

KENNY C. GUINN  
Governor

STATE OF NEVADA



STATE CONTRACTORS BOARD

MINUTES OF THE MEETING  
June 7, 2006

REPLY TO:

**LAS VEGAS**  
2310 Corporate Circle  
Suite 200  
Henderson, Nevada 89074  
(702) 486-1100  
Fax (702) 486-1190  
Investigations (702) 486-1110

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

**CALL TO ORDER:**

Hearing Officer Margaret Cavin called the meeting of the State Contractors Board to order at 9:27 a.m., Wednesday, June 7, 2006, State Contractors Board Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

**BOARD MEMBERS PRESENT:**

Ms. Margaret Cavin  
Mr. Jerry Higgins

**STAFF MEMBERS PRESENT:**

Mr. George J. Lyford, Director of Investigations  
Mr. Gary Hoid, Deputy Director of Investigations

**LEGAL COUNSEL PRESENT:**

Mr. Bruce Robb, Esq., Legal Counsel  
Ms. Laura Browning, Esq., Legal Counsel

The agenda was posted in compliance with the open meeting law on June 1, 2006 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: MARGARET CAVIN**

**1. CONTINUED (from APRIL 5, 2006) DISCIPLINARY HEARING:  
EUREKA BUILDERS, LICENSE NO. 19657**

Licensee was present with Counsel, Timothy Rowe, Esq., and Michael Kimmel, Esq.

The following Agency Exhibit was entered:

Exhibit 8 – Invoice amount for Business Review

Hearing Officer Cavin found Respondent Jack Matthews, President of Eureka Builders, Inc., license number 19657 guilty of violating NRS 624.3013(5), as set forth in NAC 624.640(5) each licensee shall include in all bids he submits or contracts he enters into for construction work within this State, the number of his license and any monetary limit placed upon his license; NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund Notice to owner; NRS 624.3016(6) failure to comply with NRS 624.600 which requires disclosures by general building contractors; NRS 624.3015(1) acting in the capacity of a contractor beyond the scope of the license. The First, Second, Third, Eighth, Ninth and Tenth Causes of Action were dismissed. Mr. Matthews was ordered to pay a fine of \$200.00 each for the Fourth, Fifth and Sixth Causes of Action for a total fine of \$600.00 and investigative costs in the amount of \$1,984.50. Fines and costs shall be paid within 180 days of June 7, 2006 or license number 19657 will automatically be suspended. A one year letter of reprimand will be placed in the license file for the Seventh Cause of Action.

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Cavin at 9:45 a.m.

Respectfully Submitted,

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Sandy Diederich, Recording Secretary

APPROVED:

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Margi A. Grein, Executive Officer

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Margaret Cavin, Hearing Officer

**ADJUDICATING BOARD MEMBER: JERRY HIGGINS****2. CONTINUED (from January 11, 2006) DISCIPLINARY HEARING:  
HAMLIN DEVELOPMENT COMPANY, INC., LICENSE NO. 47827A**

Licensee was present with Counsel, Robert Dotson, Esq.

The following Agency Exhibits were entered:

Exhibit 2 – Photographs taken on May 26, 2006

Exhibit 3 – Outstanding items on the Lentini residence dated May 26, 2006

The following Respondent Exhibits were entered:

Exhibit C – Supplemental items which Hamlin Development may refer to during course of the hearing

Exhibit D – Third Supplemental list which Hamlin Development may refer to during course of the hearing

Exhibit E - Supplemental list of witnesses

Exhibit F – Hamlin Development Calendar of Events and Timeline

**Hearing Officer Higgins found Respondent James Francis Hamlin, President of Hamlin Development Company, Inc. guilty of violating NRS 624.3017(1) substandard workmanship; NRS 624.3013(5), as set forth in NRS 624.700(3)(a) failure to comply with the Board's Notice to Correct; NRS 624.302(5) failure or refusal to cooperate in an investigation. The Fourth Cause of Action was dismissed. Hearing Officer Higgins ordered investigative costs in the amount of \$1,900.00 and reimbursement to Mr. Lentini in the amount of \$3,500.00 to be paid within 120 days or license number 47827A will automatically be suspended.**

**3. DISCIPLINARY HEARING:  
ECHEVERRIA CONSTRUCTION, LICENSE NO. 28197**

Licensee was present with Counsel, Thomas J. Donaldson, Esq.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

The following Respondent Exhibits were entered:

