

BRIAN SANDOVAL
Governor

STATE OF NEVADA



MEMBERS

Guy M. Wells, Chairman
Thomas "Jim" Alexander
Kevin E. Burke
Margaret Cavin
Joe Hernandez
Jan B. Leggett
Stephen P. Quinn

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
9670 Gateway Drive,
Suite 100
Reno, Nevada 89521

STATE CONTRACTORS BOARD

MINUTES OF THE MEETING

January 21, 2014

CALL TO ORDER:

Noah Allison, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, January 21, 2015, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign in Log.

HEARING OFFICER:

Mr. Noah Allison, Esq.

STAFF MEMBERS PRESENT:

Ms. Margi Grein, Executive Officer
Mr. Paul Rozario, Director of Investigations
Mr. George Lyford, Associate Director
Mr. Daniel Hammack, Chief of Enforcement

LEGAL COUNSEL PRESENT:

Mr. Jack Juan, Esq.

Ms. Grein stated the agenda was posted in compliance with the open meeting law on January 14, 2015, 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: (Continued from October 22, 2014)

Tommy Li, Owner, dba T & L Stone Design & Remodeling, License No. 77778

Tommy Li, Owner, dba T & L Stone, License Nos. 67842, 77510

Licensee was present and represented by Counsel Donald Williams, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Pursuant to an agreement between the Complainant and Respondent, Hearing Officer Allison ordered the Respondent to obtain an estimate from a licensed contractor within two (2) weeks of the January 21, 2015 meeting, and have that contractor replace and repair the damaged flooring. This matter was continued to March 18, 2015.

2. DISCIPLINARY HEARING: (Continued from February 19, 2014 and November 12, 2014)

Leo Joseph Santoro, Owner, dba L & S Air Conditioning & Heating, License No. 40987

Licensee was present and represented by Vincent Romero, Esq. at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

The following Licensee Exhibits were entered:

Exhibit A – Correspondence from the IRS.

Hearing Officer Allison ordered the Respondent to furnish the Board with any correspondence from the IRS. This matter was continued to July 22, 2015.

3. DISCIPLINARY HEARINGS:

Whiteford Grading and Paving, Inc., License No. 69595

Licensee was present and represented by Richard Peel, Esq. at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Allison found Respondents guilty of one (1) violation of NRS 624.3013(3) failure to establish financial responsibility; one (1) violation of NRS 624.302(6) failure or refusal to comply with a request for information or records; and one (1) violation of NRS 624.302(5) failure or refusal to respond to a request to cooperate in the investigation of a complaint. Respondent was assessed a fine of \$500.00 for the First Cause of Action; a fine of \$250.00 each for the for the Second, Third and Forth Causes of Action; and investigative costs of \$2,487.00. All fines and investigative costs are to be paid within sixty (60) days of the January 21, 2015 hearing. The Respondent shall provide a current financial statement that supports the license limit within sixty (60) days of the January 21, 2015 hearing. License number 69595 shall remain suspended until a financial statement that supports the license limit is provided. Once a financial statement that supports the license limit is provided, the license shall be reinstated to active status. This matter was continued to March 18, 2015.

4. DISCIPLINARY HEARINGS:

Rod Arron Koprek, Owner, dba Rod Koprek Roofing, License No. 50820

Licensee was present and not represented by counsel 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 dated December 10, 2014.

Hearing Officer Allison ordered the Respondent to complete the first item in the Board's Notice to Correct within two (2) weeks of the January 21, 2015 hearing. The Second Cause of Action of the

Board's Complaint is dismissed. The Respondent shall provide a current financial statement that supports the license limit within thirty (30) days of the January 21, 2015 hearing. License number 50820 shall remain suspended until a financial statement that supports the license limit is provided. Once a financial statement that supports the license limit is provided, the license shall be reinstated to active status. The Respondent shall reimburse the Board's investigative fees and costs in the amount of \$2,074.00 within ninety (90) days of the January 21, 2015 hearing. This matter was continued to February 18, 2015.

5. DISCIPLINARY HEARINGS:

Southwest Builders & Design, dba Mountain Valley Construction, License Nos. 59722, 67030

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

Exhibit 1 – Board Hearing File.

The following Licensee Exhibits were entered:

Exhibit A – Respondent's Answer received December 23, 2014.

Hearing Officer Allison found Respondent, Southwest Builders and Design, dba Mountain Valley Construction, license numbers 59722 and 67030 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. The Respondent was found guilty of one (1) violation of NRS 624.3017(1) substandard workmanship; one (1) violation 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 624.302(5) failure or refusal to respond to a request to cooperate in the investigation of a complaint; one (1) violation of NRS 624.302(6) failure or refusal to comply with a request for information or records; one (1) violation of NRS 624.3011(1)(b)(1) violation of the building laws of the State; 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 \$2,000.00 for the First Cause of Action; a fine of \$1,000.00 for the Second Cause of Action; a fine of \$1,000.00 for the Third Cause of Action; a fine of \$1,000.00 for the Fourth Cause of Action; a fine of \$2,000.00 for the Fifth Cause of Action; a fine of \$250.00 for the Sixth Cause of Action; a fine of \$1,000.00 for the Seventh Cause of Action; and investigative costs of \$2,083.00. All fines and investigative costs are to be paid within thirty (30) days of the January 21, 2015 hearing. License numbers 59722 and 67030, Southwest Builders & Design, dba Mountain Valley Construction were 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.

6. DISCIPLINARY HEARINGS:

* **Sequoia Electric, LLC, License No. 54261**
Blake John Barsy, Manager and Qualified Individual
Barsy Family Trust, Member

* **Blake John Barsy, Owner, dba Sequoia Electric Company, License No. 52529**

* **Sequoia Electric Underground, LLC, License No. 72343**
Blake John Barsy, President and Qualified Individual
Ranch Estates Trust, Managing Member
Sequoia Electric, LLC, Member

* **Sequoia Construction, Inc., License No. 75629**
Blake John Barsy, President and Qualified Individual

Licensee was present and represented by John Wright, Esq. at the hearing.

Exhibit 1 – Board Hearing File.

Hearing Officer Allison ordered the Respondent to provide a current financial statement that supports the license limit within sixty (60) days of the January 21, 2015 hearing. License numbers 54261, 52529, 72343, and 75629 shall remain suspended until a financial statement that supports the license limit is provided. Once a financial statement that supports the license limit is provided, the license shall be reinstated to active status. This matter was continued to March 18, 2015.

7. DISCIPLINARY HEARINGS: DEFAULT ORDER

Stout Building Contractors, LLC, License No. 71688

Licensee was not present, but was represented by counsel at the hearing, Jim Edwards, Esq.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Hearing Officer Allison ordered the Respondent to provide a current financial statement that supports the license limit within thirty (30) days of the January 21, 2015 hearing. License number 71688 shall remain suspended until a financial statement that supports the license limit is provided. Once a financial statement that supports the license limit is provided, the license shall be reinstated to active status. This matter was continued to March 18, 2015.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by Hearing Officer Allison at 10:33 a.m.

Respectfully Submitted,


Crystal Caywood, Recording Secretary

APPROVED:


Margi A. Grein, Executive Officer


Noah Allison, Esq., Administrative Law Judge