

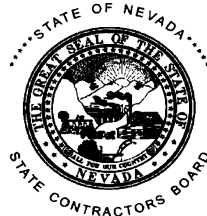
**BRIAN SANDOVAL**  
Governor

**STATE OF NEVADA**

**REPLY TO:**

**MEMBERS**

Guy M. Wells, Chairman  
Thomas "Jim" Alexander  
Kevin E. Burke  
Margaret Cavin  
Joe Hernandez  
Jan B. Leggett  
Stephen P. Quinn



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

[www.nscb.nv.gov](http://www.nscb.nv.gov)

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

**STATE CONTRACTORS BOARD**

**MINUTES OF THE MEETING**  
**June 19, 2013**

**CALL TO ORDER:**

Adjudicating Committee Member Stephen Quinn called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, June 19, 2013, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

**BOARD MEMBER PRESENT:**

Mr. Stephen Quinn, Hearing Officer  
Mr. Joe Hernandez, Board Member

**STAFF MEMBERS PRESENT:**

Ms. Margi Grein, Executive Officer  
Mr. George Lyford, Director of Investigations  
Mr. Daniel Hammack, Chief of Enforcement

**LEGAL COUNSEL PRESENT:**

Mr. David Brown, Esq., Legal Counsel  
Mr. Jonathan Andrews, Esq., Legal Counsel

Mr. Lyford stated the agenda was posted in compliance with the open meeting law on June 12, 2013, 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's Internet Website.

**ADJUDICATING COMMITTEE MEMBER: Stephen Quinn**

**1. DISCIPLINARY HEARING:** (Continued from April 17, 2013)

**ITAL STONE, INC.,** License Nos. 53369, 58861

**STONE INDUSTRIES OF AMERICA, LLC,** License Nos. 75856, 75857

Licensees were present and represented by Linda Sager, Esq. at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Exhibit 2 – Additional documents provided by Richard Peel, Esq., Anthony Palermo's attorney on June 14, 2013.

The following Licensee Exhibits were entered:

Exhibit A – Respondent's Answer to the Board's Complaint dated May 6, 2013.

Exhibit B – A May 10, 2013 letter from Linda Sager, Esq. to the Board.

Exhibit C – A June 7, 2013 letter from Linda Sager, Esq. to the Board with attached exhibits.

Adjudicating Committee Member Quinn found Respondent Ital Stone, Inc. guilty of one (1) violation of NRS 624.301(5) failure to comply with a construction contract; one (1) violation of NRS 624.3011(1)(a) willful departure or disregard of plans or specifications without the consent of the owner; one (1) violation of violation of NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund notice to owner; two (2) violations of NRS 624.3013(4) failure to keep its bond in force for the full period required by the Board; one (1) violation of NRS 624.302(1)(a) contracting while the license has been suspended; one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. The Eighth Cause of Action was dismissed. Respondent was found in violation of the First, Second, Third, Fourth, Fifth, Sixth and Seventh Causes of Action however fines were not assessed due to Respondent Ital Stone, Inc. agreeing to pay restitution in the amount of \$20,000.00 to Palermo. Investigative costs were assessed in the amount of \$3,716.00 and due within nine (9) months of the June 19, 2013 hearing. If investigative costs are not timely paid, license numbers 75856 and 75857, Stone Industries of America, LLC shall be suspended. Ital Stone, Inc.'s licenses, numbers 53369 and 58861 shall remain suspended, Board Action. Stone Industries of America, LLC's licenses, numbers 75856 and 75857 shall be reactivated. Stone Industries of America, LLC shall provide a current reviewed or audited financial statement prepared by a certified public accountant with bank verification for all cash accounts that supports the license limit within forty five (45) days of the June 19, 2013 hearing. If the financial statement does not support the license limits, the license limits shall be lowered to the amount that the financial statement supports as determined by Board staff. This matter shall be brought back before Hearing Office Quinn on August 21, 2013.

## 2. DISCIPLINARY HEARING: (Stipulated Revocation)

### ACCESS DOOR AND GLASS, LLC, dba ACCESS GLASS, License No. 64736

Licensee was not present nor represented by counsel at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Exhibit 2 - An e-mail from Cynthia Kendinian dated May 9, 2103 stipulating to the revocation of the license.

Exhibit 3 - A fax from Construction Sealants & Supply dated April 5, 2013.

Adjudicating Committee Member Quinn found Respondent guilty of one (1) violation of NRS 624.3013(3) failure to establish financial responsibility; one (1) violation of NRS 624.302(5) failure to respond to a written request from the Board. Respondent was assessed a fine of \$500.00 for the First Cause of Action; a fine of \$250.00 for the Second Cause of Action for total fines of \$750.00 and investigative costs of \$1,734.00. License number 64736, Access Door and Glass, LLC, dba Access Glass was revoked. Respondent 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 pay the fines and investigative costs prior to consideration of future licensure.

