORDER:

Chairman Michael Zech called the meeting of the State Contractors Board to order at 8:35 a.m., Tuesday, June 17, 2003, State Contractors Board, Henderson, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBERS PRESENT:

Mr. Michael Zech - Chairman
Mr. Douglas W. Carson
Ms. Margaret Cavin
Mr. Spiridon G. Filios
Mr. Jerry Higgins

BOARD MEMBERS ABSENT:

Mr. Randy Schaefer
Mr. David Clark

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Mr. George Lyford, Director of Investigations
Mr. Chris Denning, Deputy Director of Investigations

LEGAL COUNSEL PRESENT:

Ms. Carolyn Broussard, Legal Counsel
Mr. Bruce Robb, Legal Counsel

Ms. Grein stated Greg Welch had posted the agenda in compliance with the open meeting law on June 11, 2003, at the Sawyer State Building, Clark County Library, Las Vegas City Hall, both offices of the State Contractors Board, and on the Board's web site.

It was learned there were 22 items on the amended agenda, each item of an emergency nature.

It was moved and seconded to hear the amended agenda. THE MOTION CARRIED.

2. APPROVAL OF MINUTES: – JUNE 3, 2003

Chairman Zech called for a motion to approve the minutes of June 3, 2003.

It was moved and seconded to approve the minutes of June 3, 2003. THE MOTION CARRIED.

3. APPLICATIONS:**a. APPLICATIONS:** (CLOSED MEETING PURSUANT TO NRS 241.030)

It was moved and seconded to close the meeting to the public in accordance with NRS 241.030 to discuss financial matters. THE MOTION CARRIED.

HAWTHORNE PLUMBING, (C-1D PLUMBING) NEW APPLICATION

Gregory Hawthorne, Qualified Employee for Hawthorne Plumbing and Jennifer Hawthorne, President of Hawthorne Plumbing were present. Mr. Hawthorne answered questions regarding his credit report. The Board informed Mr. and Mrs. Hawthorne that this matter would be tabled for 90 days for licensee to provide an itemized listing of the charge off accounts.

MEAD & SON ROOFING, (C-15A ROOFING) NEW APPLICATION, BOARD DECISION

Brian Mead and Gary Mead, Partners of Mead & Son Roofing were present. The Board informed Brian and Gary Mead that the license application (C-15-A Roofing) was granted with a \$25,000 monetary and a bond of \$5,000 with a financial statement upon renewal. A letter is to be furnished to staff stating the outstanding tax lien has been released.

D A C CONSTRUCTION, LLC, (B GENERAL BUILDING) NEW APPLICATION

Danny Callejo, Member of D A C Construction, LLC was present. Mr. Callejo informed the Board that he would be get verification of a line of credit to reflect the additional working capital of \$80,000. The Board informed Mr. Callejo that the license application (B General Building) had been granted with a \$750,000 monetary limit and a bond of \$20,000.

LUCKY L. MILLER, (B-2 RESIDENTIAL AND SMALL COMMERCIAL) NEW APPLICATION

Mr. Keith Gregory, attorney for Lucky L. Miller was present. Mr. Gregory informed the Board that the license application had previously been approved, however Mr. Miller had not pursued issuance of a license. The Board informed Mr. Gregory that the license application (B-2 Residential and Small Commercial) was granted with a \$750,000 monetary limit and a bond of \$30,000.

The remainder of the applications on the agenda were reviewed and discussion occurred on the following: Nos. 1-43, 45, 48, 58, 85-133; and on the amended agenda: Nos. 1-22

It was moved and seconded to reopen the meeting to the public. MOTION CARRIED.

b. RATIFICATION OF LICENSE APPLICATIONS, CHANGES OF LICENSURE, REINSTATEMENTS OF LICENSURE:

It was moved and seconded to ratify all application not specifically discussed in closed session as recommended by staff. THE MOTION CARRIED.

