



MEMBERS  
Kevin E. Burke, Chairman  
Donald L. Drake  
Michael Efstratis  
Nathaniel W. Hodgson, III  
William "Bruce" King  
Stephen P. Quinn  
Guy M. Wells

**STATE CONTRACTORS BOARD**

**MINUTES OF THE MEETING**

**August 11, 2010**

**CALL TO ORDER:**

Hearing Officer Michael Efstratis called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday August 11, 2010, State Contractors Board Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

**OTHER BOARD MEMBERS PRESENT:**

Mr. Donald L. Drake

**STAFF MEMBERS PRESENT:**

Ms. Margi A. Grein, Executive Officer  
Ms. Nancy Mathias, Licensing Administrator  
Mr. George J. Lyford, Director of Investigations  
Mr. Gary Hoid, Deputy Director of Investigations

**LEGAL COUNSEL PRESENT:**

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

The agenda was posted in compliance with the open meeting law August 5, 2010 at Reno City Hall, Washoe County Court House, Washoe County Library, 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: MICHAEL EFSTRATIS**

**1. DISCIPLINARY HEARING:**

**AIR CON SERVICE INC, LICENSE NO. 71852**

Licensee was present with Karlon J. Kidder, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File  
Exhibit 2 – Letter dated July 30, 2010  
Exhibit 3 – Letter dated August 5, 2010 from Richard Hill, Esq.

The following Respondent Exhibits were entered:

Exhibit A – Letter of Intent  
Exhibit B – Email dated August 11, 2010

**Hearing Officer Efstratis found the Respondent Air Con Service Inc, license number 71852 guilty of violating 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 624.3013(5), as set forth in NRS 624.700(3)(a) failure to comply with the Board's Notice to Correct; NRS 624.3016(1) fraudulent or deceitful act and NRS 624.3013(3) failure to establish financial responsibility. Hearing Officer Efstratis**

ordered the Respondent to pay a fine of \$1,000.00 each for the First, Second, Fourth and Fifth Causes of Action for a total fine of \$4,000.00; reimburse the Board for investigative costs in the amount of \$2,297.00 within forty-five (45) days from August 11, 2010 or license number 71852 will automatically be revoked. Respondent was ordered to hire a properly licensed contractor to install an HVAC system in both the Silva and Bertolani residences within forty-five (45) days from August 11, 2010 or license number 71852 will automatically be revoked. Upon completion of the installation of both HVAC systems, the fine amount shall be reduced to the amount of \$250.00 each for a total fine of \$1,000.00. The Third Cause of Action was dismissed.

**2. DISCIPLINARY HEARING:**  
**UPTON SERVICES INC, LICENSE NO. 54840**

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File  
Exhibit 2 - Answer

Hearing Officer Efstratis found Respondent Upton Services Inc., license number 54840 in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Licensee was found guilty of 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 624.302(6) failure or refusal to comply with a written request by the Board for information or records; NRS 624.3012(1) diversion of money or property received for the completion of a specific construction project or operation or for a specified purpose in the completion of any construction project acting in the capacity of a contractor and NRS 624.3013(3) failure to establish financial responsibility. License number 54840 was Revoked. Prior to re-licensure Respondent shall pay full restitution to the Bradley's in the amount of \$6,482.00 and reimburse the Board for investigative costs of \$1,756.00 and any claims and associated expenses that may be paid out of the Residential Recovery Fund.

**ADJUDICATING BOARD MEMBER: DONALD L. DRAKE**

**3. FINANCIAL RESPONSIBILITY HEARING-REHEARING**  
**ATRIUM DOOR AND WINDOW COMPANY OF ARIZONA, LICENSE NO. 48071**  
**ATRIUM DOOR AND WINDOW COMPANY WEST COAST, LICENSE NO. 73108**

Licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Drake ordered that the Decision & Order dated July 15, 2010 is to remain as written.

**ADJOURNMENT**

There was no further business to come before Hearing Officer Drake.

Respectfully Submitted,

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Sandy Diederich, Recording Secretary

APPROVED:

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Margi A. Grein, Executive Officer

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Donald L. Drake, Hearing Officer

**ADJUDICATING BOARD MEMBER: MICHAEL EFSTRATIS**

**4. FINANCIAL RESPONSIBILITY HEARING:  
LOBO SERVICES LTD, LICENSE NOS. 71887 AND 71888**

Licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

**Hearing Officer Efstratis ordered that Lobo Services Ltd, license numbers 71887 and 71888 remain active.**

**5. FINANCIAL RESPONSIBILITY HEARING:  
MISTER SPARKY LAS VEGAS NV, LICENSE NO. 72758**

Licensee was not present, but was represented by Anthony Ager, Esq.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

**Hearing Officer Efstratis continued the matter for thirty (30) days to allow Respondent to submit a financial statement in US dollars or license number 72758 will automatically be suspended.**

**6. FINANCIAL RESPONSIBILITY HEARING:  
BEAUTIFUL LANDSCAPE, LICENSE NO. 42758A**

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

**Hearing Officer Efstratis ordered the suspension of Beautiful Landscape, license number 42758A pending receipt of the financial statement documents.**

**7. FINANCIAL RESPONSIBILITY HEARING:  
ROBERT MARR CONSTRUCTION INC, LICENSE NO. 72658**

Licensee was present and was represented by Michael Graham, Esq.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

