

BRIAN SANDOVAL
Governor

State Of Nevada



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9670 Gateway Drive, Suite 100
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MEMBERS
Kevin E. Burke, Chairman
Thomas "Jim" Alexander
Margaret Cavin
Donald L. Drake
Nathaniel W. Hodgson, III
Stephen P. Quinn
Guy M. Wells

STATE CONTRACTORS BOARD

MINUTES OF THE RESIDENTIAL RECOVERY FUND HEARING January 18, 2012

Bruce Robb, Esq. called the Hearing to order at 1:00 p.m. on Wednesday, January 18, 2012, at the Henderson Board office, 2310 Corporate Circle, Suite 200, Henderson, NV 89074 and teleconferenced with the offices of the State Contractors Board, 9670 Gateway Drive, Suite 100, Reno, Nevada 89521.

ADJUDICATING OFFICER:

Guy Wells, Board Member

BOARD MEMBERS PRESENT:

Mr. Nat Hodgson
Mr. Donald Drake

STAFF MEMBERS PRESENT:

Ms. Margi A, Grein, Executive Officer
Mr. George Lyford, Director of Investigations
Mr. Dan Hammack, Chief of Enforcement
Mr. Gary Hoid, Deputy Director, Investigations
Mr. Julio Sabates, Deputy Director, Investigations
Mr. John White, Investigator
Mr. Eric Brio, Investigator
Mr. Mike Farley, Investigator

LEGAL COUNSEL PRESENT:

Mr. Bruce Robb, Esq., Legal Counsel

Mr. Lyford stated that the Agenda was posted in compliance with the open meeting law on January 12, 2012 at Las Vegas City Hall, the Sawyer Building, Clark County Library, Reno City Hall, Washoe County Court House and Washoe County Library. The agenda was also posted in both offices of the Board, Henderson and Reno, and on the Board's Internet web site.

1. CALL TO ORDER

2. PUBLIC COMMENT

No one was present for public comment in Reno or Henderson.

3. RECOVERY FUND HEARING

R C S CONSTRUCTION, License No. 39847
Ronald Craig Soteris, Owner and Qualified Individual
(Eric Smith, Homeowner)
30025630

No one from R C S Construction was present. Leslie Smith, homeowner, was present and was represented by counsel, Michael Kimmel, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board File and Summary Report

The Committee awarded Eric Smith \$29,980.00.

4. RECOVERY FUND HEARING

ADVANCED STUCCO, License No. 52531
Felipe Plascencia, Owner and Qualified Individual
(Kenneth Cunningham, Homeowner)
30024930

No one from Advanced Stucco was present. Homeowner, Kenneth Cunningham, was present.

The following Agency Exhibits were entered:

Exhibit 1 – Board File and Summary Report

The Committee awarded Kenneth Cunningham \$15,481.67.

5. RECOVERY FUND HEARING

**HENDERSON BROTHERS INVESTMENTS, LLC DBA
KITCHEN WORLD**, License No. 73982
Milton Henderson, Managing Member
(Loretta Harwood, Homeowner)
30025629

No one from Henderson Brothers Investments, LLC dba Kitchen World was present. Loretta Harwood, homeowner, was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board File and Summary Report

The Committee awarded Loretta Harwood \$14,238.74.

6. RECOVERY FUND HEARING

NEW TRENDS DEVELOPMENT LIMITED LIABILITY COMPANY DBA

AQUASCAPE POOL & SPA, License No. 38797

Julio Schembari, Member and Qualified Individual
(Joseph Vicente, Homeowner)
30025804

No one from New Trends Development Limited Liability Company dba Aquascape Pool & Spa was present. Joseph Vicente, homeowner, was not present. Michael Frye, Owner, Murphy Electric was present.

The following Agency Exhibits were entered:

Exhibit 1 – Board File and Summary Report

The Committee awarded Joseph Vicente \$1,061.00.

7. RECOVERY FUND HEARING

NEW TRENDS DEVELOPMENT LIMITED LIABILITY COMPANY

DBA AQUASCAPE POOL & SPA, License No. 38797

Julio Schembari, Member and Qualified Individual
(Rebekah Sensenig, Homeowner)
30025735

No one from New Trends Development Limited Liability Company dba Aquascape Pool & Spa. was present. Rebekah Sensenig, Homeowner, was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board File and Summary Report

The Committee awarded Rebekah Sensenig \$1,653.42.

