

BRIAN SANDOVAL
Governor

MEMBERS
Margaret Cavin, Chairman
Melissa Caron
Mason Gorda
Joe Hernandez
Kent Lay
Jan B. Leggett
Guy M. Wells

STATE OF NEVADA



STATE CONTRACTORS BOARD

**MINUTES OF THE MEETING
DECEMBER 6, 2017**

REPLY TO:

Northern Nevada
5390 Kietzke Lane
Suite 102
Reno, Nevada 89511
(775) 688-1141
Fax (775) 688-1271
Investigations (775) 688-1150

www.nscb.nv.gov

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

CALL TO ORDER:

Jonathan L. Andrews, Esq., called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, **DECEMBER 6, 2017**, State Contractors Board Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBER PRESENT:

Mr. Jan B. Leggett

STAFF MEMBERS PRESENT:

Ms. Nancy Mathias, Licensing Administrator
Mr. George J. Lyford, Acting Director
Mr. Fred Schoenfeldt, Investigations Supervisor
Ms. Susan Kamesch, Licensing Supervisor, Reno

LEGAL COUNSEL PRESENT:

Jonathan L. Andrews, Legal Counsel
Jack Juan, Legal Counsel

George J. Lyford stated the agenda was posted at Reno City Hall, Washoe County Court House, South Valleys Library, Paseo Verde Library, Sawyer State Building, Clark County Library, both offices of the Board, on the Board's Internet Website and the Nevada Public Notice Website.

ADJUDICATING HEARING OFFICER: JAN B. LEGGETT

1. DISCIPLINARY HEARING: (Continued from September 6, 2017, October 4, 2017 and November 1, 2017)

4 M PAINTING INCORPORATION, License No. 69182

Licensee was present.

Hearing Officer Leggett found Respondent guilty of violating NRS 624. 3013(3) failure to timely provide a current financial statement. License number 69182 is suspended. The Respondent shall pay an administrative fine of \$500.00 for the Second of Action for a total fine in the amount of \$500.00, reimburse the Board's investigative fees in the amount of \$5,777.00. Staff will review the provided financial statement which will determine the Respondent's monetary license limit. After the fines and fees are paid the suspension shall be lifted.

2. DISCIPLINARY HEARING:

ARELLANO HEATING AND AIR CONDITIONING, LICENSE NO. 74600

Licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Board’s Hearing File

The following Respondent Exhibits was entered:

Exhibit A – Respondent’s Answer

Hearing Officer Leggett found the Respondent Arellano Heating and Air Conditioning, license number 74600 guilty of violating NRS 624.3015(1) by acting in the capacity of a contractor beyond the scope of license and NRS 624.3013(5), pursuant to NRS 624.720(1) by it is unlawful for any person, including a person exempt under the provisions of NRS 624.031, to advertise as a contractor unless the person has a license in the appropriate classification established by the provisions of NRS 624.215 and NRS 624.220. The Respondent shall pay an administrative fine of \$2,000.00 for First Cause of Action, \$50.00 for the Second Cause of Action for a total fine in the amount of \$2,050.00, reimburse the Board’s investigative fees in the amount of \$2,024.00. Respondent was found not guilty of the Third Cause of Action. Fines and fees shall be paid within thirty (30) days of the December 6, 2017 hearing or license number 74600 will automatically be suspended.

3. REACTIVATION DENIAL HEARING: Continued from August 2, 2017

MARK WILLIAM MALM DBA, M G M ELECTRIC, LICENSE NO. 38726

Licensee was present.

The following Agency Exhibit was entered:

Exhibit 1 – Board’s Hearing File

The following Respondent Exhibit was entered:

Exhibit A – Letter dated July 25, 2017

Hearing Officer Leggett ordered license number 38726 to be reactivated.

4. FINANCIAL RESPONSIBILITY HEARING:

B & D SECURITY INC., LICENSE NO. 81440

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board’s Hearing File

Hearing Officer Leggett found the Respondent guilty of violating NRS 624.3013(3) failure to establish financial responsibility, NRS 624.302(6) failure to comply with a written request by the Board. License number 81440 is suspended. Respondent shall pay a fine of \$750.00; reimburse the Board’s investigative fees in the amount of \$469.81, provide a current financial statement that meets the requirements of the Board within thirty (30) days or license number 81440 will automatically be revoked.

5. FINANCIAL RESPONSIBILITY HEARING:

SONORAN TECHNICAL SERVICES LLC, LICENSE NO. 81487

Licensee was not present.

The following Agency Exhibit was entered:

Exhibit 1 – Board’s Hearing File

Hearing Officer Leggett found the Respondent guilty of violating NRS 624.3013(3) failure to establish financial responsibility, NRS 624.302(6) failure to comply with a written request by the Board. License number 81487 is suspended. Respondent shall pay a fine of \$750.00; reimburse the Board’s investigative fees in the amount of \$468.56, provide a current financial statement that meets the requirements of the Board within thirty (30) days or license number 81440 will automatically be revoked.

ADJOURNMENT

The meeting was adjourned by Hearing Officer Leggett at 9:15a.m.on December 6, 2017.

Respectfully Submitted,


Sandy Diederich, Recording Secretary

APPROVED:


Margi A. Gein, NSCB Executive Officer


Jan B. Leggett, Hearing Officer