

KENNY C. GUINN
Governor

STATE OF NEVADA



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MEMBERS
RANDALL SCHAEFER
Chairman
MARGARET CAVIN
Vice Chair
DAVID W. CLARK
SPIRIDON FILIOS
JERRY HIGGINS
J. BRIAN SCROGGINS
MICHAEL ZECH

STATE CONTRACTORS BOARD

MINUTES OF THE MEETING JUNE 22, 2004

1. CALL TO ORDER:

Chairman Randy Schaefer called the meeting of the State Contractors Board to order at 8:15a.m., Tuesday, June 22, 2004, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBERS PRESENT:

Mr. Randy Schaefer - Chairman
Ms. Margaret Cavin
Mr. David Clark
Mr. Spiridon G. Filios
Mr. Jerry Higgins
Mr. J. Brian Scroggins

BOARD MEMBERS ABSENT:

Mr. Michael Zech

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Ms. Nancy Mathias, Licensing Administrator
Mr. George Lyford, Director of Investigations
Mr. Daniel Hammack, Chief of Enforcement
Mr. Chris Denning, Deputy Director of Investigations

LEGAL COUNSEL PRESENT:

Laura Browning, Legal Counsel
Mr. Bruce Robb, Legal Counsel

It was moved and seconded to amend the agenda, adding applications 1 - 21. **MOTION CARRIED.**

2. APPROVAL OF MINUTES: June 8, 2004

It was moved and seconded to approve the minutes of June 8, 2004. **MOTION CARRIED.**

3. APPLICATIONS:

a. APPLICATIONS: (CLOSED MEETING PURSUANT TO NRS 241.030)

It was moved and seconded to close the meeting to the public in accordance with NRS 241.030 to discuss financial matters. **MOTION CARRIED.**

SPECIALTY TILE INC., (C-19 MARBLE & TERRAZZO; C-20 TILE; C-16 FINISHING FLOORS) NEW

APPLICATIONS, RECONSIDERATION

Applicant was present.

It was moved and seconded to approve the license applications (C-19 Marble & Terrazzo; C-20 Tile; C-16 Finishing Floors) with a monetary limit of \$750,000.00 and bond of \$30,000.00 contingent upon compliance with the Decision and Order for license numbers 54682, 54683 and 54684. MOTION CARRIED.

FOX ROOFING LLC, (C-15 ROOFING AND SIDING; B-2 RESIDENTIAL & SMALL COMMERCIAL) NEW APPLICATIONS

Applicant was present.

It was moved and seconded to approve the license applications (C-15 Roofing; B-2 Residential & Small Commercial) with a monetary limit of \$500,000.00 and bond of \$10,000.00. MOTION CARRIED.

RILEY CONCRETE INC., (C-5 CONCRETE CONTRACTING) NEW APPLICATION

Applicant was present.

It was moved and seconded to deny the license application of Riley Concrete Inc. MOTION CARRIED.

EARTHWORKS CONSTRUCTION & LANDSCAPING, (A-12, 15, 19 EXCAVATE, GRADE, TRENCH, SURFACE, SEWERS, DRAINS & PIPES, PIPELINE & CONDUIT; C-10 LANDSCAPE CONTRACTING) NEW APPLICATIONS, NAME SIMILARITY.

Applicant was present.

It was moved and seconded to approve the license application (A-12, 15, 19 Excavate, Grade, Trench, Surface, Sewers, Drains & Pipes, Pipeline & Conduit; C-10 Landscape Contracting) with a monetary limit of \$100,000.00 and bond of \$5,000.00 and applicant must change name. MOTION CARRIED.

DEER CANYON CONSTRUCTION, LICENSE NO. 35828 (B-2 RESIDENTIAL & SMALL COMMERCIAL) RAISE IN LIMIT.

Licensee was present.

It was moved and seconded to approve the raise in limit to \$250,000.00 monetary limit with a bond of \$10,000.00. MOTION CARRIED.

WORK RIGHT CONSTRUCTION CO., LICENSE NO. 43374 (B-2 RESIDENTIAL & SMALL COMMERCIAL) NAME CHANGE.

