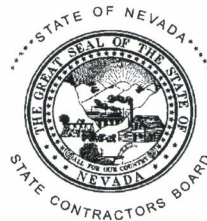


STEVE SISOLAK
Governor

STATE OF NEVADA



REPLY TO:

Southern Nevada
2310 Corporate Circle
Suite 200
Henderson, Nevada 89074
(702) 486-1100
Fax (702) 486-1190
Investigations (702) 486-1110

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

MEMBERS

Margaret Cavin, Chair
Kevin Burke
Joe Hernandez
Kent Lay
Jan B. Leggett
Melissa Maguire
Guy M. Wells

STATE CONTRACTORS BOARD

MINUTES OF THE MEETING

June 19, 2019

CALL TO ORDER:

Noah Allison, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday, June 19, 2019, 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.
Mr. Matt Addison, Esq.

STAFF MEMBERS PRESENT:

Mr. Paul Rozario, Director of Investigations

LEGAL COUNSEL PRESENT:

Mr. Jack Juan, Esq.

Mr. Rozario stated the agenda was posted in compliance with the open meeting law on June 12, 2019, 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 April 17, 2019)

NULOOK VEGAS, INC., dba NULOOK FLOORS, License Nos. 83068, 78040, 78041, 77825

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

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.302(6) failure to comply with a written request by the Board. The First and Second Causes of Action were dismissed. Respondent was found in violation of the Third Cause of Action; however a fine was not assessed. Investigative costs were assessed in the of \$3,871.00 to be paid within thirty (30) days of the June 19, 2019 hearing or license number 83068, Nulook Vegas, Inc., dba Nulook Floors shall be suspended.

2. DISCIPLINARY HEARING: (Continued from April 17, 2019)

ERIC LAWRENCE FRATILLA, OWNER, dba GENESIS POOLS & SPAS BY ELF, License No. 69057

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 April 16, 2019.

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.3013(4) failure to keep in force the bond for the full period required by the Board. The First and Third Causes of Action were dismissed. Respondent was assessed a fine of \$250.00 for the Third Cause of Action and investigative costs of \$1,250.00. Respondent to provide proof from the City of Mesquite Building Department that all permits have been closed. The Board accepted the voluntary surrender of license number 69057, Eric Lawrence Fratilla, Owner, dba Genesis Pools & Spas by ELF. Fines and investigative costs are due within sixty (60) days of the June 19, 2019 hearing or license number 69057, Eric Lawrence Fratilla, Owner, dba Genesis Pools & Spas by ELF shall be revoked.

3. DISCIPLINARY HEARING: (Continued from April 17, 2019)

LATRONICA CONSTRUCTION, LLC, dba BUILD PRO, License No. 78914

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 received June 9, 2019.

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.3012(2) failure to pay any money when due. The Second, Third and Fourth Causes of Action were dismissed. Respondent was assessed a fine of \$500.00 for the First Cause of Action and investigative costs of \$2,376.00. Fines and investigative costs are due within ninety (90) days of the June 19, 2019 hearing or license number 78914, Latronica Construction, LLC, dba Build Pro shall be revoked.

4. DISCIPLINARY HEARING: (Continued from March 20, 2019 and April 17, 2019)

KOMAX DEVELOPMENT, INC., License No. 69057

Licensees were present and represented by Tony May, Esq. at the hearing.

The following Licensee Exhibits were entered:

Exhibit B – A letter from Basis Engineering to Nenad Mirkovic dated April 16, 2019.

Exhibit C – A Declaration of Eric Lee.

Exhibit D – Respondent's proof of insurance coverage.

Exhibit E – Basis Engineering website documents.

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.3011(1)(b)(4) violation of the laws of this State regarding industrial insurance. The First and Third Causes of Action were dismissed. Respondent was assessed a fine of \$500.00 for the Second Cause of Action and investigative costs of \$5,137.00. Fines and investigative costs are to be paid within sixty (60) days of the June 19, 2019 hearing or license number 69057, Komax Development, Inc. shall be suspended. Respondent's license, number 67413 was reactivated.

5. DISCIPLINARY HEARING: (Continued from April 17, 2019)**TRIANGLE CONSTRUCTION, INC.,** License Nos. 32494, 76268

Licensee was present and represented by Eric Dobberstein, 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 Amended Complaint received May 13, 2019.

Exhibit B – Attorney Dobberstein's letter to the Board dated June 18, 2019.

Exhibit C – The Board's letter to Attorney Dobberstein dated June 18, 2019.

ALJ Allison found Respondent guilty of 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; 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 624.302(6) failure to comply with a written request by the Board; 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(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. The First, Second, Third, Fourth, Sixth, and Eight Causes of Action were dismissed. Respondent was assessed a fine of \$50.00 for each of the Fifth and Sixth Causes of Action; a fine of \$250.00 for each of the Ninth, Tenth and Eleventh Causes of Action for total fines of \$850.00 and investigative costs of \$3,507.00. Restitution was ordered to Janet Newberry in the amount of \$50,000.00 and to Robert and Rosemary Turner in the amount of \$17,500.00 to be paid within ninety (90) days of June 19, 2019 in three (3) monthly installments. Once final checks have been deposited, Respondent's attorney shall provide to the homeowners a standard mutual release and unconditional lien releases within fourteen (14) days. Both licenses were reinstated to active status. Fines, investigative costs and restitution are to be paid within ninety (90) days of June 19, 2019 or license numbers 32494 and 76268, Triangle Construction, Inc. shall be revoked.

