

BRIAN SANDOVAL  
Governor

STATE OF NEVADA



MEMBERS

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Thomas "Jim" Alexander  
Kevin E. Burke  
Margaret Cavin  
Joe Hernandez  
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STATE CONTRACTORS BOARD

MINUTES OF THE MEETING

March 18, 2015

**CALL TO ORDER:**

Noah Allison, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, March 18, 2015, State Contractors Board, Henderson and Reno, Nevada. Exhibit A is the Meeting Agenda and Exhibit B is the Sign in Log.

**ADMINISTRATIVE LAW JUDGE:**

Mr. David Brown, 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. Noah Allison, Esq.

Ms. Grein stated the agenda was posted in compliance with the open meeting law on March 12, 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 and January 21, 2015)

**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 Donald Williams, Esq. at the hearing.

ALJ Allison continued this matter to April 22, 2015 to allow Laszlo's Tile the opportunity to complete the repairs at the Gimmellie residence. If the repairs are completed prior to the April 22, 2015 hearing, the Second Cause of Action of the Board's Complaint shall be dismissed and the hearing will be vacated.

**2. DISCIPLINARY HEARING:** (Continued from January 21, 2015)

**WHITEFORD GRADING AND PAVING, INC.,** License No. 54261

Licensee was not present but was represented by Jeffrey Boswell, Esq. at the hearing.

ALJ Allison took no further action against the Licensee.

**3. DISCIPLINARY HEARING:** (Continued from January 21, 2015)

**SEQUOIA ELECTRIC, LLC**, License No. 54261

**BLAKE JOHN BARSY, OWNER, dba SEQUOIA ELECTRIC COMPANY**, License No. 52529

**SEQUOIA ELECTRIC UNDERGROUND, LLC**, License No. 72343

**SEQUOIA CONSTRUCTION, INC.**, License No. 75629

Licensee was present and represented by Philip Gerson, Esq. at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Upon the Stipulation of the parties, ALJ Allison found Respondents guilty of one (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(5) failure to include its license number and monetary license limit on its contracts; two (2) violations of NRS 624.3013(4) failure to keep in force the bond for the full period required by the Board; one (1) violation of NRS 624.3013(3) failure to establish financial responsibility; and one (1) violation of NRS 624.3018(2) certain persons are prohibited from serving as officer, director, associate or partner of licensee. Respondent was assessed a fine of \$50.00 for the Second Cause of Action; a fine of \$500.00 for each of the Third and Forth Causes of Action; a fine of \$500.00 for the Fifth Cause of Action for total fines of \$1,050.00 and investigative costs of \$3,637.00. The First Cause of Action was held in abeyance. Respondent was given ninety (90) days of the March 18, 2015 hearing to provide a current financial statement with bank verification form for all cash accounts that support the license limits. The licenses shall remain suspended until the financial statement is provided to the Board. All fines and investigative costs are to be paid within thirty (30) days of the March 18, 2015 hearing or license number 54261, Sequoia Electric, LLC, license number 52529, Blake John Barsy, Owner, dba Sequoia Electric Company, license number 72343, Sequoia Electric Underground, LLC and license number 75629, Sequoia Construction, Inc. shall be suspended. This matter was continued to June 24, 2015.

**ADMINISTRATIVE LAW JUDGE:** David Brown, Esq.

**4. DISCIPLINARY HEARING:**

**PATIO COVERS BY TOM DREW INSTALLATIONS**, License No. 58661

Licensee was present but 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 to the Board's Complaint dated February 25, 2015.

ALJ Brown found Respondent 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 624.640(5) failure to include its license number and monetary license limit on its contracts; one (1) violation of NRS 624.3015(2) contracting for one construction project in excess of the license limit; one (1) violation of NRS 624.3017(3) advertising projects of construction beyond the scope of the license; and one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. The Second Cause of Action was dismissed. Respondent was assessed a fine of \$500.00 for each of the First and Fourth Causes of Action; a fine of \$50.00 for the Third Cause of Action; a fine of \$100.00 for the

Fifth Cause of Action for total fines of \$1,150.00 and investigative costs of \$2,680.00. All fines and investigative costs are to be paid within ninety (90) days of the March 18, 2015 hearing or license number 58661, Patio Covers by Tom Drew Installations shall be suspended. A current financial statement with bank verification form for all cash accounts that supports the license limit shall be provided within thirty (30) days of the March 18, 2015 hearing. License number 58661, Patio Covers by Tom Drew Installations shall be suspended until the financial statement is provided and supports the license limit. If the financial statement supports the license limit, the Sixth Cause of Action shall be dismissed. If the financial statement fails to support the license limit, guilt will be found on the Sixth Cause of Action with a \$500.00 fine.