4. LEGISLATIVE DISCUSSION:**AMERICAN STRATEGIES, INC. – LEGISLATIVE OVERVIEW:**

Mr. Buzz Harris, American Strategies, Inc. was present in Reno. Mr. Harris updated the Board on the outcome of several legislative bills. Ms. Grein provided summaries of legislative actions directly affecting the Board.

6. EXECUTION SESSION:

a. EXECUTIVE OFFICER'S PROGRESS REPORT: (CONTINUED FROM MARCH 11, 2003)

It was moved and seconded to close the Board meeting to consider the annual performance evaluation of the Executive Officer. **THE MOTION CARRIED.**

It was moved and seconded to reopen the Board meeting. **THE MOTION CARRIED.**

It was moved and seconded to accept the evaluation and compensation recommendation for the Executive Officer. **THE MOTION CARRIED.**

b. FINE AND PENALTY MATRIX – DISCIPLINARY GUIDELINES:

Ms. Grein presented the current Fine and Penalty Matrix for review. The Board concurred that additional review and evaluation should be conducted.

c. HUMAN RESOURCES REPORT:

Mr. Bart Thurgood, Human Resources Manager informed the Board of staff's concerns and questions regarding the current pension plan and the recurring problems with the health insurance carrier. Mr. Thurgood stated that all performance appraisals are current.

h. PUBLIC RELATIONS DEPARTMENT REPORT:

Mr. Bart Thurgood provided information on the "Bring your Son or Daughter to Work" day and furnished photos to the Board.

i. DISCUSSION – PROPOSED REGULATIONS SB 241, AB 220, AB 190:

Ms. Grein provided an overview of legislation enacted and identified measures requiring the promulgation of regulations. AB 220, AB 190, SB 241, SB 250, SB 310, and SB 437 had been signed by the governor and chaptered. The Board concluded a workshop should be scheduled for further discussion of the legislation enacted and proposed regulations.

The remaining items in the Executive Session were continued to the July 8, 2003 Reno Board Meeting.

7. ADVISORY OPINIONS:

a. ZENITH LABORNET, INC.:

Licensing requirements to install and dismantle exhibits at tradeshow.

Based upon the information provided, the Board opined that a contractors license is not required to install and dismantle exhibits at tradeshow.

b. LAS VEGAS VALLEY WATER DISTRICT:

License requirements for site improvements- Contract no. C-1082.

Based upon the information provided, the Board opined that a licensee holding an A-General Engineering license could act as the prime contractor provided a properly licensed subcontractor is hired to perform the masonry work.

8. INFORMAL SETTLEMENTS:

a. SEMPRA ENERGY SOLUTIONS, LICENSE NO. 52767

It was moved and seconded to accept the Stipulated Settlement Agreement. The Respondent is to pay an Administrative Fine of \$6,000 and reimburse the Board for Investigative Costs of \$439 within 90 days. The Respondent must pass the CMS exam within 90 days. THE MOTION CARRIED. Mr. Filios abstained.

b. RECREATION DEVELOPMENT CO., LLC; LICENSE NOS. 44817, 44802, 47622, and 47623

It was moved and seconded to accept the Stipulated Settlement Agreement. The Respondent is to reimburse the Board for Investigative Costs of \$726 within 60 days and a Warning Letter will be placed in the Respondent's file. THE MOTION CARRIED. Mr. Filios abstained.

c. SPEEDY ROOTER, LICENSE NOS. 54199, 53962

It was moved and seconded to accept the Stipulated Settlement Agreement. The Respondent is to pay an Administrative Fine of \$2,000 and reimburse the Board for Investigative Costs of \$507 within 60 days. The Respondent is to make restitution to the homeowner within 60 days. THE MOTION CARRIED. Mr. Filios abstained.

d. CHEYENNE STEEL CO., INC., LICENSE NO. 53113

It was moved and seconded to accept the Stipulated Settlement Agreement. The Respondent is to reimburse the Board for Investigative Costs of \$577 within 60 days and a Warning Letter will be placed in the Respondent's file. THE MOTION CARRIED. Mr. Filios abstained.