Licensee was not present, but was represented by counsel, Keith Gregory.

This matter was tabled until after the July 20, 2004 Henderson Board Meeting. The Board informed Mr. Gregory the licensee must change the name.

The Board reviewed the remainder of the applications on the agenda.

It was moved and seconded to reopen the meeting to the public. MOTION CARRIED.

b. RATIFICATION OF LICENSE APPLICATIONS, CHANGES OF LICENSURE, REINSTATEMENTS OF LICENSURE:

It was moved and seconded to ratify all applications not specifically discussed in closed session as recommended by staff. MOTION CARRIED.

4. EXECUTIVE SESSION:

a. EXECUTIVE OFFICER'S PROGRESS REPORT ON FY 2003-04 PRIORITIES:

b. DISCUSSION AND ACTION REGARDING REQUEST FOR PROPOSALS FOR INDEPENDENT AUDIT CONTRACTS:

It was moved and seconded to continue the Solari & Sturmer contracts for 6 months. Ms. Grein was to continue to solicit proposals for the Independent Audit Contracts. **MOTION CARRIED.**

c. DEPARTMENTAL REPORTS:

Ms. Grein provided the Board with a status update for each department.

RECOVERY FUND:

Ms. Grein provided the Board with statistics and a summary of the Residential Recovery Fund cases including awards based on court judgments

d. REVIEW AND APPROVAL OF RENO OFFICE IMPROVEMENTS:

It was moved and seconded to approve the Reno Office improvements. **MOTION CARRIED.**

e. LEGAL REPORTS:

Ms. Browning and Mr. Robb provided a status report on pending cases.

f. REVIEW AND DISCUSSION OF BENEFITS:

This matter was continued to the Reno Board Hearing on July 7, 2004.

5. SUBCOMMITTEE REPORTS:

This matter was continued to the Reno Board Hearing on July 7, 2004.

6 APPLICATION HEARING:

COMMERCIAL AND REFRIGERATION EQUIPMENT SERVICE

This matter was continued due to lack of Court Reporter.

7. FINANCIAL REVIEW HEARING:

E & T EXCAVATING LLC, LICENSE NO. 53418

Licensee was present.

It was moved and seconded to approve the reduction of the monetary license limit from \$1,700,000.00 to \$500,000.00 with the bond to remain at \$20,000.00. MOTION CARRIED.

8. PUBLIC COMMENT:

No one from the general public was present to speak for or against any items on the agenda.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chairman Schaefer at 9:59 a.m.

Respectfully Submitted,

Traci Greenlee, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Randall Schaefer, Chairman

ADJUDICATING BOARD MEMBER: SPIRIDON FILIOS

9. DISCIPLINARY HEARING: (Continued from April 20, 2004 and May 25, 2004)

LIBERTY WORLD INC, DBA UNITED HOME CENTER, LICENSE NOS. 54683, 54684, 54682

Licensee was present.

This matter was continued from April 20, 2004 and May 25, 2004 to allow Mr. Dillingham the opportunity to resolve the issue with Mr. Scaringi and to furnish the Board with a current financial statement.

The Board Hearing File was entered into the record as Exhibit #1.

The Decision and Order dated April 29, 2004 was entered into the record as Exhibit #2.

Hearing Officer Filios ordered the respondent Liberty World Inc., dba United Home Center, Russell L Dillingham, President reimburse homeowner \$800.00 and pay fines and costs of \$5,343.00 by June 23, 2004 or license numbers 54683, 54684, 54682, Liberty World Inc., dba United Home Center will automatically be Revoked. Mr. Dillingham is to furnish a current financial statement within 45 days or license numbers 54683, 54684, 54682, Liberty World Inc., dba United Home Center will automatically be Revoked.

ADJUDICATING BOARD MEMBER: J BRIAN SCROGGINS

10. DISCIPLINARY HEARING: (Continued from March 23, 2004)

COMMERCIAL GENERAL INC, LICENSE NO. 45522

Licensee was present with counsel, Keith Gregory.

