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STATE OF NEVADA



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STATE CONTRACTORS BOARD

MINUTES OF THE MEETING
July 20, 2016

CALL TO ORDER:

David Brown, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, July 20, 2016, 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 July 14, 2016, 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: DAVID BROWN, ESQ.

1. DISCIPLINARY HEARING:

COUNTRY WIDE PROSERV, License Nos. 73523, 73385

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

The following Agency Exhibits were entered:

Exhibit 1 – The Board's Hearing File.

The following Licensee Exhibits were entered:

Exhibit A – Respondent's Answer to the Board's Complaint dated May 25, 2016.

Upon the Stipulation of the parties, ALJ Brown found Respondent guilty of one (1) violation of NRS 624.3011(1)(b)(1) violation of the building laws of this State; one (1) violation of NRS 624.302(6) failure to comply with a written request from the Board; and one (1) violation of NRS 624.3013(5), as set forth in NRS 624.520(1) failure to provide Residential Recovery Fund notice to owner. The Fourth and Fifth Causes of Action were dismissed. Respondent was assessed a fine of \$3,000.00 for the First Cause of Action; a fine \$250.00 for the Second Cause of Action; a fine

\$100.00 for the Third Cause of Action for total fines of \$3,350.00 and investigative costs of \$900.00. All fines and investigative costs are to be paid within ninety (90) days of the July 20, 2016 hearing or license number 73523, Country Wide Proserv shall be suspended.

2. DISCIPLINARY HEARINGS: DEFAULT ORDERS

a. DANA'S MECHANICAL, LLC, License No. 68028

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 Dana's Mechanical, LLC, license number 68028 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. Respondent was found guilty of one (1) violation of NRS 624.3012(2) failure to pay any money when due; one (1) violation of NRS 624.302(5) failure to respond to a written request from the Board; one (1) violation of NRS 624.302(6) failure to comply with a written request from the Board; and one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. Respondent was assessed a fine of \$1,000.00 each for the First and Fourth Causes of Action; a fine of \$500.00 each for the Second and Third Causes of Action for total fines of \$3,000.00 and investigative costs of \$1,830.00. License number 68028, Dana's Mechanical, 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.

b. L. P. S. CONTRACTING, INC., License No. 75280

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 L. P. S. Contracting, Inc., license number 75280 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. 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 to respond to a written request from the Board; one (1) violation of NRS 624.302(6) failure to comply with a written request from the Board; and 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. Respondent was found in violation of all causes of action; however fines and costs were not assessed due to Respondent's Chapter 7 bankruptcy filing in the United States Bankruptcy Court, District of Arizona.

c. ION PETRINCA, OWNER, dba ALL REPAIRS, License No. 68916

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

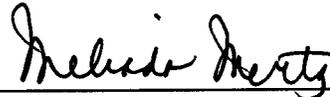
Upon the Stipulation of the parties, ALJ Brown found Respondent guilty of one (1) violation of NRS 624.3014(1)(a) acting in the capacity of a contractor under any license issued except in the name of the licensee as set forth upon the license and one (1) violation of NRS 624.3013(5), as set forth in NRS 624.165(3)(e)(2) failing to acquire a business license in the City of Las Vegas and Clark County. Respondent was assessed a fine of \$250.00 each for the First and Second Causes of Action for total fines of \$500.00 and investigative costs of \$1,125.00. Respondent's license limit

was lowered to \$10,000.00. The Third Cause of Action shall be dismissed upon the Respondent providing a current self-prepared financial statement that supports the license limit within thirty (30) days of the July 20, 2016 hearing. All fines and investigative costs are to be paid within ninety (90) days of the July 20, 2016 hearing or license number 68916, Ion Petrinca, Owner, dba All Repairs shall be suspended.

ADJOURNMENT

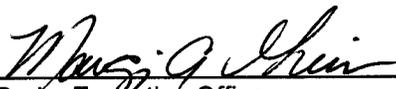
There being no further business to come before the Board, the meeting was adjourned by ALJ Brown at 9:01 a.m.

Respectfully Submitted,

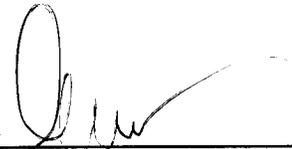


Melinda Mertz, Recording Secretary

APPROVED:



Margi A. Grein, Executive Officer



David Brown, Esq., Administrative Law Judge