e. BLUE LAGOON POOLS CONTRACTORS, LICENSE NO. 46481

It was moved and seconded to accept the Stipulated Settlement Agreement. The Respondent is to pay an Administrative Fine of \$1,000 and reimburse the Board for Investigative Costs of \$894 within 60 days. Investigator Greg Welch shall review the Respondent's completed contracts for the next six- (6) months. THE MOTION CARRIED. Mr. Filios abstained.

f. TRADEMARK PLUMBING, LICENSE NO. 47715

It was moved and seconded to accept the Stipulated Settlement Agreement. The Respondent is to reimburse the Board for Investigative Costs of \$654 within 60 days and a Warning Letter will be placed in the Respondent's file. THE MOTION CARRIED. Mr. Filios abstained.

g. TURF MASTER, INC., LICENSE NO. 48514

It was moved and seconded to accept the Stipulated Settlement Agreement. The Respondent is to reimburse the Board for Investigative Costs of \$473 and pay a Residential Recovery Fund Administrative fine of \$100 within 60 days. A Warning Letter will be placed in the Respondent's file. THE MOTION CARRIED. Mr. Filios

abstained.

h. WAGNER ROOFING CO., INC., LICENSE NO. 17772

It was moved and seconded to accept the Stipulated Settlement Agreement. The Respondent is to pay an Administrative Fine of \$500 and reimburse the Board for Investigative Costs of \$445 within 60 days. A Warning Letter will be placed in the Respondent's file. THE MOTION CARRIED. Mr. Filios abstained.

9. DISCIPLINARY HEARING:

SIERRASAGE, LLC, LICENSE NO. 52571 (CONTINUED FROM OCTOBER 1, 2002, OCTOBER 22, 2002, NOVEMBER 6, 2002, DECEMBER 4, 2002, JANUARY 7, 2003, JANUARY 28, 2003, FEBRUARY 11, 2003, MARCH 11, 2003, APRIL 8, 2003, MAY 6, 2003, JUNE 3, 2003)

Rudolph W. Rheinschild, Manager of SierraSage, LLC; Greg L. Rawlings, Manager of SierraSage, LLC; Craig Hamilton, Vice President of SierraSage, LLC; Mark Gunderson, attorney for SierraSage, LLC; Investigator Gary Hoid; and George Lyford, Director of Investigations were present.

Mark Anderson, Homeowner; Terese Kehoe, Owner of Kehoe Tile & Stone; Greg Menter, Manager of Root Industries; Paul Tholl, Tholl Fence Co.; and Kent Holman, Owner of Holman and Associates were present in Reno.

Mr. Robb stated that the hearing was continued from the June 3, 2003 Reno Board Meeting. Evidentiary has been closed so there will be no new testimony. The Board requested SierraSage, LLC provide documentation regarding the status of the financial condition of the company, the progress of the payments on outstanding obligations and personal indemnification of the license by Mr. Rheinschild.

Mr. Gunderson provided an update of the steps SierraSage had implemented.

Terese Kehoe, Greg Menter, Paul Tholl, and Kent Holman testified in support the reinstatement of SierraSage, LLC license.

Mr. Hamilton provided information regarding the Pugh settlement agreement.

The meeting was closed to the public in accordance with NRS 241.030 to discuss financial matters.

Ms. Potter provided comments concerning Mr. Rheinschild's personal financial statement dated December 31, 2002.

The meeting was reopened to the public.

Mr. Hamilton and Mr. Rheinschild provided information regarding the financial situation and progress of SierraSage, LLC.

Mr. Hamilton confirmed that SierraSage, LLC intended to take over Solano Development Company, LTD.

Mr. Rheinschild stated that it was his intention to re-structure Solano and eventually to have the Solano license re-activated. Mr. Rheinschild further stated that a raise in limit would be requested once SierraSage's license was re-activated.

Mr. Rheinschild and Mr. Hamilton stated they believed all outstanding debts for SierraSage would be resolved by the end of the year.

