STEVE SISOLAK Governor

MEMBERS

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

STATE OF NEVADA



STATE CONTRACTORS BOARD

MINUTES OF THE MEETING January 31, 2019

REPLY TO:

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

www.nscb.nv.gov

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

CALL TO ORDER:

Noah Allison, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Thursday, January 31, 2019, State Contractors Board, Henderson and Reno, Nevada. <u>Exhibit A</u> is the Meeting Agenda and <u>Exhibit B</u> 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

LEGAL COUNSEL PRESENT:

Mr. Louis Ling, Esq.

Ms. Grein stated the agenda was posted in compliance with the open meeting law on January 16, 2019, 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:

SUNRUN INSTALLATION SERVICES, INC., License No. 79413

Licensee was not present nor represented by counsel at the hearing.

ALJ Allison dismissed the Board's Complaint against Respondent Sunrun Installation Services, Inc., license number 79413.

2. DISCIPLINARY HEARING: (Continued from November 28, 2018)

HARTCO DESIGN BUILDERS, dba HARTCO, License No. 36126

HARTCO ELECTRIC, INC., License No. 55137B

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

ALJ Allison found Respondent HARTCO guilty of one (1) violation of NRS 624.3014(2)(a) and (b) aiding or abetting an unlicensed person to evade the provisions of this chapter and combining or conspiring with an unlicensed person to perform an unauthorized act; one (1) violation of NRS 624.3016(1) Any fraudulent or deceitful act committed in the capacity of a contractor; one (1)

violation of NRS 624.3016(3) knowingly making a false statement relating to the recording of a notice of lien; and one (1) violation of NRS 624.302(6) failure to comply with a written request by the Board. The Fifth and Sixth Causes of Action were dismissed. Respondent was assessed a fine of \$2,500.00 for each of the First and Fourth Causes of Action; a fine of \$10,000.00 for the Second Cause of Action; and a fine of \$5,000.00 for the Third Cause of Action for total fines of \$20,000.00 and investigative costs of \$7,771.00. Fines and investigative costs are to be paid within sixty (60) days from service of the Final Decision and Order. Hartco Electric, Inc.'s license, number 55137B, shall remain suspended and shall have thirty (30) days from service of the Final Decision and Order to obtain a new qualifier and present proof to the Board that Garry Hart has been removed from the company. If Hartco Electric, Inc. obtains a new qualifier and demonstrates that Garry Hart has been removed from the company with thirty (30) days from service of the Final Decision and Order, license number 55137B, Hartco Electric, Inc. shall be placed into active status. If Hartco Electric, Inc. fails to obtain a new qualifier or demonstrate that Garry Hart has been removed from the company within thirty (30) days, license number 55137B, Hartco Electric, Inc. shall be revoked.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by ALJ Allison at 12:19 p.m.

Respectfully Submitted,

Melinda Mertz, Recording Secretary

APPROVED:

Margi A. Grein, Executive Officer