

JIM GIBBONS  
Governor

STATE OF NEVADA

REPLY TO:

**MEMBERS**

MARGARET CAVIN  
*Chair*  
SPIRIDON FILIOS  
*Vice Chair*  
DAVID W. CLARK  
JERRY HIGGINS  
WILLIAM "BRUCE" KING  
RANDY SCHAEFER  
GUY M. WELLS



**STATE CONTRACTORS BOARD**

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

[www.nscb.state.nv.us](http://www.nscb.state.nv.us)

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

**MINUTES OF THE MEETING**  
**June 25, 2008**

**CALL TO ORDER:**

Hearing Officer King called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, June 25, 2008, 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. Bruce King  
Mr. Jerry Higgins

**STAFF MEMBERS PRESENT:**

Ms. Margi Grein, Executive Officer  
Mr. George Lyford, Director of Investigations  
Mr. Chris Denning, Deputy Director of Investigations  
Mr. Gary Hoid, Deputy 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 18, 2008, 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 Internet Website.

**ADJUDICATING BOARD MEMBER: BRUCE KING**

**1. DISCIPLINARY HEARING:**

**ROCKWOOD DEVELOPMENT CORPORATION, LICENSE NOS., 50217, 50218**

Licensee was not present.

The Hearing was vacated

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

**2. DISCIPLINARY HEARING:** (Continued from April 23, 2008)

**GUMFORD GENERAL CONTRACTING, INC., LICENSE NO. 45836**

Licensee was present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

This matter was continued for 30 days to allow Respondent to complete the repairs at the Tzortzis residence. If repairs are satisfactorily completed, this matter shall be handled administratively.

**3. DISCIPLINARY HEARING:**

**MAYA, LLC, dba AVANTE HOMES, LICENSE NO. 39906**

Licensee was present with counsel, Evan James, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Exhibit A – Respondent’s Answer to the Board’s Complaint

Exhibit B – Respondent’s First set of Lodged Documents

Exhibit C – Three (3) photos taken by the Respondent of the Mesa Verde Project

**Hearing Officer King found Respondent guilty of one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. License number 39906, Maya, LLC, dba Avante Homes, was revoked. Respondent was assessed an administrative fine of \$2,000.00 and investigative costs in the amount of \$5,679.00. Mr. Lewis 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 fines and investigative costs prior to consideration of future licensure.**

**4. DISCIPLINARY HEARING:** (Continued from May 21, 2008)

**ABACUS MECHANICAL SERVICES, INC., dba AIRE SERVICE, LICENSE NO. 53561**

Licensee was not present. Juan Casillas appeared on licensee’s behalf.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

**Hearing Officer King ordered that the licensee shall provide a compiled financial statement with bank verification forms that supports the license limit; file an application to replace the Qualified Individual; enter into a payment agreement with Temperature Equipment, LLC. If the above conditions are not met within 30 days, the license shall be revoked.**

**5. DISCIPLINARY HEARING – DEFAULT ORDERS:**

**a. GRAY AND SONS CONSTRUCTION, LLC, LICENSE NO. 64823**

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer King found Respondent, Gray and Sons Construction, LLC, Clarence Justin Gray, Manager, license number 64823, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Mr. Gray was found guilty of One (1) violation of NRS 624.301(5) failure to comply with the terms of the construction contract, thereby causing material injury to another; 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(2) abandonment of construction project when percentage completed is less than percentage of total contract paid; 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 624.3013(5), as set forth in NAC 624.640(5) each licensee shall include in all bids he submits or contracts he enters into for construction work within this State, the number of the license and any monetary limit placed upon his license; One (1) violation of NRS 624.3011(1)(b)(1) willful disregard of the building laws of the State; One (1) violation of NRS 624.3015(1) acting beyond scope of license; One (1) violation of NRS 624.3013(3) failure to establish financial responsibility. License number 64823, Gray and Sons Construction, LLC, Clarence Justin Gray, Manager, was revoked. Respondent was assessed an administrative fine of \$5,100.00 and investigative costs in the amount of \$1,461.00. Mr. Gray 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 fines and investigative costs prior to consideration of future licensure.

**b. ANDY J. KAY, dba LEGACY CONSTRUCTION ENTERPRISES, LICENSE NO. 50647**

Licensee was present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

This matter was continued to the July 23, 2008 Hearing.

**c. MASTER CONSTRUCTION SERVICE, INC., LICENSE NO. 58261**

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer King found Respondent, Master Construction Service, Inc., George James Brucato, President, license number 58261, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Mr. Brucato was found guilty of One (1) violation of NRS 624.301(2) abandonment of construction project when percentage completed is less than percentage of total contract paid; One (1) violation of NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with Board's Notice to Correct; One (1) violation of NRS 624.3011(1)(b)(1) willful disregard of the building laws of the State; One (1) violation of NRS 624.3013(3) failure to establish financial responsibility; One (1) violation of NRS 624.3013(4) failure to keep bond in force; One (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(3) failure to notify Board of change of address or personnel. License number 58261, Master Construction Service, Inc., George James Brucato, President, was revoked. Respondent was assessed an administrative fine of \$4,250.00 and investigative costs in the amount of \$1,435.00. Mr. Brucato 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 fines and investigative costs prior to consideration of future licensure.

