

State Of Nevada

STEVE SISOLAK
Governor



STATE CONTRACTORS BOARD

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MEMBERS
Kent Lay, Chairman
Margaret Cavin
Bryan Cowart
Joe Hernandez
Jan B. Leggett
Boyd Martin
Steve Menzies

MINUTES OF THE MEETING
May 18, 2022

CALL TO ORDER

Noah Allison, Esq. called the meeting of the State Contractors Board to order at 8:30 a.m., Wednesday May 18, 2022, State Contractors Board, Reno and Las Vegas, Nevada.

ADMINISTRATIVE LAW JUDGE

Noah Allison, Esq.

STAFF MEMBERS PRESENT

Paul Rozario, Director of Investigations
Terry Wike, Compliance Supervisor
Glen Hughes, Investigations Supervisor
Terry Roberts, Special Investigations Unit Supervisor

Carl Hilbish, Compliance Investigator
Luis Rico, Criminal Investigator
Chris Catanese, Criminal Investigator
Jack Snyder, Fraud Investigator

LEGAL COUNSEL PRESENT Jack Juan, Esq.

Mr. Rozario stated that the agenda was posted in compliance with the open meeting law at both offices of the Board, on the Board's Internet Website, the Nevada Public Notice Website, and e-mailed electronically to persons who have expressed interest in being kept informed of the Board's meetings.

1. DISCIPLINARY HEARING

Sean Michael Weible, Unlicensed Contractor
Case No. 30058603

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 Sean Michael Weible in default and guilty of one (1) violation of NRS 624.700(1). Respondent was assessed a fine of \$3,000.00, investigative costs, and reasonable attorney fees and hearing officer fees recoverable pursuant to NRS 622.400, and the Board's investigative costs pursuant to NRS 624.341(2)(c).

2. DISCIPLINARY HEARING

Louis Lionetti, Inc., License No. 32336

Case No. 300

Louis Lionetti, President and CMS and Trade

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

The following Agency Exhibits were entered:

Exhibit 1 - Board Hearing File.

Louis Lionetti was present with counsel. Homeowner, Dulcie Crawford was present. ALJ Allison found Respondent Louis Lionetti, Inc. guilty of one (1) violation of NRS 624.3011(1)(b)(1), one (1) violation of NRS 624.520, and one (1) violation of NRS 624.3013(3). Respondent was assessed fines in the amount of \$1,750.00 and ordered to pay the Board's investigative costs pursuant to NRS 624.341(2)(c), in addition to reasonable attorney fees and hearing officer fees recoverable pursuant to NRS 622.400. Respondent's license no. 32336 was placed on probation until a compliant financial statement is provided to the Board and once it is submitted, the fine for violation of NRS 624.3013(3) will be removed. Respondent was given ninety (90) days to pay all fines and costs.

3. DISCIPLINARY HEARING

J&J Designs Nevada LLC, dba EZ Flooring and Design, License Nos. 79128, 79129, 79130, 80282

Case Nos. 30058130 and 30059036

James B. Frantz, Manager

The following Agency Exhibits were entered:

Exhibit 1 - Board Hearing File.

Juan Romero was present with counsel. ALJ Allison dismissed the first allegation and found Respondent guilty of (1) violation of 624.3017(1). The Hearing Officer ordered Respondent to comply with the Notice to Correct issued by the Board. This matter was continued for thirty (30) days.

4. DISCIPLINARY HEARING

Vertex General Contracting, License No. 85669

Case No. 30057771

Shelly Christine Ballard, Manager, CMS

Trampus Alan Ballard, Manager, Trade

Treasure Ann Kenen, Manager

Nicky Kenen, Manager

The following Agency Exhibits were entered:

Exhibit 1 - Board Hearing File.

