

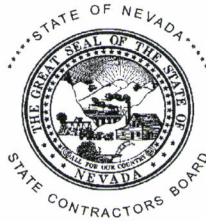
BRIAN SANDOVAL  
Governor

STATE OF NEVADA

REPLY TO:

MEMBERS

Jan B. Leggett, Chairman  
Kevin E. Burke  
Margaret Cavin  
Mason Gorda  
Joe Hernandez  
Kent Lay  
Guy M. Wells



**Southern Nevada**  
2310 Corporate Circle  
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Investigations (775) 688-1150

STATE CONTRACTORS BOARD

MINUTES OF THE MEETING

November 15, 2017

**CALL TO ORDER:**

Noah Allison, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, November 15, 2017, 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  
Mr. George Lyford, Associate Director  
Mr. Ron Lynn, Director of Operations

**LEGAL COUNSEL PRESENT:**

Mr. Jack Juan, Esq.  
Mr. Louis Ling, Esq.

Ms. Grein stated the agenda was posted in compliance with the open meeting law on November 8, 2017, 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:**

**SUNPOWER BY RENEWABLE ENERGY ELECTRIC, INC.,** License No. 62767

Licensee was present and represented by Ronald J. Cox, Esq. at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

The following Licensee Exhibits were entered:

Exhibit A – Respondent's Answer to the Board's Complaint dated August 11, 2017.

**ALJ Allison found Respondent guilty one (1) violation of NRS 624.301(5) failure to comply with the terms of a construction contract; one (1) violation of NRS 624.301(1) abandonment of any construction project undertaken as a contractor; and one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. The Third Cause of Action was dismissed. Respondent was**

assessed a fine of \$1,000.00 for each of the First and Second Cause of Action; a fine of \$500.00 for the Third Cause of Action for total fines of \$2,500.00 and investigative costs of \$1,827.00. License number 62767, Sunpower by Renewable Energy Electric, 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.

**2. DISCIPLINARY HEARING:**

**E & M ENTERPRISES, INC.**, License Nos. 54638, 58149

**E M 3 J CONSTRUCTION, LLC, dba E M 365 RESTORATION, LLC**, License No. 65258

**E M 3 J CONSTRUCTION, LLC**, License No. 70793

**J M E CONSTRUCTION CORPORATION, dba BACKYARD CREATIONS**, License No. 76998

**J C P 2 REPAIR & MAINTENANCE, LLC**, License Nos. 78272, 78273, 78274, 78275

**LEE'S HEATING AND COOLING CORPORATION**, License No. 81034

**E & M METALS, LLC**, License No. 81455

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Exhibit 2 - An Unconditional Waiver and Release from Mojave Electric and Boulder Sand and Gravel along with two (2) checks.

The following Licensee Exhibits were entered:

Exhibit A – Respondent's Answer to the Board's Complaint received October 12, 2017.

**ALJ Allison found Respondent guilty two (2) violations of NRS 624.302(6) failure to comply with a written request by the Board. The First, Third, Fourth, Sixth, and Seventh Causes of Action were dismissed. Respondent was assessed a fine of \$250.00 for each of the Second and Fifth Causes of Action for total fines of \$500.00 and investigative costs of \$2,184.00. Fines and investigative costs are to be paid within thirty (30) days of the November 15, 2017 hearing or license number 54638 shall be suspended.**

**3. DISCIPLINARY HEARINGS: DEFAULT ORDERS**

**a. HARRY P. FALCO, OWNER, dba BRICK ART MASONRY**, License No. 41619

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

**This matter was continued to December 20, 2017.**

**b. R. W. AND ASSOCIATES, dba C. L. M DEVELOPMENT**, License No. 64376

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 R. W. and Associates, dba C. L. M. Development, license number 64376 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the**



Administrative complaint. Respondent was found guilty of three (3) violations of NRS 624.3012(2) failure to pay any money when due; three (3) violations of NRS 624.302(5) failure to respond to a written request from the Board; three (3) violations of NRS 624.302(6) failure to comply with a written request by the Board; one (1) violation of NRS 624.3013(4) failure to keep in force the bond for the full period required by the Board; 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, Fourth, and Seventh Causes of Action; a fine of \$250.00 for each of the Second, Third, Fifth, Sixth, Eighth, and Ninth Causes of Action; a fine of \$500.00 for each of the Tenth and Eleventh Causes of Action for total fines of \$5,500.00 and investigative costs of \$2,087.00. License number 64376, R. W. and Associates, dba C. L. M. Development 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 September 20, 2017)

CHARLES RICHARD BARBER, OWNER, dba CENTRAIR ELECTRIC, License No. 13015

CENTRAIR ELECTRIC CORP., License No. 81566

Licensee was present and represented by Matthew J. Peirce, Esq. at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File - pages 1 thru 101.

Exhibit 2 – A Notice of Hearing, Complaint and Requirement to Answer for Respondent Centrair Electric for September 23, 2015 - pages 101-105.

The following Licensee Exhibits were entered:

Exhibit A – Respondent's Answer to the Board's Complaint dated August 2, 2017.

Exhibit B – A letter from Respondent Centrair Electric dated August 8, 2017.

Exhibit C – Respondent's Exhibits 1 thru 61.

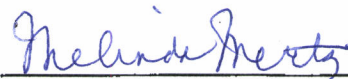
Exhibit D – Respondent's Exhibits 1A thru 4A.

ALJ Allison found Respondent Centrair Electric and Centrair Electric Corp. guilty of three (3) violations of 624.3017(1) substandard workmanship; four (4) violations 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) violation of the building laws of the State; one (1) violation of NRS 624.302(6) failure to comply with a written request from the Board; one (1) violation of NRS 624.305(1) no license may be used for any purpose by any person other than the person to whom such license is issued; one (1) violation of NRS 624.3014(2)(a) aiding or abetting an unlicensed person to evade the provisions of this chapter; one (1) violation of NRS 624.3013(1) failing to keep records for a period of not less than 3 years after the completion of any construction project to which the records refer; one (1) violation of NRS 624.3013(3) failure to establish financial responsibility; and one (1) violation of NRS 624.3018(2) certain persons are prohibited from serving as officer, director, associate or partner of licensee. Respondent Centrair Electric and Centrair Electric Corp. were assessed a fine of \$1,000.00 for each of the First, Fourth, Sixth and Eighth Causes of Action; a fine of \$500.00 for each of the Second, Third, Fifth, Seventh, Ninth, Twelfth and Thirteenth Causes of Action; a fine of \$5,000.00 for the Tenth Cause of Action; a fine of \$2,500.00 for the Eleventh Cause of Action for total fines of \$15,000.00 and investigative costs of \$4,736.00. License number 13015, Charles Richard Barber, Owner, dba Centrair Electric and license number 81566, Centrair Electric Corp. were revoked. Dawson Enterprises, dba Sonitrol of Southern Nevada, license number 34405 was dismissed from the Board's Complaint. Respondents are 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

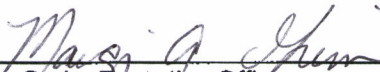
There being no further business to come before the Board, the meeting was adjourned by ALJ Allison at 5:47 p.m.

Respectfully Submitted,



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Melinda Mertz, Recording Secretary

APPROVED:



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Margi A. Grein, Executive Officer



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Noah Allison, Esq., Administrative Law Judge