It was moved and seconded to reinstate license #52571, SierraSage, LLC. The disciplinary phase will be continued for 60 days. Mr. Rheinschild is to personally indemnify the license for \$1.3 million and as the payables and liabilities decrease, the personal indemnification will be reviewed. The \$205,000 in escrow is to remain in place to cover the money owing complaints. All new homes sales are to use Voucher Control accounts and all options and upgrades are to be placed in escrow. SierraSage is to update staff every two weeks on their progress satisfying complaints. The Board is to be updated at each Board Meeting for the next 45 days. **THE MOTION CARRIED.**

10. FINANCIAL REVIEW HEARING:

FLOOR SPECIALISTS, INC., dba SPECIALIZED FLOORING, LICENSE NO. 44466A
(CONTINUED FROM JANUARY 28, 2003, APRIL 22, 2003)

Mr. Adam Schwartz, Secretary of Specialized Flooring, and Ms. Deb Clarke, Licensing Analyst were sworn in. Mr. Keith Gregory, attorney for Specialized Flooring, was present.

The hearing was for the denial of license renewal based on NRS 624.3013(3); NRS 624.263(3); NRS 624.3013(4); and NRS 624.302(6).

Ms. Broussard informed the Board that the Respondent was ordered to produce a schedule of payment plans regarding sales tax, federal income tax and payroll tax plus a current bank verification form and a bank account summary for the last six months. The status of the Respondent's personal bankruptcy and their CPA was to be present at the meeting to discuss the financial statement.

Mr. Schwartz stated that he has been working with the IRS and had an appointment today to set up the payment plan. Mr. Schwartz did not provide the bank verification or bank account summary.

It was moved and seconded to continue this matter to the next Las Vegas Board Meeting. THE MOTION CARRIED.

11. PUBLIC COMMENT

No one from the general public was present to speak for or against any items on the agenda.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chairman Zech at 11:55 p.m.

Respectfully Submitted,

Melinda Mertz, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Michael Zech, Chairman

ADJUDICATING BOARD MEMBER: MICHAEL ZECH**12. DISCIPLINARY RE-HEARING:****C B K, INC.**, LICENSE NO. 47621

Mr. Charles M. Baxter, Jr., President of C B K, Inc., and Investigator Ron Ramsey were sworn in. Mr. Tim Cory, attorney for C B K, Inc. was present.

The hearing was for possible violation of NRS 624.3013(3); NRS 624.302(5); and NRS 624.3013(4).

Mr. Cory requested that the restitution portion of the Default Order be set aside due to Mr. Baxter's bankruptcy. Mr. Cory also requested that the revocation of the license be reconsidered.

Mr. Baxter stated that he is in the process of paying all creditors and would like his license reinstated in the future.

Hearing Officer Zech found to delete the monetary fines and restitution in the Decision and Order of October 4, 2002 due to the bankruptcy of Mr. Baxter and C B K, Inc. License number 47621, C B K, Inc., remains revoked.

13. DISCIPLINARY HEARING:**CORNERSTONE MASONRY**, LICENSE NO. 31202 AND
CORNERSTONE GENERAL CONTRACTING, LICENSE NO. 41425

Mr. Ronald W. Francis, Owner of Cornerstone Masonry and Cornerstone General Contracting; Ms. Leslie Perkins, Credit Manager of Rinker Materials; and Investigator Greg Mincheff were sworn in.

The hearing was for possible violation of NRS 624.3012(2); NRS 624.3013(3); NRS 624.302(5); and NRS 624.3018(2).

The Notice of Hearing and Complaint was entered into the record as Exhibit #1.

Mr. Francis admitted to the First and Second causes of action and denied the Third cause of action. Mr. Francis testified that he had intended to attend the administrative meeting.

Investigator Mincheff verified that the Respondent failed to attend two scheduled meetings, but did appear the day after the second meeting.

Mr. Francis stated that both of his licenses were not active, however, he was in the process of refinancing his home to obtain the funds to re-activate the licenses.

