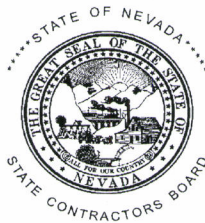


BRIAN SANDOVAL  
Governor

STATE OF NEVADA



MEMBERS

Margaret Cavin, Chair  
Melissa Caron  
Mason Gorda  
Joe Hernandez  
Kent Lay  
Jan B. Leggett  
Guy M. Wells

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](http://www.nscb.nv.gov)

**Northern Nevada**  
5390 Kietzke Lane, Suite 102  
Reno, Nevada 89511  
(775) 688-1141  
Fax (775) 688-1271  
Investigations (775) 688-1150

STATE CONTRACTORS BOARD

MINUTES OF THE MEETING  
January 17, 2018

**CALL TO ORDER:**

Noah Allison, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, January 17, 2018, 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. Noah Allison, Esq.

**STAFF MEMBERS PRESENT:**

Ms. Margi Grein, Executive Officer  
Mr. Paul Rozario, Director of Investigations  
Mr. Ron Lynn, Director of Operations

**LEGAL COUNSEL PRESENT:**

Mr. Jack Juan, Esq.

Ms. Grein stated the agenda was posted in compliance with the open meeting law on January 10, 2018, 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 November 15, 2017 and December 20, 2017)

**HARRY P. FALCO, OWNER, dba BRICK ART MASONRY,** License No. 41619

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 e-mail dated December 20, 2017.

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.301(5) failure to comply with the terms of a construction contract; 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 624.301(1) abandonment of any construction project undertaken as a contractor; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(3) failure to notify the Board of a change of address within 30 days after the change occurs; 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 and Third Causes of Action; a fine of \$250.00 for the Second Cause of Action for total fines of \$1,250.00 and investigative costs of \$2,441.00. The Fourth and Fifth Causes of Action were dismissed. The Respondent was found in violation of the Sixth Cause of Action; however a fine was not assessed. The Respondent was found in violation of the Seventh Cause of Action; however a fine was held in abeyance. The Respondent shall submit to a Business Review within thirty (30) days of the January 17, 2018 hearing. A current compliant financial statement is to be provided within thirty (30) days of the January 17, 2018 hearing. Failure to provide the financial statement within thirty (30) days of the January 17, 2018 hearing shall result in the revocation of license number 41619, Harry P. Falco, Owner, dba Brick Art Masonry. Fines and investigative costs are due within ninety (90) days of the January 17, 2018 hearing or license number 41619, Harry P. Falco, Owner, dba Brick Art Masonry shall be revoked.

**2. DISCIPLINARY HEARING:**

**SUTHERLAND CONSTRUCTION DEVELOPMENT, INC.**, License Nos. 54023, 54147

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 January 2, 2018.

**ALJ Allison found Respondent guilty one (1) violation of NRS 624.3014(2)(a), (b), (c), (d) aiding or abetting an unlicensed person to evade the provisions of this chapter, combing or conspiring with an unlicensed person to perform an unauthorized act, allowing a license to be used by an unlicensed person, and acting as agent partner or associate of an unlicensed person; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.650(1) a licensee shall not permit his contracting business to be operated by an unlicensed person; 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 \$5,000.00 for the Third Cause of Action and investigative costs of \$1,901.00. Respondent was found in violation of the Second Cause of Action; however a fine was not assessed. The First and Fourth Causes of Action were dismissed. Fines and investigative costs are due within sixty (60) days of the January 17, 2018 hearing or license numbers 54023 and 54147, Sutherland Construction Development, Inc. shall be revoked.**

**3. DISCIPLINARY HEARINGS:**

**AIR DONE RIGHT, INC.**, License No. 62716

Licensee was not present but was represented by Donna DiMaggio, Esq. 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 received August 11, 2017.

**ALJ Allison found Respondent guilty one (1) violation of NRS 624.3013(5), as set forth in NRS 624.265(1) failure to establish good character. Respondent was assessed a fine of \$2,000.00 for the Second Cause of Action and investigative costs of \$2,774.00. The First, Third, Fourth and Fifth Causes of Action were dismissed. Fines and investigative costs are due within ninety (90) days of the January 17, 2018 hearing or license number 62716, Air Done Right, Inc. shall be revoked.**

**4. DISCIPLINARY HEARING: DEFAULT ORDERS**

**a. C. R. HOMES, INC., dba C. R. HOMES, INC.,** License No. 42269A

**PLUMBCO, INC.,** License No. 49232

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

ALJ Allison found Respondent C. R. Homes, Inc., dba C. R. Homes, Inc., license number 42269A and Plumbco, Inc., license number 49232 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. Respondent C. R. Homes, Inc., dba C. R. Homes, Inc. 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; one (1) violation 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 C. R. Homes, Inc., dba C. R. Homes, Inc. was assessed a fine of \$1,000.00 for the First Cause of Action; a fine of \$250.00 for each of the Second and Third Causes of Action; a fine of \$500.00 for each of the Fourth and Fifth Cause of Action for total fines of \$2,500.00 and investigative costs of \$1,728.00. License number 42269A, C. R. Homes, Inc., dba C. R. Homes, Inc. and license number 49232, Plumbco, Inc. were revoked. Respondents are 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. SUNSET OASIS LANDSCAPING, LLC,** License Nos. 80570, 80646, 81714