Exhibit A – Affidavit of Larry Snyder

Exhibit B – Affidavit of Chuck Grady

**Hearing Officer Higgins dismissed the complaint with no additional penalties.**

**5. DISCIPLINARY HEARING:  
VINCENT S. CARLESE, LICENSE NO. 53665**

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File

**Hearing Officer Higgins found Vincent Salvator Carlese, Owner dba Vincent S. Carlese Builder, license number 53665 guilty of violating NRS 624.3017(1) substandard workmanship; NRS 624.3013(5), as set forth in NRS 624.700(3)(a) failure to comply with the Board's Notice to Correct; NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund Notice to owner; NRS 624.301(3) failure in any material respect on the part of a licensee to complete any construction project or operation for the price stated in the contract for the project or operation or any modification**

of the contract; NRS 624.3013(5), as set forth in NAC 624.640(5) each licensee shall include in all bids he submits or contracts he enters into for construction work within this State, the number of his license and any monetary limit placed upon his license; NRS 624.3011(1)(b)(1) failure to comply with the building laws of the state; NRS 624.3013(3) failure to establish financial responsibility. License number 53665, Vincent Salvator Carlese, Owner dba Vincent S. Carlese Builder is Revoked. Mr. Carlese was ordered to pay a fine of \$1,000.00 each for the First, Second, Fourth, Fifth, Sixth, Seventh and Eighth Causes of Action and a \$100.00 fine for the Third Cause of Action for a total amount of \$7,100.00; pay full restitution to the damaged parties; and reimburse the Board for Investigative costs of \$1,812.00 and any claims and associated expenses that may be paid out of the Residential Recovery Fund.

**6. CONTINUED (from DISCIPLINARY HEARING:  
SILVER TREE CONSTRUCTION, LICENSE NO. 42607**

Licensee was not present.

Hearing Officer Higgins continued this matter for 30 days to allow for further settlement negotiations.

**7. CONTINUED (from May 10, 2006) DISCIPLINARY HEARING:  
JOHN HORN CONSTRUCTION, LICENSE NO. 56614**

Licensee was present with Counsel, Jack Angaran, Esq.

The following Agency Exhibits were entered:

Exhibit 2 – Letter from Jack Angaran, Esq dated June 5, 2006 to David Brown, Esq.

Hearing Officer Higgins found Respondent John William Horn, Owner, dba John Horn Construction, license number 56614 guilty of violating NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund Notice to owner; NRS 624.3013(5), as set forth in NAC 624.640(5) each licensee shall include in all bids he submits or contracts he enters into for construction work within this State, the number of his license and any monetary limit placed upon his license; NRS 624.3015(1) acting in the capacity of a contractor beyond the scope of the license; NRS 624.3011(1)(b)(1) willful disregard of the building laws of the State. The First, Second, Third, Sixth and Ninth Causes of Action were dismissed. Mr. Horn was ordered to pay a fine of \$100.00 each for the Fourth and Fifth Causes of Action, \$250.00 each for the Seventh and Eighth Causes of Action for a total fine of \$700.00 and Investigative costs in the amount of \$3,030.00 to be paid within 120 days of June 7, 2006 or license number 56614 will automatically be suspended.

**8. DISCIPLINARY HEARING DEFAULT HEARING:  
VISIONSCAPE OF SIERRA NEVADA, LICENSE NO. 53260**

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Higgins found Respondent Glenn Leslie Sylvern President of Visionscape of Sierra Nevada, license number 53260 in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Mr. Sylvern was found guilty of violating NRS 624.3017(1) substandard workmanship; NRS 624.3013(5), as set forth in NRS 624.700(3)(a) failure to comply with the Board's Notice to Correct; NRS 624.302(5) failure or refusal to cooperate in an investigation; NRS 624.302(6) failure or refusal to comply with a written request by the Board for information or records; NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund Notice to owner; NRS 624.3016(6) failure to comply with NRS 624.600 which requires disclosures by general building contractors; 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 624.3015(1) acting in the capacity of a contractor beyond the scope of the license; NRS 624.3011(1)(b)(1) failure to comply with the building laws of the state; NRS 624.301(5) willful failure or refusal to comply with terms of a construction contract or written warranty thereby causing material injury to another; NRS 624.3014(2)(a-d) Aiding or abetting an unlicensed person; NRS 624.3015(3) knowingly entering into a contract with a contractor while that contractor is not licensed; NRS 624.3013(3) failure to establish financial responsibility. License number 53260 is Revoked. Respondent shall pay full restitution to the damaged parties and reimburse the Board for investigative costs of \$1,910.00 and any claims and associated expenses that may be paid out of the Residential Recovery Fund.**

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Higgins at 12:18 p.m.

Respectfully Submitted,

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Sandy Diederich, Recording Secretary

APPROVED:

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Margi A. Grein, Executive Officer

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Jerry Higgins, Hearing Officer