The evidentiary portion of the hearing was closed.

Hearing Officer Zech found Ronald Francis, dba Cornerstone Masonry, license number 31202, and Cornerstone General Contracting, license number 41425 guilty of the First, Second, and Third causes of action and dismissed the Fourth cause of action. A permanent Letter of Reprimand will be placed in Mr. Francis license files. Prior to reinstatement of the licenses, Mr. Francis is to provide a new financial statement and all outstanding debts are to be paid. Mr. Francis is to reimburse the Board for Investigative Costs of \$1,422 prior to re-activation of his licenses.

14. DISCIPLINARY HEARING:**SUN SHINE FLOOR WINDOW & DESIGN GALLERY, LICENSE NOS. 49900, 49902 AND BEST INSTALLATION TILE & MARBLE, INC., LICENSE NOS. 51435, 51436**

Manouchehr Dezfooli, President of Sun Shine Floor Window & Design Gallery and Best Installation Tile & Marble, Inc.; Andrew Rebotis, Manager of Sun Shine Floor Window & Design Gallery; James Demetrius, Homeowner; Burton Haydon, Homeowner; Investigator Greg Welch; and Investigator Greg Mincheff were sworn in. Jeff Whitehead, attorney for Sun Shine Floor Window & Design Gallery was present. Jennifer Abrams, attorney for Burton Haydon was present.

The hearing was for possible violation of NRS 624.3017(1); NRS 624.3013(5), as set forth in NAC 624.700(3); NRS 624.301(1); NRS 624.3013(5), as set forth in NAC 624.640(5); NRS 624.3015(1); NRS 624.3013(5), as set forth in NRS 624.520(1); NRS 624.3018(2); and NRS 624.720(1).

The Notice of Hearing and Complaint was entered into the record as Exhibit #1.

Mr. Whitehead stated the Respondent admitted to the Fifth, Sixth, Seventh, Eighth, and Ninth causes of action.

Mr. Hayden testified that he contracted with the Respondent for the installation of Pergo flooring and carpeting at his residence for a total contract price of \$4,650.80.

Investigator Welch testified he had validated the workmanship issues at the Hayden residence and that all but two items on the Notice to Correct had been completed.

Ms. Abrams informed Hearing Officer Zech that her client has been willing to settle this matter, but an agreement could not be reached with the Respondent.

Mr. Demetrius testified he had contracted with the Respondent for the installation of travertine tile and carpeting at his residence for a total contract price of \$22,073.20. Mr. Demetrius further testified he had to hire another contractor to re-do the work.

Investigator Welch testified he had validated the workmanship issues at the Demetrius residence and issued a Notice to Correct. The Respondent had complied with some of the items on the Notice to Correct.

Investigator Mincheff testified he investigated the Demetrius case and inspected the flooring. Investigator Mincheff stated the Respondent was advised that the flooring would require extensive repair and a C-19 license was required to install travertine flooring.

An agreement was reached between the Respondent and Burton Haydon where the Respondent would supply the Pergo flooring and hire a licensed contractor to install it.

The evidentiary portion of the hearing was closed.

Hearing Officer Zech found Sun Shine Floor Window & Design Gallery, license numbers 49900 and 49902 and Best Installation Tile & Marble, Inc., license numbers 51435 and 51436 guilty on all causes of action. The disciplinary phase will be continued for 60 days. Investigator Welch is to oversee the repairs on the Haydon residence with the Respondent working through the investigator to set appointments. Investigator Welch is to update Hearing Officer Zech at the next Las Vegas Board meeting.

15. DISCIPLINARY HEARING:

S & S LANDSCAPING, INC., LICENSE NOS. 30099A, 39326A, 39327A, AND
S & S LANDSCAPE, LICENSE NO. 44717

Steven E. Hare, President of S & S Landscaping, Inc. and S & S Landscape; James Heisig, Homeowner; Jack Brooks, Homeowner; and Investigator Greg Welch were sworn in. Michael Sans, attorney for S & S Landscaping, Inc was present.