This matter was continued from March 23, 2004 to allow Ms. Dombrowski to complete the repairs for Dr. Levin.

The Board Hearing File was entered into the record as Exhibit #1.

Hearing Officer Scroggins ordered the respondent Commercial General Inc., Michelle Christine Dombrowski, President reimburse Dr. Levin \$12,000.00 within 60 days or license number 45522, Commercial General Inc., will automatically be Suspended.

ADJUDICATING BOARD MEMBER: DAVE CLARK

11. DISCIPLINARY HEARING:

ENVIRONMENTAL LANDSCAPE DESIGNS INC, LICENSE NO. 44736

Licensee was not present, but was represented by counsel, Keith Gregory.

The Board Hearing File was entered into the record as Exhibit #1.

Hearing Officer Clark found respondent Environmental Landscape Designs Inc., Maxine Wise, President, license number 44736, guilty of NRS 624.3014(2)(a)(b)(d)(e) misuse of license; NRS 624.3011(1)(b)(1) disregard of building laws of the State; NRS 624.3013(5), per NAC 624.640(6) failure to ascertain person not licensed; 624.3013(5), per NRS 624.520(1) failure to provide Recovery Fund notice; NRS 624.3015(1) beyond scope of license; NRS 624.3015(2) bidding over license limit; NRS 624.3013(5), per NAC 624.640(5) failure to include limit and license number on contract; NRS 624.3014

(1)(a) misuse of license. License number 44736, Environmental Landscape Designs Inc., is Suspended. Ms. Wise was assessed a fine of \$350.00 for the First, Second, Third, Fifth, Sixth, Seventh, Eighth and Ninth Causes of Action and a fine of \$100.00 for the Fourth Cause of Action totaling \$2,900.00. Investigative costs were assessed in the amount of \$2,100.00. Fines and costs are to be paid within 90 days from June 22, 2004 or license number 44736, Environmental Landscape Designs Inc., will automatically be Revoked. A current financial statement prepared by a Certified Public Accountant is to be furnished within 90 days from June 22, 2004 or license number 44736 Environmental Landscape Designs Inc., will automatically be Revoked.

12. DISCIPLINARY HEARING:

LONE STAR REFRIGERATION, LICENSE NO. 40506

Licensee was present.

The Board Hearing File was entered into the record as [Exhibit #1](#).

Hearing Officer Clark found respondent Patrick Samuel Fadely, dba Lone Star Refrigeration, license number 40506 guilty of NRS 624.3017(1) workmanship; NRS 624.3013(5), per NAC 624.700(3)(a) failure to comply with a Notice to Correct; NRS 624.3011(1)(b)(1) disregard of building laws of the State; NRS 624.3015(3) contracting with unlicensed person; NRS 624.305(1) allowing unlicensed person to use license; NRS 624.3013(5), per NAC 624.640(5) failure to include license number and monetary limit on contract; NRS 624.3013(5), per NRS 624.520(1) failure to provide Recovery Fund notice; NRS 624.3014(2)(a)(b)(c)(d) misuse of license; NRS 624.3013(3) failure to establish financial responsibility. License number 40506, Lone Star Refrigeration is Revoked.

13. DISCIPLINARY HEARING:

BSI LANDSCAPE & GOLF INC, LICENSE NO. 53272

BIOSCAPE SYSTEMS INC, LICENSE NO. 43542

Licensee was present.

The Board Hearing File was entered into the record as [Exhibit #1](#).

A fax from Turf Equipment dated June 18, 2004 was entered into the record as [Exhibit #2](#).

Hearing Officer Clark found respondent BSI Landscape & Golf Inc., Gregory Allan Klund, President, license number 53272 guilty of NRS 624.3013(3) failure to establish financial responsibility and dismissed NRS 624.3012(2) failure to pay and NRS 624.3018(1)(a) denial of license because of revocation or suspension of license. Mr. Klund was assessed a fine of \$750.00. Mr. Klund is to furnish a current financial statement prepared by a Certified Public Accountant. Fine and financial statement is due within 60 days from June 22, 2004 or license number 53272, BSI Landscape & Golf Inc., will automatically be Suspended.

