

MEMBERS

MICHAEL ZECH
Chairman
DOUGLAS W. CARSON
MARGARET CAVIN
DAVID W. CLARK
SPIRIDON FILIOS
JERRY HIGGINS
RANDY SCHAEFER



STATE CONTRACTORS BOARD

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**MINUTES OF THE MEETING
SEPTEMBER 30, 2003**

Adjudicating Board Member Spiridon Filios called the meeting of the State Contractors Board to order at 1:45 p.m., Tuesday, September 30, 2003, State Contractors Board, Henderson, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign In Log.

BOARD MEMBERS PRESENT:

Mr. Spiridon Filios
Mr. Jerry Higgins

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Ms. Nancy Mathias, Licensing Administrator
Mr. George Lyford, Director Investigations
Mr. Chris Denning, Deputy Director Investigations

LEGAL COUNSEL PRESENT:

Ms. Carolyn Broussard, Legal Counsel
Mr. Bruce Robb, Legal Counsel (Walter Bruce Robb)

1. DISCIPLINARY HEARING – DEFAULT ORDER:

ADJUDICATING BOARD MEMBER: SPIRIDON FILIOS

a. REIGER CONSTRUCTION CO., INC., LICENSE NO. 23383

Licensee was not present.

Hearing Officer Filios found respondent Reiger Construction Co., Inc., Edmund George Reiger, President, license number 23383, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License number 23383, Reiger Construction Co., Inc., was Revoked. Mr. Reiger is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$993, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

b. PRINCIPLE CENTERED, INC., dba LEGACY HOMES, LICENSE NO. 51166

Licensee was not present.

Hearing Officer Filios found respondent Principle Centered, Inc., dba Legacy Homes, Roland P. Weddell, President, license number 51166, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License number 51166, Principle Centered, Inc., dba Legacy Homes, was Revoked. Mr. Weddell is required to pay full restitution to the damaged parties and reimburse the Board for Investigative Costs of \$1,432, plus any expenses that may be paid out of the Residential Recovery Fund prior to consideration of future licensure.

c. ANASAZI PUEBLO CONSTRUCTION, INC., dba ANASAZI PUEBLO PLUMBING, LICENSE NO. 45518

Keith Gregory, counsel for Licensee was present.

Hearing Officer Filios found Anasazi Pueblo Construction, Inc., dba Anasazi Pueblo Plumbing, Lloyd L. Long, President, license number 45518 guilty of all causes of action. The voluntary surrender of license number 45518, Anasazi Pueblo Construction, Inc., dba Anasazi Pueblo Plumbing was accepted by Hearing Officer Filios. Mr. Long is required to reimburse the Board for Investigative Costs of \$1,352 prior to consideration of future licensure.

d. UNIQUE PLASTERING, INC., dba UNIQUE PLASTERING, LTD., LICENSE NO. 39130

Licensee was not present.

Hearing Officer Filios found respondent Unique Plastering, Inc., dba Unique Plastering, Ltd., Jimmy Lee McConnell, President, license number 39130, in Default and adopted the Findings of Fact and Conclusions of Law as set forth in the Administrative complaint. License number 39130, Unique Plastering, Inc., dba Unique Plastering, Ltd., was Revoked. Mr. McConnell is required to reimburse the Board for Investigative Costs of \$1,414 prior to consideration of future licensure.

2. DISCIPLINARY RECONSIDERATION:

CANE DEVELOPMENT, LICENSE NO. 44659

Licensee was not present.

Hearing Officer Filios found respondent Edward Zicari, dba Cane Development, license number 44659, guilty of all causes of action. License number 44659, Cane Development was Revoked. Mr. Zicari was assessed a fine of \$150 for the first, second, third, fourth, fifth, seventh and eighth causes of action for a total of \$1,050 and a fine of \$100 for the sixth cause of action. Investigative costs were assessed in the amount of \$1,985. Additionally, fines, costs and full restitution to be paid to the damaged parties including James and Monica Silvas, plus any expenses that may be paid out of the Residential Recovery Fund before the Board will consider any future licensure requests by Mr. Zicari.

3. DISCIPLINARY HEARING:

PERFORMANCE UNDERGROUND, LICENSE NO. 47366

Licensee was not present.

Hearing Officer Filios found the respondent Kenneth Cornell, dba Performance Underground, license number 47366, guilty of the first, second, fourth and fifth causes of action and dismissed the third cause of action. License number 47366, Performance Underground was Revoked. Investigative costs were assessed in the amount of \$2,227. The costs must be paid before the Board will consider any future licensure requests by Mr. Cornell.

4. DISCIPLINARY HEARING:

HOWARD WILLIAM ICKES, LICENSE NO. 44765A

Licensee was present with counsel, Charlie Luh.

Hearing Officer Filios found respondent Howard William Ickes, dba Howard William Ickes, license number 44765A, guilty of the first cause of action and dismissed the second and third causes of action. Investigative Costs were assessed in the amount of \$2,232. The costs must be paid within 90 days from September 30, 2003.

5. DISCIPLINARY HEARING:

DEZNAN CONTRACTORS, INCORPORATED, LICENSE NO. 26413

License was present with counsel, Richard Peel.

Hearing Officer Filios found the respondent Deznan Contractors, Incorporated, Jose Hernandez, President, Carlos Hernandez, Vice President, license number 26413, guilty of the second and third causes of action and dismissed the first cause of action. Mr. Hernandez was assessed a fine of \$1,000 for the second and third causes of action for a total of \$2,000. Investigative costs were assessed in the amount of \$2,533. The fines and costs must be paid within 180 days from September 30, 2003 or Mr. Hernandez license will automatically be revoked.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Adjudicating Board Member Filios at 4:06 p.m.

Respectfully Submitted,

Melinda Mertz, Recording Secretary

APPROVED:

Margi Grein, Executive Officer

Spiridon Filios, Adjudicating Board Member