The hearing was for possible violation of NRS 624.3017(1); NRS 624.3013(5), as set forth in NAC 624.700(3); NRS 624.301(1); NRS 624.3011(1)(b)(1); NRS 624.3013(5), as set forth in NRS 624.520(1); NRS 624.3013(5), as set forth in NAC 624.640(5); NRS 624.3018(2); and NRS 624.3015(2).

The Notice of Hearing and Complaint was entered into the record as Exhibit #1.

Three photos taken of the Heisig swimming pool were entered into the record as Exhibit #2.

Mr. Heisig testified that he entered into a contract with the Respondent for landscaping and concrete work at his residence for a total contract price of \$30,676. Mr. Heisig described the work done and resulting workmanship issues.

Investigator Welch testified he validated the workmanship issues at the Heisig residence and issued a Notice to Correct, to which Respondent did not comply. Respondent's contract did not contain his monetary limit or license number nor did it include the Notice to Owner regarding the Residential Recovery Fund.

Mr. Brooks testified that he entered into a contract with the Respondent for landscaping, installation of a waterfall and a koi pond at his residence for a total contract price of \$23,354, of which he has paid \$11,691. Mr. Brooks described the project and the resulting workmanship issues.

Investigator Welch testified that he validated the abandonment of the project, but could not validate the workmanship issues, since the project was incomplete. Investigator Welch further testified that the Respondent failed to obtain the required permits. Investigator Welch stated the Respondent's bid to Nevada Power for landscaping was in excess of the Respondent's monetary license limit.

Mr. Hare testified regarding the Heisig project and the workmanship issues on the Notice to Correct. Mr. Hare stated that he made three offers to Mr. Brooks that were not acceptable. Mr. Hare testified he bid approximately \$1,800 over his license limit.

Mr. Heisig indicated he was willing to work with the Respondent in either a monetary settlement or have the work completed. Mr. Brooks stated that he was unwilling to allow the Respondent back on his property.

The evidentiary portion of the hearing was closed.

Hearing Officer Zech found S & S Landscaping, Inc., license numbers 30099A, 39326A, and 39327A and S & S Landscape, license number 44717 guilty of all causes of action. The disciplinary phase will be continued for 30 days. The Respondent is to work through Investigator Welch to resolve the Heisig complaint within 30 days.

16. DISCIPLINARY HEARING – DEFAULT ORDERS:

a. WESTVIEW CONCRETE SYSTEMS, LICENSE NO. 33883

No one from Westview Concrete Systems was present.

The hearing was for possible violation of NRS 624.3013(3); NRS 624.302(5); and NRS 624.3013(4).

The Notice of Hearing and Complaint was entered into the record as [Exhibit #1](#).

Hearing Officer Zech found respondent Larry Wayne Jackson, dba Westview Concrete Systems, license number 33883, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License number 33883, Westview Concrete Systems, was Revoked. Mr. Jackson is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,184, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

b. WYTHE ENTERPRISES, LICENSE NO. 47573

No one from Wythe Enterprises was present.

The hearing was for possible violation of NRS 624.3012(2) and NRS 624.3013(3).

The Notice of Hearing and Complaint was entered into the record as [Exhibit #1](#).

Hearing Officer Zech found respondent Wythe Enterprises, Ralph B. Wythe, President, license number 47573, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License number 47573, Wythe Enterprises, was Revoked. Mr. Wythe is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,286, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

c. CHEYENNE CONSTRUCTION, INC., LICENSE NO. 33804

No one from Cheyenne Construction, Inc. was present.

The hearing was for possible violation of NRS 624.3013(3); NRS 624.3013(4); and NRS 624.302(5).

The Notice of Hearing and Complaint was entered into the record as [Exhibit #1](#).

Hearing Officer Zech found respondent Cheyenne Construction, Inc., Richard Con Smith, President, license number 33804, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License number 33804, Cheyenne Construction, Inc., was Revoked. Mr. Smith is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,235, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

d. PANTHER, INC., LICENSE NO. 50137

No one from Panther, Inc. was present.