**d. PREZIOSI ENTERPRISES, INC., LICENSE NO. 68154**

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer King found Respondent, Preziosi Enterprises, Inc., Louis James Preziosi, President, license number 68154, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Mr. Preziosi was found guilty of One (1) violation of NRS 624.3011(1)(b)(1) willful disregard of the building laws of the State; One (1) violation of NRS 624.3015(1) acting beyond scope of license; 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 624.3013(5), as set forth in NAC 624.640(5) each licensee shall include in all bids he submits or contracts he enters into for construction work within this State, the number of the license and any monetary limit placed upon his license; One (1) violation of NRS 624.3013 failure to establish financial responsibility; One (1) violation of NRS 624.302(2) failure to comply with a written citation. License number 68154, Preziosi Enterprises, Inc., Louis James Preziosi, President, was revoked. Respondent was assessed an administrative fine of \$4,100.00 and investigative costs in the amount of \$1,392.00. Mr. Preziosi 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 fines and investigative costs prior to consideration of future licensure.

**e. RICHLEIGH INVESTMENTS, INC., LICENSE NO. 48850**

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Guilty 1-3, revoked. Admin 2500, inv. 1,378 restitution to claimants so ordered!

Hearing Officer King found Respondent, Richleigh Investments, Inc., Brian Richard Demoulied, President, license number 48850, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Mr. Demoulied was found guilty of One (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(6) each licensee shall ascertain that each person; One (1) violation of NRS 624.3013(3) failure to establish financial responsibility; One (1) violation of NRS 624.302(2) failure to comply with a written citation. License number 48850, Richleigh Investments, Inc., Brian Richard Demoulied, President, was revoked. Respondent was assessed an administrative fine of \$2,500.00 and investigative costs were assessed in the amount of \$1,378.00. Mr. Demoulied 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 fines and investigative costs prior to consideration of future licensure.

**f. ALL STATES CONSTRUCTION, INC., LICENSE NO. 53823**

Licensee was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer King found Respondent, All States Construction, Inc., Ronald Clifford Hayes, President, license number 53823, in default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. Mr. Hayes was found guilty of One (1) violation of NRS 624.3016(1) any fraudulent act committed in the capacity of a contractor, misrepresentation or omission of a fact; One (1) violation of NRS 624.3013(5), as set forth in NRS 624.285(1) if the person qualifying by exam on behalf of another person or firm, ceases for any reason to be connected with the licensee to whom the license is issued, the licensee shall notify the Board in writing within 10 days. If a notice is given, the license remains in force for a reasonable length of time to be set by the Board, but not to exceed 30 days after the date of cessation; One (1) violation of NRS 624.3013(5), as set forth in NAC 624.665(1) a licensee shall submit an application to the Board for any change in its officers or directors, if the license is a corporation; One (1) violation of NRS 624.3013(3) failure to establish financial responsibility. License number 53823, All States Construction, Inc., Ronald Clifford Hayes, President, was revoked. Respondent was assessed an administrative fine of \$2,500.00 and investigative costs in the amount of \$1,341.00. Mr. Hayes 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 fines and investigative costs prior to consideration of future licensure.

**ADJUDICATING BOARD MEMBER: JERRY HIGGINS**

#### **6. DISCIPLINARY HEARING**

**HIGHLAND DEVELOPMENT CO., dba WESTMARK HOMES,** LICENSE NO. 31926

Licensee was present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

**M.A.O. CORPORATION,** LICENSE NO. 47521

Licensee was present.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Higgins found Respondent guilty of six (6) violations of NRS 624.3012(2) willful failure to pay any money when due for materials or service; One (1) violation of NRS 624.3015(2) bidding in excess of the limit placed on the license by the Board; One (1) NRS 624.3015(1) acting beyond scope of license; One (1) violation of NRS 624.3018(2) certain persons are prohibited from serving as officer, director, associate or partner of licensee. The Ninth Cause of Action was dismissed. Investigative costs in the amount of \$4,271.00 were assessed. License number 31926 was suspended for six months and the matter continued for six months.

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Higgins at 11:48 a.m.

Respectfully Submitted,

\_\_\_\_\_  
Janet Brinkley, Recording Secretary

APPROVED:

\_\_\_\_\_  
Margi Grein, Executive Officer

\_\_\_\_\_  
Bruce King, Hearing Officer

\_\_\_\_\_  
Jerry Higgins, Hearing Officer