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STATE OF NEVADA



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MEMBERS

MARGARET CAVIN, CHAIR
SPIRIDON FILIOS, VICE CHAIR
MICHAEL EFSTRATIS
JERRY HIGGINS
WILLIAM "BRUCE" KING
RANDY SCHAEFER
GUY M. WELLS

STATE CONTRACTORS BOARD

**MINUTES OF THE MEETING
JULY 9, 2008**

CALL TO ORDER:

Hearing Officer Michael Efstratis called the meeting of the State Contractors Board to order at 8:45 a.m., Wednesday, July 9, 2008, State Contractors Board Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBERS PRESENT:

Mr. Michael Efstratis
Mr. Jerry Higgins

STAFF MEMBERS PRESENT:

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

LEGAL COUNSEL PRESENT:

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

The agenda was posted in compliance with the open meeting law July 2, 2008 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: MICHAEL EFSTRATIS

1. SUMMARY SUSPENSION:

J E MORROS CONSTRUCTION & DEVELOPMENT, LICENSE NO. 29571A

Pursuant to the provisions of NRS 624.291(4) in the interest of the public health, safety and welfare, the license of J E Morros Construction & Development, license number 29571A was summarily suspended.

2. DISCIPLINARY HEARING:

WRIGHT OUTDOOR CENTER, LICENSE NO. 51599

Licensee was present.

The following Agency Exhibits was entered:

Exhibit 1 – Board Hearing File
Exhibit 2 – Additional Photos

Hearing Officer Efstratis found the Respondent James Wright, Owner dba Wright Outdoor Center, license number 51599 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 and NRS 624.3013(3) failure to establish financial responsibility. Mr. Wright was ordered to pay a fine

of \$500.00 each for the First, Second and Third Causes of Action for a total fine of \$1,500.00 and pay investigative cost of \$2,709.58. Prior to any consideration of relicensure, Mr. Wright must pay all fines and costs.

3. DISCIPLINARY HEARING:
C P C & ASSOCIATES, INC., LICENSE NO. 52090

Licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Efstratis found the Respondent C P C & Associates, license number 52090 guilty of Four (4) violations of 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 624.3016(6) failure to comply with NRS 624.600 which requires disclosures by general building contractors; NRS 624.3013(3) failure to establish financial responsibility. License number 52090 was Revoked. Respondent shall pay a fine of \$1,000.00 each for the First, Second, Third, Fourth, Fifth, Seventh and Eighth Causes of Action for a total fine of \$7,300.00 and reimburse the Board for investigative costs of \$4,964.08 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 Efstratis at 10:45 a.m.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Michael Efstratis, Hearing Officer

ADJUDICATING BOARD MEMBER: JERRY HIGGINS**4. SUMMARY SUSPENSION:****LANDMARK HOMES and DEVELOPMENT, INC., LICENSE NO. 44398**
PARAGON ASSOCIATES, INC., LICENSE NO. 44883

James Bawden President of Landmark Homes and Development, license number 44398 was present with Mr. Beasley, Esq.

Chris Bawden Vice President of Paragon Associates, Inc. license number 44883 was present with Mr. Rankel, Esq.

The following Respondent Exhibits were entered:

Exhibit A – Series of documents provided by Mr. Beasley, Esq.

Exhibit B – Series of documents provided by Mr. Rankel, Esq.

The license of Landmark Homes and Development, Inc., license number 44398 shall remain suspended, no bond. No action was taken on the status of Paragon Associates, Inc., license number 44883. A staff update concerning the status of Landmark Homes and Development, Inc., license number 44398 will be presented at the August 13, 2008 Disciplinary Hearing.

5. DISCIPLINARY HEARING:**PERFECT PAVERS, LLC., LICENSE NO. 68063**

Licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Higgins found Respondent Perfect Pavers, LLC, license number 68063 guilty of violating NRS 624.3013(4) failure to keep in force the bond or cash deposit pursuant to NRS 624.270 for the full period required by the Board; NRS 624.3013(3) failure to establish financial responsibility. Mr. Martensen was ordered to pay a fine of \$250.00 for the First Cause of Action and \$500.00 for the Third Cause of Action for a total fine of \$750.00 and assessed investigative costs of \$1,938.58. Fines and fees are to be paid prior to reinstatement of license. Licensee shall provide additional verification of the financial statement from the Indemnitor. If the documents provided do not support the license limit, the license will remain suspended and this matter will be brought back before the Hearing Officer. The First Cause of Action was dismissed.

6. DISCIPLINARY HEARING:**DEBLOR CORP, LICENSE NO. 60452**

Licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Higgins dismissed this complaint.

7. DISCIPLINARY HEARING:
WAYNES PLUMBING, LICENSE NO. 44525A

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Higgins found Respondent Wayne Keith Hutchinson, Manager of Waynes Plumbing, 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 624.302(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(3) failure to establish financial responsibility. License number 44525A was Revoked. Respondent was ordered to pay Western Nevada Supply \$7,449.40; assessed a fine of \$3,000.00 and investigative costs of \$1,725.08 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 11:30 a.m.

Respectfully Submitted,

Sandy Diederich, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer

Jerry Higgins, Hearing Officer