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

ALJ Allison found Respondent Sunset Oasis Landscaping, LLC, license numbers 80570, 80646 and 81714 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. Respondent was found guilty of two (2) violations 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; three (3) 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; one (1) violation of NRS 624.3018(2) certain persons are prohibited from serving as officer, director, associate or partner of licensee; one (1) violation of NRS 624.301(2) abandonment of a construction project when the percentage completed is less than the percentage of the total price of the contract paid; one (1) violation of NRS 624.301(5) failure to comply with the terms of a construction contract; one (1) violation of NRS 624.3012(4) failure to obtain the discharge of any lien recorded when the contractor has received sufficient money as payment within 75 days after the recording of the lien; one (1) violation of NRS 624.3013(5), as set forth in NRS 624.750(4)(b) diversion of funds; one (1) violation of NRS 624.3016(5) as set forth in NRS 624.600(1)(a)(b)(2)(3)(a)(b) failure to provide required notices; one (1) violation of NRS 624.3015(2) contracting for a sum in excess of the limit placed on the license by the Board; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(3) failure to notify the Board of a change of address within 30 days after the change occurs; one (1) violation of NRS 624.3013(5), as set forth in NRS 624.256(9) second violation of failure to provide proof of industrial insurance within a

five (5) year period; and one (1) violation of NRS 624.3011(1)(b)(4) violation of the laws of this State regarding industrial insurance. Respondent was assessed a fine of \$1,000.00 for each of the First, Ninth, Tenth, Twelfth, Thirteenth, Fifteenth, Seventeenth and Eighteenth Causes of Action; a fine of \$250.00 for each of the Second, Third, Fourteenth and Sixteenth Causes of Action; a fine of \$500.00 for each of the Seventh and Eleventh Causes of Action for total fines of \$11,500.00 and investigative costs of \$2,573.00. License numbers 80570, 80646 and 81714, Sunset Oasis Landscaping, LLC 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.

**c. PANDA PRODUCTS, LLC, dba REPUBLIC WEST HOME**, License Nos. 79384, 80605

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

ALJ Allison found Respondent Panda Products, LLC, dba Republic West Home, license numbers 79384 and 80605 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. Respondent was found guilty of two (2) violations of NRS 624.3017(1) workmanship not commensurate with the standards of the trade in general; two (2) violations of NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with the Board's Notice to Correct; two (2) violations of NRS 624.302(5) failure to respond to a written request from the Board; 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 624.302(2) failure to comply with a written citation; one (1) violation of NRS 624.3011(1)(b)(4) violation of the laws of this State regarding industrial insurance; one (1) violation 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 \$1,000.00 for each of the First, Fourth, Seventh and Ninth Causes of Action; a fine of \$500.00 for each of the Second, Fifth, Eighth, Tenth and Eleventh Causes of Action; a fine of \$250.00 for each of the Third and Sixth Causes of Action for total fines of \$7,000.00 and investigative costs of \$2,278.00. License numbers 79384 and 80605, Panda Products, LLC, dba Republic West Home 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.

**d. HARD SURFACES, INC.**, License Nos. 78546, 78545, 78544, 78543

**HARD SURFACES, INC., dba HARDWIRE ELECTRIC**, License No. 78873

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

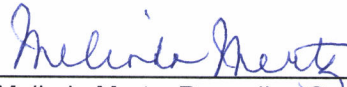
ALJ Allison found Respondents Hard Surfaces, Inc., license numbers 78546, 78545, 78544 and 78543 and Hard Surfaces, Inc., dba Hardwire Electric, license number 78873 in default and adopted the Findings of Fact and Conclusion of Law as set forth in the Administrative complaint. Respondent Hard Surfaces, Inc. was found guilty of one (1) violation of NRS 624.3017(1) workmanship not commensurate with the standards of the trade in general; one (1) violation of NRS 624.301(5) failure to comply with the terms of a construction contract; one (1) violation of NRS 624.3013(5), as set forth in NAC 624.700(3)(a) failure to comply with the Board's Notice to Correct; one (1) violation of NRS 624.301(2) abandonment of a construction project when the percentage of the project completed is less than the percentage of the total price of the contract paid; one (1) violation of NRS 624.3015(2) contracting for a sum in excess of the limit placed on

the license by the Board; one (1) violation of NRS 624.3013(5), per NRS 624.520(1) failure to notify the homeowner regarding the Residential Recovery Fund; one (1) violation of NRS 624.302(6) failure to comply with a written request from 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 \$1,000.00 for each of the First, Second, Fourth and Fifth Causes of Action; a fine of \$500.00 for each of the Third and Eighth Causes of Action; a fine of \$250.00 for each of the Sixth and Seventh Causes of Action for total fines of \$5,500.00 and investigative costs of \$1,915.00. License numbers 78546, 78545, 78544 and 78543, Hard Surfaces, Inc. and license number 78873, Hard Surfaces, Inc., dba Hardwire Electric were revoked. Respondents are 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

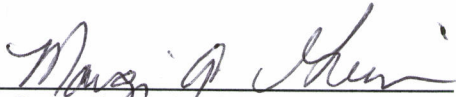
There being no further business to come before the Board, the meeting was adjourned by ALJ Allison at 9:49 a.m.

Respectfully Submitted,



Melinda Mertz, Recording Secretary

APPROVED:



Margi A. Grein, Executive Officer