

JIM GIBBONS  
Governor

STATE OF NEVADA

REPLY TO:

**MEMBERS**

MARGARET CAVIN  
*Chair*  
SPIRIDON FILIOS  
*Vice Chair*  
DAVID W. CLARK  
JERRY HIGGINS  
WILLIAM "BRUCE" KING  
RANDY SCHAEFER  
GUY M. WELLS



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**STATE CONTRACTORS BOARD**

**MINUTES OF THE MEETING  
July 25, 2007**

**CALL TO ORDER:**

Hearing Officer King called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, July 25, 2007, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

**BOARD MEMBERS PRESENT:**

Mr. Bruce King  
Mr. Jerry Higgins

**STAFF MEMBERS PRESENT:**

Mr. George Lyford, Director of Investigations  
Mr. Chris Denning, Deputy Director of Investigations  
Mr. Daniel Hammack, Chief of Enforcement

**LEGAL COUNSEL PRESENT:**

Mr. Bruce Robb, Esq., Legal Counsel  
Mr. David Brown, Esq., Legal Counsel

Mr. Lyford stated the agenda was posted in compliance with the open meeting law on July 19, 2007, at Las Vegas City Hall, 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 Internet Website.

**ADJUDICATING BOARD MEMBER: BRUCE KING**

**1. DISCIPLINARY HEARING:**

**FLOOR SEASONS, INC.,** LICENSE NO. 54529 (Continued from December 13, 2006)

Licensee was present with counsel, Charles Pollock, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

**Hearing Officer King found Respondent Floor Seasons, Inc., William Carey Grant, President, license number 54529, guilty of violation of NRS 624.3017(1) substandard workmanship. The Second and Third Causes of Action were dismissed.**

**2. DISCIPLINARY HEARING:**

**WON SHIK YUN**, LICENSE NOS. 43761 AND 66844

**GRAND CITY PLUMBING & HEATING CO.**, LICENSE NO. 59122

Licensee was present with counsel, Christopher Reade, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Exhibit 2 - Photographs taken by Investigator Welch of the Goleh residence.

Exhibit 3 – Correspondence and two estimates from Alexander Goleh to Dan Hammack, Chief of Enforcement, dated July 19, 2007.

Hearing Officer King found Respondent Won Shik Yun, dba Won Shik Yun, license numbers 43761 and 66844 and dba Grand City Plumbing & Heating Co., license number 59122, guilty of violation of; NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund notice; 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 the license and any monetary limit placed upon his license. The First, Second and Fifth Causes of Action were dismissed. Respondent was assessed a fine of \$100.00 for the Third Cause of Action. Fine to be paid by August 10, 2007 or license numbers, 43761 and 66844, Won Shik Yun, dba Won Shik Yun and license number 59122, Won Shik Yun, dba Grand City Plumbing & Heating, Co., will be suspended. Respondent to make repairs to stucco, pay for and install door between dining room and kitchen and install three interior windows provided by Mr. Goleh by August 10, 2007 or license numbers, 43761 and 66844, Won Shik Yun, dba Won Shik Yun and license number 59122, Won Shik Yun, dba Grand City Plumbing & Heating, will be suspended. If Respondent makes the required repairs by August 10, 2007, the First and Second Causes of Action shall be dismissed.

**3. DISCIPLINARY HEARING – DEFAULT ORDERS:**

**a. ACADEMY ENTERPRISES**, LICENSE NO. 52852

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer King found Respondent Vincent Francis Martano, dba Academy Enterprises, license number 52852, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Respondent was found guilty of violation of NRS 624.3017(1) substandard workmanship; NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with Board's Notice to Correct; NRS 624.302(5) failure to comply with a written request by the Board; NRS 3013(3) failure to establish financial responsibility. Respondent was assessed fines of \$1,000.00 for each of the First and Second Causes of Action, a \$100.00 fine for the Third Cause of Action and \$250.00 fine for the Fourth Cause of Action for total fines due of \$2,350.00. Investigative costs were assessed in the amount of \$1,321.00. License number 52852, Vincent Francis Martano, dba Academy Enterprises was revoked. Mr. Martano is required to pay full restitution to all damaged parties and reimburse the Board for any monies paid out of the Residential Recovery Fund plus fines and investigative costs prior to consideration of future licensure.

**b. MEADOW VALLEY ENTERPRISES, LTD., LICENSE NO. 52852**

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer King found Respondent Meadow Valley Enterprises, Ltd., Roy Eugene Buttery and Mary P. Buttery, Managers, license number 58843, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Respondent was found guilty of violation of NRS 624.3017(1) substandard workmanship; NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with Board's Notice to Correct; NRS 624.302(5) failure to comply with a written request by the Board; NRS 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 the license and any monetary limit placed upon his license; NRS 624.3013(4) failure to keep bond in force; NRS 624.3013(3) failure to establish financial responsibility. Respondent was assessed fines of \$1,000.00 for each of the First and Second Causes of Action, a \$500.00 for the Third Cause of Action, a \$100.00 for each of the Fourth and Fifth Causes of Action and a fine of \$200.00 each for the Sixth and Seventh Causes of Action making total fines due of \$3,200.00. Investigative costs were assessed in the amount of \$1,452.00. License number 52852, Meadow Valley Enterprises, Ltd., was revoked. Mr. and Mrs. Buttery are required to pay full restitution to all damaged parties and reimburse the Board for any monies paid out of the Residential Recovery Fund plus fines and investigative costs prior to consideration of future licensure.

**c. DONALD A. SCHROEDER, dba DON SCHROEDER., LICENSE NO. 23660B**

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer King found Respondent Donald A. Schroeder, dba Don Schroeder, license number 23660B, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Respondent was found guilty of violation of NRS 624.3017(1) substandard workmanship; NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with Board's Notice to Correct; NRS 624.3015(2) bidding in excess of the limit placed on the license by the Board; 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 the license and any monetary limit placed upon his license; NRS 624.3013(3) failure to establish financial responsibility. Respondent was assessed fines of \$2,500.00 for the First Cause of Action, a \$1,000.00 for each of the Second and Third Causes of Action, a \$100.00 for the Fourth Cause of Action and \$500.00 fine for each of the Fifth and Sixth Causes of Action making total fines due of \$5,600.00. Investigative costs were assessed in the amount of \$1,308.00. Mr. Schroeder is to make restitution to Richard Nadziejka of \$150,000.00 and make full restitution to all damaged parties and reimburse the Board for any monies paid out of the Residential Recovery Fund plus fines and investigative costs prior to consideration of future licensure.

**d. S & S PAINTING & DRYWALL, LLC, LICENSE NO. 53700**

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Wells found Respondent S & S Painting & Drywall, LLC, Erasmo Solis, Manager, license number 53700, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Mr. Solis was found guilty of violation of NRS 624.3011(1)(b)(4) willful disregard of the industrial insurance laws of the State; NRS 624.3013(3) failure to establish financial responsibility. Respondent was assessed fines of \$1,000.00 for the First Cause of Action and a fine of \$500.00 for the Second Cause of Action making total fines due of \$1,500.00. Investigative costs were assessed in the amount of \$1,209.00. License number 53700, S & S Painting & Drywall, LLC, was revoked. Mr. Solis 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 fines and investigative costs prior to consideration of future licensure.

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer King at 10:14 a.m.

Respectfully Submitted,

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Janet Brinkley, Recording Secretary

APPROVED:

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Margi Grein, Executive Officer

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Bruce King, Hearing Officer