## 3. DISCIPLINARY HEARINGS – DEFAULT ORDERS:

### a. COAST TO COAST ELECTRICAL CONTRACTORS, LLC, License No. 72419

Licensee was present but represented by counsel at the hearing.

Adjudicating Committee Member Quinn continued this matter to August 21, 2013. License number 72419, Coast to Coast Electrical Contractors, LLC was suspended. Respondent was ordered to provide the required documents to Board staff prior to the August 21, 2013 hearing.

**b. EXTREME AUTOMATION, INC.,** License No. 67124

Licensee was not present nor represented by counsel at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Exhibit 2 – Respondent's letter to the Board dated June 13, 2013 stipulating to the revocation of the license.

Exhibit 3 – The Board's letter to the Respondent dated June 14, 2013.

**Adjudicating Committee Member Quinn found Respondent Extreme Automation, Inc., license number 67124 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. The Respondent was found guilty of two (2) violations of NRS 624.301(5) failure to comply with the terms of a construction contract; two (2) violations of NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with the Board's Notice to Correct; two (2) violations of NRS 624.301(1) abandonment of any construction project; two (1) violations of NRS 624.3011(1)(b)(1) violation of the building laws of this State; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(5) failure to include its license number and monetary license limit on its contracts; one (1) violation of NRS 624.3015(1) acting in the capacity of a contractor beyond the scope of the license; one (1) violation of NRS 624.302(2) failure to comply with a written citation; one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. Respondent was assessed a fine of \$500.00 each for the First, Second, Third, Fourth, Sixth, Seventh, Eighth, Ninth, Tenth and Twelfth Causes of Action; a fine of \$100.00 for the Fifth; and a fine of \$250.00 for the Eleventh Cause of Action for total fines of \$5,350.00 and investigative costs of \$3,131.00. License number 67124, Extreme Automation, Inc. was revoked. Respondent 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 pay the fines and investigative costs prior to consideration of future licensure.**

**c. THE ANTHONY COMPANIES, INC., dba IMAGINE FLOORING & DESIGN,** License Nos. 55193, 56653

Licensee was not present nor represented by counsel at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

The following Licensee Exhibits were entered:

Exhibit A – Respondent's letter to the Board dated June 3, 2013 requesting a continuance of the June 19, 2013 hearing.

**Adjudicating Committee Member Quinn continued this matter to August 21, 2013. License numbers 55193 and 56653, The Anthony Companies, Inc., dba Imagine Flooring & Design were suspended.**

**d. TAYLOR REFRIGERATION & HVAC,** License No. 57909

Licensee was not present nor represented by counsel at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

**Adjudicating Committee Member Quinn found Respondent Taylor Refrigeration & HVAC, license number 57909 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. Respondent was found guilty of one (1) violation of NRS 624.3013(3) failure to establish financial responsibility; one (1) violation of NRS 624.3013(4) failure to keep its bond in**

force for the full period required by the Board. Respondent was assessed a fine of \$500.00 each for the First and Second Causes of Action for total fines of \$1,000.00 and investigative costs of \$1,591.00. License number 57909, Taylor Refrigeration & HVAC was revoked. Respondent 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 pay the fines and investigative costs prior to consideration of future licensure.

**e. PEPCO FLOORING, INC.,** License Nos. 72582, 72583, 72724

Licensee was not present nor represented by counsel at the hearing.

The following Agency Exhibits were entered:

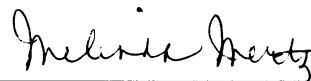
Exhibit 1 – Board Hearing File.

Adjudicating Committee Member Quinn found Respondent Pepco Flooring, Inc., license numbers 72582, 72583 and 72724 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. Respondent was found guilty of three (3) violations of NRS 624.3013(4) failure to keep its bond in force for the full period required by the Board; one (1) violation of NRS 624.3013(3) failure to establish financial responsibility; one (1) violation of NRS 624.3018(2) certain persons are prohibited from serving as officer, director, associate or partner of licensee. Respondent was assessed a fine of \$500.00 each for the First, Second, Third and Fourth Causes of Action for total fines of \$2,000.00 and investigative costs of \$1,786.00. License numbers 72582, 72583 and 72724, Pepco Flooring, Inc. were revoked. Respondent 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 pay the 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 Adjudicating Committee Member Quinn at 10:21 a.m.

Respectfully Submitted,



Melinda Mertz, Recording Secretary

APPROVED:

  
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Margi A. Grein, Executive Officer  
\_\_\_\_\_  
Stephen Quinn, Adjudicating Committee Member