8. RECOVERY FUND HEARING

NEW TRENDS DEVELOPMENT LIMITED LIABILITY COMPANY

DBA AQUASCAPE POOL & SPA, License No. 38797

Julio Schembari, Member and Qualified Individual
(Claudio and Rosemarie Gallegos, Homeowners)
30026132

No one from New Trends Development Limited Liability Company dba Aquascape Pool & Spa was present. Claudio Gallegos, Homeowner, was present.

The following Agency Exhibits were entered:

Exhibit 1 – Board File and Summary Report

The committee denied the claim.

9. RECOVERY FUND HEARING

NEW TRENDS DEVELOPMENT LIMITED LIABILITY COMPANY

DBA AQUASCAPE POOL & SPA, License No. 38797

Julio Schembari, Member and Qualified Individual

(John Heiser, Homeowner)

300266134

No one from New Trends Development Limited Liability Company dba Aquascape Pool & Spa was present. John Heiser, Homeowner, was present.

The following Agency Exhibits were entered:

Exhibit 1 – Board File and Summary Report

The Committee awarded John Heiser \$19,106.00.

10. RECOVERY FUND HEARING

NEW TRENDS DEVELOPMENT LIMITED LIABILITY COMPANY

DBA AQUASCAPE POOL & SPA, License No. 38797

Julio Schembari, Member and Qualified Individual

(Steven Matti and Scott Matti, Homeowners)

30026158

No one from New Trends Development Limited Liability Company dba Aquascape Pool & Spa was present. Steven Matti and Scott Matti, homeowners, were not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board File and Summary Report

The Committee denied the claim.

11. RECOVERY FUND HEARING

NEW TRENDS DEVELOPMENT LIMITED LIABILITY COMPANY

DBA AQUASCAPE POOL & SPA, License No. 38797

Julio Schembari, Member and Qualified Individual

(Lawrence Sanchez, Homeowner)

30026133

No one from New Trends Development Limited Liability Company dba Aquascape Pool & Spa was present. Lawrence Sanchez, Homeowner, was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board File and Summary Report

The Committee awarded Lawrence Sanchez \$19,325.75.

12. RECOVERY FUND HEARING

NEW TRENDS DEVELOPMENT LIMITED LIABILITY COMPANY

DBA AQUASCAPE POOL & SPA, License No. 38797

Julio Schembari, Member and Qualified Individual

(Johnathan Fontenot, Homeowner)

30026306

No one from New Trends Development Limited Liability Company dba Aquascape Pool & Spa was present. Homeowner, Johnathan Fontenot, was not present.

The following Agency Exhibits were entered:

Exhibit 1 – Board File and Summary Report

The Committee awarded Johnathan Fontenot \$1,480.00.

13. RECOVERY FUND HEARING

NEW TRENDS DEVELOPMENT LIMITED LIABILITY COMPANY

DBA AQUASCAPE POOL & SPA, License No. 38797

Julio Schembari, Member and Qualified Individual

(Shehzad Parekh, Homeowner)

30025902

No one from New Trends Development Limited Liability Company dba Aquascape Pool & Spa was present. Homeowner, Shehzad Parekh was present.

The following Agency Exhibits were entered:

Exhibit 1 – Board File and Summary Report

The committee awarded Shehzad Parekh \$3,960.00.

14. RECOVERY FUND HEARING

A AFFORDABLE AC HEATING & REFRIGERATION, LLC, License No. 68930

Irine Bower, Manager

Jesse Joseph Langlois, Qualified Individual

(Herman Van Betten, Homeowner)

30025949

No one from A Affordable AC Heating & Refrigeration, LLC was present. Homeowner, Herman Van Betten, was present.

The following Agency Exhibits were entered:

Exhibit 1 – Board File and Summary Report

The committee awarded Herman Van Betten \$3,475.00.

15. RESIDENTIAL RECOVERY FUND RECONSIDERATION OF DECISION AND ORDER**FLOW COR, INC.**, License No. 53751Chad Hess, President and Qualified Individual
(Jeffrey Charles, Homeowner)
30023296

No one from Flow Cor, Inc. was present. Homeowner, Jeffrey Charles, was present, and was represented by counsel, David M. Korrey, Esq.

Board Member, Guy Wells, disclosed knowing David M. Korrey, Esq. from a legal proceeding with his company Wells Cargo and that he could be impartial and act fairly in this case.

The following agency exhibits were entered:

Exhibit 1 – Board File and Summary Report

The Committee denied the claim.

16. PUBLIC COMMENT

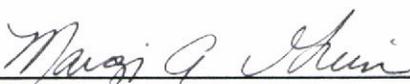
No one was present for public comment in Reno or Henderson.

Respectfully Submitted,



Judy Teller, Recording Secretary

APPROVED: Date: 1/19/12



Margi A. Grein, Executive Officer