The hearing was for possible violation of NRS 624.3012(2); NRS 624.3013(3); and NRS 624.302(5).

The Notice of Hearing and Complaint was entered into the record as [Exhibit #1](#).

Hearing Officer Zech found respondent Panther, Inc., Stephen T. Rowland, President,

license number 50137, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License number 50137, Panther, Inc., was Revoked. Mr. Rowland is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,198, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

e. COMMERCIAL INSTALLATIONS, INC., LICENSE NO. 47956

No one from Commercial Installations, Inc. was present.

The hearing was for possible violation of NRS 624.3012(2); NRS 624.3013(3); NRS 624.3013(5), as set forth in NAC 624.640(3); NRS 624.3013(4); and NRS 624.302(5).

The Notice of Hearing and Complaint was entered into the record as Exhibit #1.

Hearing Officer Zech found respondent Commercial Installations, Inc., Homer R. Braggins, Jr., President, license number 47956, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License number 47956, Commercial Installations, Inc., was Revoked. Mr. Braggins is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,275, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

f. DESERT VALLEY TILE AND MARBLE, INC., LICENSE NOS 49927, 49928

No one from Desert Valley Tile and Marble, Inc. was present.

The hearing was for possible violation of NRS 624.301(2)(4)(5); NRS 624.3013(3); NRS 624.302(5); NRS 624.3013(5), as set forth in NRS 624.520(1); NRS 624.3013(5), as set forth in NAC 624.640(5); and NRS 624.3013(5), as set forth in NAC 624.640(3).

The Notice of Hearing and Complaint was entered into the record as Exhibit #1.

Hearing Officer Zech found respondent Desert Valley Tile and Marble, Inc., Dean Jerry Fullerton, President, license numbers 49927 and 49928, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License numbers 49927 and 49928, Desert Valley Tile and Marble, Inc., were Revoked. Mr. Fullerton is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,526, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

g. DELFINO ELECTRICAL CONTRACTORS, INC., LICENSE NO. 36505

No one from Delfino Electrical Contractors, Inc. was present.

The hearing was for possible violation of NRS 624.3012(2); NRS 624.3013(3); NRS 624.302(5); NRS 624.3013(4); and NRS 624.3013(5), as set forth in NAC 624.640(3).

The Notice of Hearing and Complaint was entered into the record as Exhibit #1.

Hearing Officer Zech found respondent Delfino Electrical Contractors, Inc., Michael Louis Vita, President, license number 36505, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License number 36505, Delfino Electrical Contractors, Inc., was Revoked. Mr. Vita is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,846, plus any expenses that may be paid out of the

Residential Recovery Fund prior to consideration of future licensure.**h. CAPITOL BUILDERS AND DEVELOPMENT, INC., LICENSE NO. 40101**

No one from Capitol Builders and Development, Inc. was present.

The hearing was for possible violation of NRS 624.3017(1); NRS 624.3013(5), as set forth in NAC 624.700(3); NRS 624.301(1); NRS 624.3013(5), as set forth in NAC 624.640(3); NRS 624.3013(5), as set forth in NAC 624.600(1)(a)(b)(2); NRS 624.3013(5), as set forth in NAC 624.600(1)(a)(b); NRS 624.3013(5), as set forth in NAC 624.640(5); NRS 624.302(5); NRS 624.3015(1); NRS 624.3013(5), as set forth in NRS 624.520(1); and NRS 624.3011(1)(b)(1).

The Notice of Hearing and Complaint was entered into the record as Exhibit #1.

Hearing Officer Zech found respondent Capitol Builders and Development, Inc. Frank Boyd Vita, President, license number 40101, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License number 40101, Capitol Builders and Development, Inc., was Revoked. Mr. Vita is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$3,793, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

17. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Adjudicating Board Member Zech at 4:55 p.m.

Respectfully Submitted,

Melinda Mertz, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Michael Zech, Adjudicating Board Member