

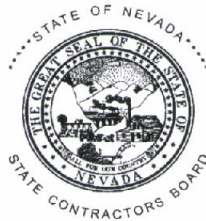
STEVE SISOLAK
Governor

STATE OF NEVADA

REPLY TO:

MEMBERS

Kent Lay, Chair
Kevin Burke
Margaret Cavin
Joe Hernandez
Jan B. Leggett
Melissa Maguire
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

September 18, 2019

CALL TO ORDER:

Noah Allison, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, September 18, 2019, 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. Noah Allison, Esq.

STAFF MEMBERS PRESENT:

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

LEGAL COUNSEL PRESENT:

Mr. Jack Juan, Esq.

Ms. Grein stated the agenda was posted in compliance with the open meeting law on September 12, 2019, at 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: NOAH ALLISON, ESQ.

1. RECONSIDERATION HEARING OF DECISION AND ORDER DATED JULY 1, 2019:

ENVIRONMENTAL ASSURANCE, LLC, License Nos. 77996, 77997, 78133

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

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.302(6) for failure to comply with a written request by the Board and one (1) violation of NRS 624.3018(1) certain persons are prohibited from serving as officer, director, associate or partner of licensee. The First and Third Alleged Violations were dismissed. Respondent was fined \$500.00 for the Second Alleged Violation and ordered to reimburse the Board's investigative costs of \$4,009.00. Respondent was ordered to submit license renewal applications for license numbers 77996, 77997 and 78133 within thirty (30) days of the September 18, 2019 hearing. Fines and investigative costs are to be paid within thirty (30) days of the September 18, 2019 hearing. License numbers 77996, 77997 and 78133, Environmental Assurance, LLC remained revoked until Respondent complies with the Decision and Order. If Respondent fails to comply with the Decision and Order, license numbers 77996, 77997 and 78133, Environmental Assurance, LLC shall remain revoked.

2. DISCIPLINARY HEARING:**CONSTRUCTION M. D., LLC**, License No. 78772

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

The following Licensee's Exhibits were entered:

Exhibit B – A letter from Edward D. Boyack, Esq. of Boyack Orme Anthony to the Board dated May 14, 2019.

ALJ Allison dismissed the First, Third and Fifth Alleged Violations. License number 78772, Construction M. D., LLC remains suspended, Board Action. This matter was continued to December 18, 2019.

3. DISCIPLINARY HEARING: (Continued from July 17, 2019 and August 21, 2019)**QUICK SYSTEMS, INC.**, License No. 83100

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.3012(2) failure to pay any money when due; two (2) violations of NRS 624.302(5) failure to respond to a written request from the Board; two (2) violations of NRS 624.302(6) failure to comply with a written request by the Board; one (1) violation of NRS 624.30165(2) false or misleading statements to induce another person to use the services of the contractor; one (1) violation of NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund notice to owner; one (1) violation of NRS 624.3017(2) advertising projects of construction without including the name and license number of the licensed contractor; one (1) violation of NRS 624.3011(1)(b)(4) violation of the laws of this State regarding industrial insurance; one (1) violation of NRS 624.3013(5), as set forth in NRS 624.165(3)(e)(2) failure to hold an active business license in Clark County; 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, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth, and Eleventh Alleged Violations for total fines of \$11,000.00 and investigative costs of \$4,006.00. License number 83100, Quick Systems, 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.

4. DISCIPLINARY HEARING:**N. D. CONCRETE, LLC**, License Nos. 60867, 70574

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

The following Licensee's Exhibits were entered:

Exhibit A – Respondent's Answer to the Board's Complaint received August 23, 2019.

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.3017(1) workmanship not commensurate with the standards of the trade in general; and one (1) violation of NRS 624.302(5)

failure to respond to a written request from the Board. The Second and Fourth Alleged Violations were dismissed. Respondent was assessed a fine of \$1,000.00 for the First Alleged Violation and a fine of \$500.00 for the Third Alleged Violation for total fines of \$1,500.00 and investigative costs of \$2,132.00. Fines and investigative costs are to be paid within sixty (60) days of September 18, 2019, or license number 70574, N. D. Concrete, LLC shall be revoked.

5. DISCIPLINARY HEARING:

DISTINCT FORTUNE, LLC, dba NATIONAL GENERAL CONTRACTORS, License No. 79730

DISTINCT FORTUNE, LLC, dba NATIONAL MILLWORK & SHOWCASE, License No. 81285

DISTINCT FORTUNE, LLC, dba NATIONAL DRYWALL & PAINT, License No. 81286

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

ALJ Allison continued this matter to December 18, 2019.

6. DISCIPLINARY HEARING:

LAS VEGAS HOME THEATERS, LLC, License No. 83851

Licensee was present and represented by Leah Martin, Esq. at the hearing.

ALJ Allison suspended license number 83851, Las Vegas Home Theaters, LLC and continued this matter to October 16, 2019.

7. DISCIPLINARY HEARING: DEFAULT ORDERS

a. GREAT WEST ASPHALT, LLC, License No. 78633A

Licensee was not present but was represented by Eric Dobberstein, Esq. at the hearing.

ALJ Allison continued this matter to October 16, 2019.

b. ROBERT JOHN BOEDDEKER, OWNER, dba R J B SYSTEMS TECHNOLOGY, License No. 52985

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

The following Agency Exhibits were entered:

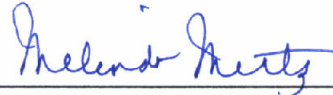
Exhibit 1 – Board Hearing File.

ALJ Allison found Respondent Great West Asphalt, LLC, Owner, dba R J B Systems Technology, license number 52985 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 624.301(5) failure to comply with the terms of a construction contract; one (1) violations of NRS 624.3017(1) workmanship not commensurate with the standards of the trade in general; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with the Board's Notice to Correct; one (1) violation of NRS 624.301(4) failure to prosecute a construction project with reasonable diligence; one (1) violation of NRS 624.301(1) abandonment of any construction project; 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, Second, Third, Fourth, Fifth and Sixth Alleged Violations for total fines of \$6,000.00 and investigative costs of \$1,074.00. License number 52985, Robert John Boeddeker, Owner, dba R J B Systems Technology 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.

ADJOURNMENT

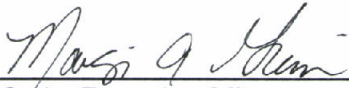
There being no further business to come before the Board, the meeting was adjourned by ALJ Allison at 9:32 a.m.

Respectfully Submitted,



Melinda Mertz, Recording Secretary

APPROVED:



Margi A. Grein, Executive Officer