

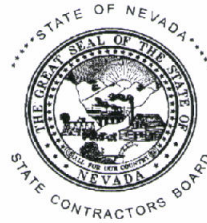
STEVE SISOLAK
Governor

STATE OF NEVADA

REPLY TO:

MEMBERS

Kent Lay, Chair
Margaret Cavin
Joe Hernandez
Jan B. Leggett
Melissa Maguire
Steve Menzies
Guy M. Wells



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

Northern Nevada
5390 Kietzke Lane, Suite 102
Reno, Nevada 89511
(775) 688-1141
Fax (775) 688-1271
Investigations (775) 688-1150

STATE CONTRACTORS BOARD

MINUTES OF THE MEETING
January 8, 2020

CALL TO ORDER:

Matt Addison, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, January 8, 2020, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign in Log.

ADMINISTRATIVE LAW JUDGE:

Mr. Matt Addison, Esq.

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Mr. Paul Rozario, Director of Investigations

LEGAL COUNSEL PRESENT:

Mr. Louis Ling, Esq.

Ms. Grein stated the agenda was posted in compliance with the open meeting law on January 2, 2020, at Reno City Hall, Washoe County Court House, South Valleys Library, Paseo Verde Library, 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.

ADMINISTRATIVE LAW JUDGE: MATT ADDISON, ESQ.

1. DISCIPLINARY HEARING-DEFAULT HEARING:

ALLEGHENY DESIGN MANAGEMENT, INC., License No. 46482

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

ALJ Addison found Respondent Allegheny Design Management, Inc., license number 46482 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 624.3012(1) diversion of money; one (1) violation of NRS 624.3012(2) failure to pay any money when due; one (1) violation of NRS 624.3012(4) failure to discharge any lien recorded; one (1) violation of NRS 624.302(6) failure to comply with a written request by the Board; one (1) violation of NRS 624.3013(5), as set forth in NRS 624.263(3) failure to notify the Board of a bankruptcy filing; and one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. Respondent was assessed a fine of \$1,000.00 for each of the First and Second Alleged Violations; a fine of \$500.00 for each of the Third and Sixth Alleged Violations; a fine of \$250.00 for the Fourth Alleged Violation; a fine of \$50

for the Fifth Alleged Violation for total fines of \$3,300.00 and investigative costs of \$1,541.00. License number 46482, Allegheny Design Management, Inc. was revoked. Restitution was ordered to Insomnia Cookies, LLC in the amount of \$14,000.00. 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.

2. DISCIPLINARY HEARING:

PERRY W. BOTTARI, OWNER, dba BOTTARI CONSTRUCTION, License No. 37459

Licensee was present and represented by Jeffrey Spencer, Esq. at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Exhibit 2 – A drawing of the Gibbons residence.

The following Licensee's Exhibits were entered:

Exhibit A – Respondent's Answer to the Board's Complaint received December 6, 2019.

Exhibit B – Letter from Jeff Spencer, Esq. dated December 27, 2019 with attachments.

Exhibit C – A June 4, 2019 structural engineering report, a fax from accountant dated December 23, 2019 with financial statement, a June 26, 2019 letter from the Board, and a list of payment prepared by Gibbons.

ALJ Addison continued this matter to February 5, 2020.

3. DISCIPLINARY HEARING:

DISCIPLINARY HEARING-DEFAULT HEARING:

PRESTIGE TILE WORKS, LLC, License No. 78246

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

ALJ Addison found Respondent Prestige Tile Works, LLC, license number 78246 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 624.302(6) failure to comply with a written request by the Board; one (1) violation of NRS 624.3011(1)(b)(4) violation of the laws of this State regarding workers' compensation insurance; one (1) violation of NRS 624.302(1)(a) contracting while the license was in a suspended status; and one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. Respondent was assessed a fine of \$250.00 for the First Alleged Violation; a fine of \$1,000.00 for the Third Alleged Violation; a fine of \$500.00 for the Fourth Alleged Violation for total fines of \$1,750.00 and investigative costs of \$1,725.00. License number 78246, Prestige Tile Works, LLC 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.

4. DISCIPLINARY HEARING: (Continued from October 2, 2019 and December 4, 2019)

E M C CONSTRUCTION, LLC, License No. 82027

Licensee was present and represented by Stephen G. Castronova, Esq. at the hearing.

ALJ Addison continued this matter to February 5, 2020.

5. DISCIPLINARY HEARING: (Continued from December 4, 2019)

CARRASCO CONCRETE, INC., License No. 50876

Licensee was present but not represented by counsel at the hearing.

The Respondent complied with the Board's Decision and Order and no further action was taken.

6. DISCIPLINARY HEARING – CONSIDERATION AND APPROVAL OF THE STIPULATED AGREEMENT:

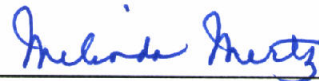
ASPEN CREEK CONSTRUCTION, LLC, License Nos. 74085, 74463

ALJ Addison approved the Stipulation to Modify Decision and Order.

ADJOURNMENT

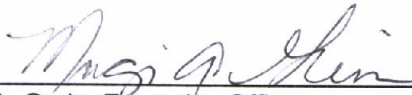
There being no further business to come before the Board, the meeting was adjourned by ALJ Addison at 4:58 p.m.

Respectfully Submitted,



Melinda Mertz, Recording Secretary

APPROVED:



Margi A. Grein, Executive Officer