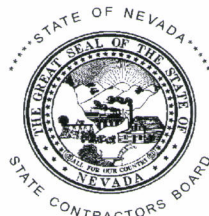


BRIAN SANDOVAL
Governor

STATE OF NEVADA



REPLY TO:

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Investigations (775) 688-1150

MEMBERS
Margaret Cavin, Chair
Kevin Burke
Melissa Caron
Joe Hernandez
Kent Lay
Jan B. Leggett
Guy M. Wells

STATE CONTRACTORS BOARD

MINUTES OF THE MEETING
November 28, 2018

CALL TO ORDER:

Noah Allison, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, November 28, 2018, 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:

Mr. Paul Rozario, Director of Investigations

LEGAL COUNSEL PRESENT:

Mr. Louis Ling, Esq.

Ms. Rozario stated the agenda was posted in compliance with the open meeting law on November 7, 2018, 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. DISCIPLINARY HEARING: (Continued from May 23, 2018, July 18, 2018, August 22, 2018)

BROOKLYNN STONE, LLC, License Nos. 72035, 80306

Licensee was not present but was represented by Michael Hetey, Esq. at the hearing.

The following Licensee Exhibits were entered:

Exhibit B – Respondent's Supplemental Exhibits dated November 27, 2018.

ALJ Allison dismissed the Board's Complaint against Brooklynn Stone, LLC, license numbers 72035 and 80306.

2. DISCIPLINARY HEARING:

D H D READY RENOVATION & CONSTRUCTION, LLC, License No. 77479

Licensee was present and represented by Adam Smith, Esq. at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board's File.

Exhibit 2 – Board’s computer printout of Respondent’s license detail.

Exhibit 3 – Staff’s recommended fines by Cause of Action.

The following Licensee Exhibits were entered:

Exhibit A – Respondent Kelly James DeLoach’s Answer to the Board’s Complaint.

Exhibit B – P H Contracting Services, LLC’s wall certificate.

ALJ Allison found Respondent D H D Ready Renovation & Construction, LLC, license number 77479 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. Respondent D H D Ready Renovation & Construction, LLC was found guilty of six (6) violations of NRS 624.3011(1)(b)(1) violation of the building laws of the State; nine (9) violations of NRS 624.3015(1) acting in the capacity of a contractor beyond the scope of the license; nine (9) violations of NRS 624.3013(5) as set forth in NAC 624.640(5) failure to include its license number and monetary license limits on its contracts; seven (7) violations of NRS 624.301(5) failure to comply with the terms of a construction contract; four (4) violations of NRS 624.3017(1) workmanship which is not commensurate with the standards of the trade in general; four (4) 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; eight (8) violations of NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide the required notice of the Residential Recovery Fund; one (1) violation of NRS 624.302(6) failure to comply with a written request by the Board; four (4) violations of NRS 624.3013(5), as set forth in NRS 624.750(4)(b) diversion of money; two (2) violations of NRS 624.301(1) abandonment of any construction project undertaken by the licensee as a contractor; one (1) violation of NRS 624.301(2) abandonment of a construction project when the percentage of the project completed is less than the percentage of the total price of the contract paid to the contractor; one (1) violation of NRS 624.305(1) unlawful use or transfer of license; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.650(1) a licensee shall not permit his contracting business to be operated by an unlicensed or unqualified person; and one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. The Second, Eleventh, Nineteenth and Twenty-Seventh Causes of Action were dismissed. Respondent D H D Ready Renovation & Construction, LLC was assessed a fine of \$1,000.00 for each of the First, Third, Fifth, Sixth, Eighth, Tenth, Fourteenth, Fifteenth, Sixteenth, Eighteenth, Twenty-First, Twenty-Second, Twenty-Fourth, Twenty-Sixth, Twenty-Ninth, Thirtieth, Thirty-Second, Thirty-Fourth, Thirty-Sixth, Thirty-Seventh, Thirty-Eighth, Fortieth, Forty-Second, Forty-Third, Forty-Fifth, Forty-Seventh, Forty-Ninth, Fiftieth, Fifty-First, Fifty-Third, Fifty-Fifth, Fifty-Sixth, Fifty-Seventh, and Fifty-Ninth Causes of Action; a fine of \$250.00 for each of the Fourth, Twelfth, Twentieth, Twenty-Eighth, Thirty-Fifth, Forty-First, Forty-Eighth, Fifty-Fourth, and Sixtieth Causes of Action; a fine of \$500.00 for each of the Seventh, Thirteenth, Twenty-Third, Thirty-First, Forty-Fourth, and Sixty-Third Causes of Action; a fine of \$100.00 for each of the Ninth, Seventeenth, Twenty-Fifth, Thirty-Third, Thirty-Ninth, Forty-Sixth, Fifty-Second, and Fifty-Eighth Causes of Action; a fine of \$5,000.00 for each of the Sixty-First and Sixty-Second Causes of Action for total fines of \$50,050.00 and investigative costs of \$6,599.00. License number 77479, D H D Ready Renovation & Construction, LLC was revoked. Respondent D H D Ready Renovation & Construction, LLC 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 HEARING:

HARTCO DESIGN BUILDERS, dba HARTCO, License No. 36126

HARTCO ELECTRIC, INC., License No. 55137B

Licensee was present and represented by Scott Holper, Esq. at the hearing.

The following Agency Exhibits were entered:

Exhibit 1- 93 – Board’s File.

Exhibit 94 – 96 – An e-mail from Bill Miller, Compliance/Enforcement Investigator for DIR with attachments dated November 19, 2018.

Exhibit 97 – 98 – E-mail from Bill Miller, Compliance/Enforcement Investigator for DIR with an attached Affidavit from Garry Hart dated November 26, 2018.

Exhibit 99 – 110 – Letter from DETR to the Board dated November 27, 2018.

The following Licensee Exhibits were entered:

Exhibit A – Respondent’s Answer to the Board’s Complaint dated October 3, 2018.

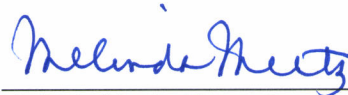
Exhibit B – Respondent’s Forensic Document Examiner, Antonia Klekoda-Baker’s handwriting analysis.

This matter was continued to January 30, 2019.

ADJOURNMENT

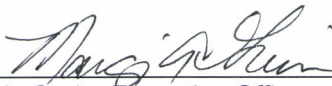
There being no further business to come before the Board, the meeting was adjourned by ALJ Allison at 5:09 p.m.

Respectfully Submitted,



Melinda Mertz, Recording Secretary

APPROVED:



Margi A. Grein, Executive Officer