14. DISCIPLINARY HEARING:

DELIVERACE PAINTING & CUSTOM COATING, LICENSE NO. 53628

Licensee was not present.

The Board Hearing File was entered into the record as [Exhibit #1](#).

Estimates from Pacaso Painting and Drywall for \$3,000.00, Paint and Simplicity for \$3,750.00 and Pristine Painting and Custom Finishes for \$2,650.00 were entered into the record as [Exhibit #2](#).

Invoice from All Air Systems for \$153.50 was entered into the record as [Exhibit #3](#).

Invoice from Shutter Outlet for \$1, 832.80 was entered into the record as [Exhibit #4](#).

Hearing Officer Clark found respondent Elisha Daniel Orr, dba Deliverace Painting & Custom Coating, license number 53628 guilty of NRS 624.3017(1) workmanship; NRS 624.3013(5), per NAC 624.700(3)(a) failure to comply with a Notice to Correct; NRS 624.302(5) failure to respond to request from the Board; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.302(6) failure to respond to written request form the Board; NRS 624.3013(5), per NAC 624.640(3) failure to notify Board of change of address; NRS 624.3013(5), per NRS 624.520(1) failure to provide Recovery Fund notice. License number 53628, Deliverace Painting & Custom Coating is Revoked. Mr. Orr was assessed a fine of \$1,000.00. Investigative costs were assessed in the amount of \$2,384.00.

15. DISCIPLINARY HEARING:

GROUT AMERICA OF LAS VEGAS INC., LICENSE NO. 51969

Licensee was present.

The Board Hearing File was entered into the record as [Exhibit #1](#).

Copy of Board subpoena to Grout America Las Vegas Inc. dated March 15, 2004 was entered into the record as [Exhibit #2](#).

Copy of a check from Harvey Cohen to respondent dated April 7, 2004 in the amount of \$1,500.00 was entered into the record as [Exhibit #3](#).

Proposals from Crystal Marble Polishing Inc. and Enviropro Building Services were entered into the record as [Exhibit #4](#).

Photos of the tile at the Cohen residence were entered into the record as Respondents [Exhibit A](#).

Letter from Richard Henderson dated May 10, 2004 was entered into the record as Respondents [Exhibit B](#).

A letter from Jim Bird Tile and Marble Inc. dated April 14, 2004 was entered into the record as Respondents [Exhibit C](#).

Hearing Officer Clark found respondent Grout America of Las Vegas Inc., Roy Phillip Duff, III, President, license number 51969 guilty of NRS 624.3017(1) workmanship; NRS 624.3013(5), per NAC 624.700(3)(a) failure to comply with a Notice to Correct; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.3013(5), per NRS 624.520(1) failure to provide Recovery Fund notice; NRS 624.3015(1) acting beyond scope of license and dismissed; NRS 624.624.302(6) failure to comply with written request of the Board; NRS 624.3015(3) contracting with unlicensed person; NRS 624.3014(2)(a)(b)(c) misuse of license. Mr. Duff was ordered to reimburse the homeowner \$2,658.00 within 30 days or license number 51969, Grout America of Las Vegas Inc., will automatically be Revoked. Mr. Duff was assessed a fine of \$500.00 for the First, Second, Third and Sixth Causes of Action and a fine of \$100.00 for the Fifth Cause of Action totaling \$2,100.00. Mr. Duff is to furnish the Board a current financial statement prepared by a Certified Public Accountant. Fines are to be paid and a financial statement is to be submitted within 60 days of June 22, 2004 or license number 51969, Grout America of Las Vegas Inc. will automatically be Revoked.

16. DISCIPLINARY HEARING:

SILVER STATE STEEL GROUP INC. DBA SILVER STATE ORNAMENTAL IRON, LICENSE NO. 54299

Licensee was present with counsel, Mike Olsen.

The Board Hearing File was entered into the record as [Exhibit #1](#).