**5. DISCIPLINARY HEARING:**

**SPACE PLANNERS, INC.**, License No. 33074

Licensee was not present nor 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 correspondence to the Board dated February 9, 2015 and February 20, 2015.

ALJ Brown found Respondent 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 624.3014(1)(a) acting in the capacity of a contractor except in the name of the licensee as set forth upon the license; one (1) violation of NRS 624.3015(1) acting in the capacity of a contractor beyond the scope of the license; one (1) violation of NRS 624.3014(2)(a) aiding or abetting an unlicensed person to evade the provisions of this chapter; one (1) violation of NRS 624.3013(2) misrepresentation of a material fact; and one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. Respondent was assessed a fine of \$500.00 for each of the First, Second and Fifth Causes of Action; a fine of \$100.00 for the Third Cause of Action; a fine of \$1,000.00 for each of the Fourth and Sixth Causes of Action; a fine of \$250.00 for the Seventh Cause of Action for total fines of \$3,850.00 and investigative costs of \$2,069.00. License number 33074, Space Planners, Inc. was 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: DEFAULT ORDER**

**a. J. M. J. BATH, INC., dba SHOWER SOLUTIONS**, License Nos. 69675, 69676, 70528

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

ALJ Brown found Respondent J. M. J. Bath, Inc., dba Shower Solutions, license numbers 69675, 69676 and 70528 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 624.3013(3) failure to establish financial responsibility and one (1) violation of NRS 624.3018(2) certain persons are prohibited from serving as officer, director, associate or partner of licensee. Respondent was assessed a fine of \$500.00 for the First Cause of Action and investigative costs of \$1,755.00. License numbers 69675, 69676 and 70528, J. M. J. Bath, Inc., dba Shower Solutions 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

**b. SYTEX WEST INCORPORATED**, License No. 53421

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

**ALJ Brown found Respondent Sytex West Incorporated, license number 53421 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 624.3013(3) failure to establish financial responsibility; one (1) violation of NRS 624.302(5) failure or refusal to respond to a request to cooperate in the investigation of a complaint; and one (1) violation of NRS 624.302(6) failure or refusal to comply with a request for information or records. Respondent was assessed a fine of \$500.00 for each of the First, Second and Third Causes of Action for total fines of \$1,500.00 and investigative costs of \$1,653.00. License number 53421, Sytex West Incorporated was 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.**

**c. C. J. M. CONSTRUCTION CO., LLC**, License No. 51063

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

The following Agency Exhibits were entered:

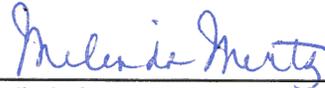
Exhibit 1 – Board Hearing File.

**ALJ Brown found Respondent C. J. M. Construction Co., LLC, license number 51063 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 624.3013(3) failure to establish financial responsibility; one (1) violation of NRS 624.302(5) failure or refusal to respond to a request to cooperate in the investigation of a complaint; and one (1) violation of NRS 624.302(6) failure or refusal to comply with a request for information or records. Respondent was assessed a fine of \$500.00 for each of the First, Second and Third Causes of Action for total fines of \$1,500.00 and investigative costs of \$1,689.00. License number 51063, C. J. M. Construction Co., LLC was 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.**

ADJOURNMENT

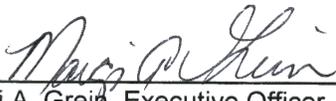
There being no further business to come before the Board, the meeting was adjourned by ALJ Brown at 10:19 a.m.

Respectfully Submitted,

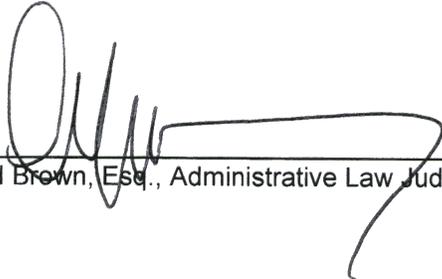


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Melinda Mertz, Recording Secretary

APPROVED:



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Margi A. Grein, Executive Officer



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David Brown, Esq., Administrative Law Judge