The following Respondent Exhibit was entered:

Exhibit A – Answer

**Hearing Officer Efstratis ordered that license number 72658 Robert Marr Construction have it's monetary license limit reduced to \$1,500,000.00 with the bond to remain at \$30,000.00. The licensee shall provide a current reviewed financial statement within forty-five (45) days and will be brought back before the hearing officer.**

**8. FINANCIAL RESPONSIBILITY HEARING:**  
**SIBERIAN COOLING LLC, LICENSE NO. 72517**

Licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

**Hearing Officer Efstratis ordered that license number 72517 Siberian Cooling LLC have it's monetary license limit reduced to \$10,000.00 with the bond to remain at \$5,000.00.**

**9. FINANCIAL RESPONSIBILITY HEARING:**  
**ADVANCED BUILDING SYSTEMS LLC, LICENSE NO. 73241**

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

**Hearing Officer Efstratis found the Respondent guilty of one (1) violation of NRS 624.3013(3) failing to establish financial responsibility and one (1) violation of NRS 624.302(6) failing to comply with a written request by the Board. Respondent was assessed investigative costs of \$470.91. License number 73241, Advanced Building Systems LLC was revoked.**

**10. FINANCIAL RESPONSIBILITY HEARING:**  
**B T FABRICATION LLC, LICENSE NO. 72984**

Licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

**Hearing Officer Efstratis ordered that license number 72984 B T Fabrication LLC have it's monetary license limit reduced to \$20,000.00. The license will be placed on probation for a period of six (6) months. The Board will review at the end of the probation period.**

**11. FINANCIAL RESPONSIBILITY HEARING:**  
**CARSON VALLEY GARDEN & RANCH CENTER LLC, LICENSE NO. 72986**

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

**Hearing Officer Efstratis found the Respondent guilty of one (1) violation of NRS 624.3013(3) failing to establish financial responsibility and one (1) violation of NRS 624.302(6) failing to comply with a written request by the Board. Respondent was assessed investigative costs of \$469.66. License number 72986, Carson Valley Garden & Ranch Center LLC was revoked.**

**12. FINANCIAL RESPONSIBILITY HEARING:**  
**D L M HOME SOLUTIONS INC, LICENSE NO. 73027**

Licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

**Hearing Officer Efstratis ordered that license number 73027 D L M Home Solutions Inc. have it's**

monetary license limit remain at \$15,000.00 with the bond to remain at \$5,000.00 with a six (6) month review of another current financial statement.

**13. FINANCIAL RESPONSIBILITY HEARING:  
FAIRBANKS CONSTRUCTION, LICENSE NOS. 73181 AND 73182**

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Efstratis found the Respondent guilty of one (1) violation of NRS 624.3013(3) failing to establish financial responsibility and one (1) violation of NRS 624.302(6) failing to comply with a written request by the Board. Respondent was assessed investigative costs of \$473.41. License numbers 73181 and 73182, Fairbanks Construction were revoked.

**14. FINANCIAL RESPONSIBILITY HEARING:  
FULL CUSTOM GLASS LLC, LICENSE NO. 73265**

Licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Efstratis ordered that license number 73265 Full Custom Glass LLC, provide a current financial statement that supports its monetary license limit within thirty (30) days or license number 73265 will automatically be suspended.

**15. FINANCIAL RESPONSIBILITY HEARING:  
CLASSIC AIR HEATING & REFRIGERATION, LICENSE NO. 46738A**

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Efstratis found the Respondent guilty of one (1) violation of NRS 624.3013(3) failing to establish financial responsibility and one (1) violation of NRS 624.302(6) failing to comply with a written request by the Board. Respondent was assessed investigative costs of \$463.78. License number 46738A, Classic Heating & Refrigeration was revoked.

**16. FINANCIAL RESPONSIBILITY HEARING:  
LONE MOUNTAIN GLASS & MIRROR, LONE MOUNTAIN GLAZING INC, dba LICENSE NO. 73034**

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

Hearing Officer Efstratis found the Respondent guilty of one (1) violation of NRS 624.3013(3) failing to establish financial responsibility and one (1) violation of NRS 624.302(6) failing to comply with a written request by the Board. Respondent was assessed investigative costs of \$473.41. License number 73034, Lone Mountain Glass & Mirror, Lone Mountain Glazing was revoked.

**17. FINANCIAL RESPONSIBILITY HEARING:**  
**UNITY ON TIME CORP, LICENSE NO. 73078**

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

**Hearing Officer Efstratis found the Respondent guilty of one (1) violation of NRS 624.3013(3) failing to establish financial responsibility and one (1) violation of NRS 624.302(6) failing to comply with a written request by the Board. Respondent was assessed investigative costs of \$473.41. License number 73078, Unity On Time Corp was revoked.**

**18. FINANCIAL RESPONSIBILITY HEARING:**  
**WALTMAN CONSTRUCTION INC, LICENSE NO. 72971**

Licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Board Hearing File

**Hearing Officer Efstratis ordered that Waltman Construction, license number 72971 remain active with the bond to remain at \$15,000.00.**

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Efstratis at 11:30 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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Michael Efstratis, Hearing Officer