6. DISCIPLINARY HEARING:**LAS VEGAS CUSTOM BUILDING CONCEPTS, INC., dba DINO'S CONSTRUCTION SERVICES,**
License No. 66365

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

The following Agency Exhibits were entered:

Exhibit 6 – An e-mail between the Respondent and the Board dated June 18, 2019.

Exhibit 7 – An e-mail from Ron Knoblock dated June 14, 2019.

ALJ Allison found Respondent 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 624.3013(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 624.302(5) failure to respond to a written request from the Board; and one (1) violation of NRS 624.302(6) failure to comply with a written request by the Board. The Fifth Cause of Action was dismissed. Respondent was assessed a fine of \$500.00 for the First Cause of Action; a fine of \$50.00 for the Second Cause of Action; a fine of \$250.00 for each of the Third and Fourth Causes of Action for total fines of \$1,050.00 and investigative costs of \$4,045.00. Fines and investigative costs are to be paid within thirty (30) days of the June 19, 2019 hearing or license

number 66365, Las Vegas Custom Building Concepts, Inc., dba Dino's Construction Services shall be suspended.

7. DISCIPLINARY HEARING:

ENVIRONMENTAL ASSURANCE, LLC, License Nos. 77996, 77997, 78133

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 guilty of one (1) violation of NRS 624.3012(2) failure to pay any money when due; one (1) violation of NRS 624.302(6) failure to comply with a written request 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 \$500.00 for each of the First, Second and Third Causes of Action for total fines of 1,500.00 and investigative costs of \$4,009.00. License numbers 77996, 77997 and 78133, Environmental Assurance, 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.

8. DISCIPLINARY HEARING:

SOUND SOLUTIONS, INC., License No. 46082

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

The following Agency Exhibits were entered:

Exhibit 1 – Board's Hearing File.

ALJ Allison found Respondent guilty of 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 624.302(6) failure to comply with a written request by 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(5), per 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 \$1,000.00 for each of the First, Second, Third, Fourth and Fifth Causes of Action for total fines of \$5,000.00 and investigative costs of \$2,575.00. License number 46082, Sound Solutions, 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.

9. DISCIPLINARY HEARING:

JOHN DAVID THAXTON, OWNER, dba ACQUABELLA POOLS, License No. 69336

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

Exhibit 2 – Fifteen (15) photos taken by Vassileva of the project.

The following Licensee Exhibits were entered:

Exhibit A – Respondent's Answer to the Board's Complaint received May 13, 2019.

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.3017(1) workmanship not commensurate with the standards of the trade in general. The Second and Third Causes of Action were dismissed. Respondent was assessed a fine of \$1,000.00 for the First Cause of Action and investigative costs of \$2,015.00. Fines and investigative costs are to be paid within thirty (30) days of the June 19, 2019 hearing or license number 69336, John David Thaxton, Owner, dba Acquabella Pools shall be suspended.

10. DISCIPLINARY HEARING:

K & M CONSTRUCTION, dba COOLER DAYS, License No. 70826

Licensee was present and represented by Eric Dobberstein, Esq. at the hearing.

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

ALJ Allison found Respondent guilty of one (1) violation of NRS 624.3013(3) failure to establish financial responsibility. The First and Second Causes of Action were dismissed. Respondent was assessed a fine of \$500.00 for the Third Cause of Action and investigative costs of \$2,128.00. Respondent shall have the lien against the Clark property expunged. Fines and investigative costs are to be paid within thirty (30) days of the June 19, 2019 hearing or license number 70826, K & M Construction, dba Cooler Days shall be suspended.

11. DISCIPLINARY HEARING:

KEVIN LEE ROBINSON, OWNER, dba KEVCO CONSTRUCTION & DESIGN, License No. 30505

KEVIN LEE ROBINSON, OWNER, dba HUNTER ELECTRIC, License No. 38140

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

ALJ Allison continued this matter to July 16, 2019.

ADMINISTRATIVE LAW JUDGE: MATT ADDISON, ESQ.

12. DISCIPLINARY HEARING: (Continued from May 15, 2019)

MUSI & SABBADINI GROUP, INC., dba M + S ELECTRIC, License No. 78629

Licensee was present and represented by Anthony L. Barney, Esq. at the hearing.

ALJ Addison continued this matter to July 16, 2019.

13. DISCIPLINARY HEARING: DEFAULT ORDERS

a. THOR CONSTRUCTION, INC., License Nos. 52980, 54205, 80465

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

The following Agency Exhibits were entered:

Exhibit 1 – Board Hearing File.

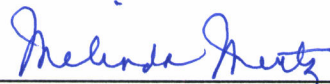
ALJ Addison found Respondent Thor Construction, Inc., license numbers 52980, 54205 and 80465

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 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, Second, Third and Fourth Causes of Action for total fines of \$4,000.00 and investigative costs of \$1,007.00. License numbers 52980, 54205 and 80465, Thor Construction, Inc. 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.

ADJOURNMENT

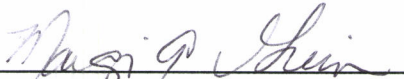
There being no further business to come before the Board, the meeting was adjourned by ALJ Addison at 4:20 p.m.

Respectfully Submitted,



Melinda Mertz, Recording Secretary

APPROVED:



Margi A. Grein, Executive Officer