Licensee was not present nor represented by counsel at the hearing. Homeowner Mary Ellen Giampaoli was present. ALJ Allison found Respondent in default and guilty of one (1) violation of NRS 624.301(2), one (1) violation of NRS 624.3012(1), one (1) violation of NRS 624.520, and one (1) violation of NRS 624.3013(3). Respondent was assessed fines in the amount of \$21,250.00 and ordered to pay the Board's investigative costs pursuant to NRS 624.341(2)(c), in addition to reasonable attorney fees and hearing officer fees recoverable pursuant to NRS 622.400. License number 85669 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.

5. DISCIPLINARY HEARING

Sky Park Canyon Construction, License No. 86360

Case No. 30058845

Adam Pietro Childress, Manager, CMS and Trade

The following Agency Exhibits were entered:

Exhibit 1 - Board Hearing File.

Exhibit A – Respondent’s Answer.

Adam Childress was present for the hearing. The Hearing Officer took this matter under advisement.

6. DISCIPLINARY HEARING

702 Home Services LLC, License No. 85289

Case No. 30058246

Binjamin Kohen, Managing Member

Haim Dichi, Managing Member

Aviv Aron Kohen, Managing Member

The following Agency Exhibits were entered:

Exhibit 1 - Board Hearing File.

Exhibit A – Respondent’s Supplemental Documents.

Haim Dichi, and Cameron Dichi were present for the hearing. Homeowner Bradley Davis was present. ALJ Allison found the Respondent guilty of one (1) violation of NRS 624.3015(1), one (1) violation of NRS 624.3011(1)(b)(1), one (1) violation of NRS 624.3015(2), one (1) violation of NRS 624.3013(5), as set forth in NAC 624.640(5), and one (1) violation of NRS 624.520. Respondent was assessed fines in the amount of \$2,550.00 and ordered to pay the Board’s investigative costs pursuant to NRS 624.341(2)(c), in addition to reasonable attorney fees and hearing officer fees recoverable pursuant to NRS 622.400 within ninety (90) days.

7. DISCIPLINARY HEARING (Continued from April 20, 2022)

Atlantis Pool & Spa, License No. 70842

Case Nos. 30056629 and 30056737

Sean Eric Stanley, Manager, CMS and Trade

Sara Maree Lynn Stanley, Manager

The following Agency Exhibits were entered:

Exhibit 1 - Board Hearing File.

Exhibit A – Respondent’s Supplemental Documents.

Sean Stanley, and Debbie Watson were present with counsel Shea Backus, Esq. Homeowner, Sally Donald was also present. The Hearing Officer dismissed the first, second, third, fifth, and seventh allegations, found guilt on the fourth allegation, NRS 624.3016(5), and guilt on the sixth allegation, NRS 624.3013(5). Respondent was assessed fines in the amount of \$750 and ordered to pay investigative costs in the amount of \$2,884.00 and reasonable attorney fees and hearing officer fees recoverable pursuant to NRS 622.400.

8. DISCIPLINARY HEARING (Continued from April 20, 2022)

Lowe’s Home Centers, License No. 79079

Case No. 30057662

Robert Frederick Hull, Jr., Manager

Ricky Darrell Damron, Manager

Tiffany Lauren Mason, Manager

Gary Eugene Gross, Manager

David Ray Green, Manager
James Andrew McGarry, CMS and Trade
Charles Gerald Messig, CMS and Trade

The following Agency Exhibits were entered:

Exhibit 1 - Board Hearing File.
Exhibit A – Respondent's Supplemental Documents.

Charles Messig was present for the hearing with counsel, Jeff Spencer, Esq. The Hearing Officer found guilt on Allegation 1, NRS 624.3014(2)(a) and imposed a \$25,000 fine and investigative costs, in addition to reasonable attorney fees and hearing officer fees recoverable pursuant to NRS 622.400. License No. 79079 was placed on probation for 90 (ninety) days contingent upon the Respondent providing the Board with a revised process to verifying licenses in the with whom they contract with in the State of Nevada. The fine will be reduced to \$10,000 upon Board acceptance of the revised process.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned by ALJ Allison at 12:25pm.

Respectfully Submitted,



Crystal Caywood, Recording Secretary

APPROVED



Margi A. Grein, Executive Officer