Hearing Officer Clark dismissed NRS 624.3013(5) failure to notify the Board of a Bankruptcy and NRS

624.3013(3) failure to establish financial responsibility against Silver State Steel Group Inc., dba Silver State Ornamental Iron, license number 54299.

17. DISCIPLINARY HEARING:

DURJAL CONCRETE, LICENSE NO. 46877

Licensee was not present.

The Board Hearing File was entered into the record as [Exhibit #1](#).

Proposal from Davis Companies Inc. for \$8,469.55, MSI Companies for \$10,851.75 and New Crete for \$7,380.00 were entered into the record as [Exhibit #2](#).

Hearing Officer Clark found respondent Durjal Concrete, Javier Benitez, President, license number 46877 guilty of NRS 624.3017(1) workmanship; NRS 624.3013(5), per NAC 624.700(3)(a) failure to comply with a Notice to Correct; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.302(6) failure to comply with written request from the Board; NRS 624.3013(5), per NRS 624.520(1) failure to provide Recovery Fund notice; NRS 624.3013(5), per NAC 624.640(5) failure to include license number and monetary limit on contracts. License number 46877, Durjal Concrete is Suspended. Mr. Benitez was ordered to reimburse the homeowner \$8,469.55. Mr. Benitez was assessed a fine of \$750.00. Investigative costs were assessed in the amount of \$1,440.00. Mr. Benitez is to furnish the Board a current financial statement prepared by a Certified Public Accountant. Mr. Benitez is to reimburse the homeowner, pay fines and costs, and furnish financial statement within 60 days from June 22, 2004 or license number 46877, Durjal Concrete will automatically be Revoked.

ADJUDICATING BOARD MEMBER: SPIRIDON FILIOS

18. DISCIPLINARY HEARING:

MCKELVEY POOLS, LICENSE NO. 10095A

Licensee was present with counsel, Greg Heritage.

The Board Hearing File was entered into the record as [Exhibit #1](#).

A copy of the original Affidavit of Exemption and the Applications for Renewal for the year 2002 and 2003 were entered into the record as [Exhibit #2](#).

A Board status of license number 36753 of Michael Bradley Company, Daniel M Henderson, Owner was entered into the record as [Exhibit #3](#).

McKelvey Swimming Pool Contract was entered into the record as Respondents [Exhibit A](#).

Documents provided by Respondent's counsel were entered into the record as Respondents [Exhibit B](#).

Hearing Officer Filios found respondent William McKelvey, dba McKelvey Pools, license number 10095A guilty of NRS 624.3017(1) workmanship; NRS 624.3013(5), per NAC 624.700(3)(a) failure to comply with a Notice to Correct; NRS 624.302(5) failure to respond to a written request from the Board; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.3013(5), per NRS 624.520(1) failure to provide Recovery Fund notice; NRS 624.3016(8) failure to pay assessment; NRS 624.3015(1) acting out of scope; NRS 624.3013(5), per NAC 624.624.640 (5) failure to include license number and monetary limit on contracts; NRS 624.3016(6), per NAC 624.6958(1) failure to list changes to contract in writing; NRS 624.3016(6), per NAC 624.6958(2)(a) failure to list name and license number on pool contract; NRS 624.3016(6), per NAC 624.6958(2)(b) failure to list name and address of the owner; NRS 624.3016(6), per NAC 624.6958(2)(c) failure to provide date of execution of contract; NRS 624.3016(6), per NAC 624.6958(2)(d) failure to provide date of completion; NRS 624.3016(6), per NAC 624.6958 (2)(f) failure to disclose total payment of the contract to the owner; NRS. 624.3016(6), per

NAC 624.6958(2)(g) failure to disclose advance deposit to the owner; NRS 624.3016(6), per NAC 624.6958(2)(h) failure to disclose progress payments to owner; NRS 624.3016(6), per NAC 624.6958(2)(i)(1) and (2) failure to provide informational notices; NRS 624.3016(6), per NAC 6958(2)(j) failure to provide statement for additional work; NRS 624.3016(6), per NAC 624.6958(2)(k) failure to provide plan specifications; NRS 624.3016(6), per NAC 6958(2)(l) failure to notify owner of rights to request payment and performance bond; NRS 624.3016(6), per 624.6958(2)(m) failure to provide owner of payment schedule; NRS 624.3016(6), per NAC 624.6958(2)(n) failure to provide subcontractor list; NRS 624.3016(6), per NAC 624.6958(2)(o) failure to provide unconditional lien release to owner; NRS 624.3016(6), per NAC 624.6964(1) failure to reference work or services performed; NRS 624.3016(6), per NAC 624.6964(2) failure to establish time schedule of payments; NRS 624.3016(6), per NAC 624.6964(3) receiving more than contracted amount for any stage or phase; NRS 624.3016(6), per NAC 624.6964(4) receiving funds before commencement of work; NRS 624.3016(6), per NAC 624.6964(5) payment may not be received before completion of stage or phase; NRS 624.3016(6), per NAC 624.6964(6) payment received before final completion or stage of the contract; NRS 624.3016(6), per NAC 624.6966(3) failure to provide owner release of mechanics lien for portion of work completed; NRS 624.3013(2) misrepresentation. Mr. McKelvey is to correct workmanship issues or reach a monetary settlement with homeowners. Mr. McKelvey was assessed a fine of \$100.00 for the Second, Fourth, Sixth, Seventh, Ninth, Tenth and Eleventh Causes of Action and a fine of \$400.00 for the Thirty Fifth Cause of Action totaling \$1,100.00. Investigative costs were assessed in the amount of \$4,568.00. Mr. McKelvey is to furnish the Board with a current financial statement prepared by a Certified Public Accountant. Mr. McKelvey is to settle with homeowner, pay fines and costs and furnish financial statement within 60 days from June 22, 2004 or license number 10095A, McKelvey Pools will automatically be Revoked.

ADJUDICATING BOARD MEMBER: DAVE CLARK

19. DISCIPLINARY HEARING – DEFAULT ORDERS:

a. IOWA MCLAUGHLIN CONSTRUCTION CO INC, LICENSE NO. 36902

Licensee was not present.

The Board Hearing File was entered into the record as Exhibit #1.

Hearing Officer Dave Clark found the respondent Iowa McLaughlin Construction Co., Inc, Jeffrey Sizemore, President, license number 36902, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. The respondent was found guilty of NRS 624.3012(2) failure to pay for materials or services; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.302(5) failure to respond to a written request from the Board; NRS 624.302(6) failure to comply with a written request from the Board. License number 36902, Iowa McLaughlin Construction Co Inc. was Revoked. Mr. Sizemore is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,280.00 plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

b. MARK PROPERTIES INC, LICENSE NO. 48350

Licensee was not present.

The Board Hearing File was entered into the record as Exhibit #1.

Hearing Officer Dave Clark found the respondent Mark Properties Inc., Arin Raiter, Vice President, license number 48350, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. The respondent was found guilty of NRS 624.3012(2) failure to pay for materials or services; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.302(5) failure to respond to a written request from the Board; NRS 624.302(6) failure to comply with a written request from the Board. License number 48350 Mark Properties Inc was Revoked. Mr.

Raiter is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,104.00, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

c. CHARLES TAYLOR COMMUNICATIONS INC., LICENSE NOS. 53576, 53575, 35671 AND 50494

Licenses were not present.

The Board Hearing File was entered into the record as Exhibit #1.

Hearing Officer Dave Clark found the respondent Charles Taylor Communications Inc., Charles Henry Taylor, CEO, license numbers 53576, 53575, 35671 and 50494, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. The respondent was found guilty of NRS 624.302(1)(a) contracting while license is suspended or revoked; NRS 624.302(5) failure to respond to a written request from the Board; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.302(6) failure to comply with a written request from the Board; NRS 624.3012(2) failure to pay for materials or services. License numbers 53576, 53575, 35671 and 50494 Charles Taylor Communications Inc was Revoked. Mr. Taylor is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,322.00, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

d. AMERIBUILT REMODELING & CONSTRUCTION, LICENSE NO 52108

Licenses were not present.

The Board Hearing File was entered into the record as Exhibit #1.

Hearing Officer Dave Clark found the respondent Ameribuilt Remodeling & Construction, James Cashel Brown, President, license number 52108 in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. The respondent was found guilty of NRS 624.3017(1) workmanship; NRS 624.3013(5), per NAC 624.700(3)(a) failure to comply with notice to correct; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.302(6) failure to comply with a written request from the Board; NRS 624.3012(3) failure to obtain release of a lien; NRS 624.3011(1)(b)(1) disregard of the Building Laws of the State; NRS 624.301(1) abandonment; NRS 624.3013(5), per NAC 624.640(5) failure to include license number and monetary limit on contracts; NRS 624.3013(5), per NAC 624.520(1) failure to provide Recovery Fund notice. License number 52108 Ameribuilt Remodeling & Construction was Revoked. Mr. Brown is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$3,194.00, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

e. FRAMING BROKERS INCORPORATED, LICENSE 49354

Licenses were not present.

The Board Hearing File was entered into the record as Exhibit #1.

Hearing Officer Dave Clark found the respondent Framing Brokers Incorporated, Michael Thomas Dague, President, license number 49354 in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. The respondent was found guilty of NRS 624.3012(2) failure to pay for materials or services; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.3013(4) failure to maintain bond. License number 49354 Framing Brokers Incorporated was Revoked. Mr. Dague is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,247.00, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

f. EXTREME PAINTING & DRYWALL, LICENSE NO 52181

Licensee was not present.

The Board Hearing File was entered into the record as Exhibit #1.

Hearing Officer Dave Clark found the respondent Extreme Painting & Drywall, Fernando Rojas, President, license number 52181 in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. The respondent was found guilty of NRS 624.3012(2) failure to pay for materials or services; NRS 624.3012(3) failure to obtain release of a lien; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.302(6) failure to comply with a written request from the Board; NRS 624.3013(5), per NAC 624.640(3) failure to notify the Board of change of address. License number 52181 Extreme Painting & Drywall was Revoked. Mr. Rojas is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,550.00, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

g. CURTIS CONSTRUCTION CO, LICENSE 12787

Licensee was not present.

The Board Hearing File was entered into the record as Exhibit #1.

A letter to respondent's counsel dated May 28, 2004 and a Cease and Desist order dated May 28, 2004 was entered into the record as Exhibit #2.

A copy of the sale of business paperwork dated July 1, 2003 was entered into the record as Exhibit #3.

A letter from respondent's counsel dated June 3, 2004 was entered into the record as Exhibit #4.

Hearing Officer Dave Clark found the respondent Curtis Construction Co., Mary Curtis, Secretary, license number 12787 in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. NRS 624.3017(1) workmanship; NRS 624.3013(5), per NAC 624.700(3)(a) failure to comply with notice to correct; NRS 624.302(5) failure to respond to written request from the Board; NRS 624.3013(3) failure to establish financial responsibility; NRS 624.302(6) failure to comply with a written request from the Board; NRS 624.3011(1)(b)(1) disregard of the Building Laws of the State; NRS 624.3013(5), per NAC 624.650(1) contracting with unlicensed person; NRS 624.305(1)(2) transferring of license; NRS 624.3018(1)(a)(b) certain persons prohibited from serving as officer, director, associate or partner of licensee; NRS 624.301(2) abandonment; NRS 624.3016(1), misrepresentation; NRS 624.3013(5), per NRS 624.520(1) failure to provide Recovery Fund notice. License number 12787, Curtis Construction Co was Revoked. Ms. Curtis is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$8,423.00, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Chairman Schaefer at 3:43 p.m.

Respectfully Submitted,

Traci Greenlee, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Spiridon Filios, Adjudicating Board Member

J. Brian Scroggins, Adjudicating Board Member

Dave Clark, Adjudicating Board Member

