

MEMBERS
Boyd Martin, Chairman
Margaret Cavin
Bryan Cowart
Joe Hernandez
Kent Lay
Jan B. Leggett
Louis Polish Jr.



STATE CONTRACTORS BOARD

MINUTES OF THE MEETING
June 14, 2023

ADMINISTRATIVE LAW JUDGE

Noah Allison, Esq.

STAFF MEMBERS PRESENT

Dave Behar, Deputy Director of Investigations
Terry Wike, Compliance Supervisor

Damien Bilyeu, Compliance Investigator

LEGAL COUNSEL PRESENT Jack Juan, Esq.

Mr. Behar 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 – Status Check (Continued from May 17, 2023)**

Titan Solar Power NV, Inc., License No. 84903

Case Nos.: 30062066; 30060869; 30060457; 30061234; 30061842; 30061866; 30061989;
30060526; 30061364; 30060515; 30061410; 30061641; 30061824; 30062251; 3062285;
30062322; 30062325; 30062390; 30062409; 30062424; 30062416

Kenneth Mark Williams, President, CMS and Trade

Heather Baire Williamson, Treasurer; Secretary

David Michael Williamson, Other

Exhibit 1 - Board Hearing File

Appearances by Complainant Homeowners Ernesto and Heather Rodriguez, Christopher Cooper, John Herbert, Kelly Smith, Barbara and Robert Shepherd, and Albert Darwin who appeared via Zoom, Respondent's counsel, Butch Williams, Esq., Clay Byrnes, and Titan Compliance Coordinator, Katherine Fisher, Prosecutor Jack Juan, and Compliance Supervisor Terry Wike. The Administrative Law Judge finds and ORDERS that after hearing status update and keeping in mind there are still seven (7) unresolved complaints and fifteen (15) new complaints since last status check; he will allow a modification of the probationary status of the license to allow Respondent to take on 90 new projects/contracts per month. The matter is continued to July 19, 2023 for next status check hearing.

2. **DISCIPLINARY HEARING – Summary Suspension**

Carpenter Renovations LLC, dba G C Construction, License No. 86527

Case No. 30061476; 30061478; 30061499; 30061840; 30061867; 30061912; 30061913;
30062165; 30062266; 30062367; 30062368; 30062506; and 30062708.

Michael Howard Epstein, Manager, CMS and Trade

Exhibit 1 - Board Hearing File

Appearances by Complainants Ellie Shefler, Gary Basson, He Zhou & Yen Zhou, and Prosecutor Jack Juan. The Respondent did not appear. After hearing testimony from the complainants, the Administrative Law Judge found that there is a preponderance of evidence and good cause to summarily suspend Respondent's license.

3. **DISCIPLINARY HEARING – Summary Suspension**

Adame Handyman Services LLC, dba Adame Construction, License No. 87433

Case No. 30061001; 30061357; 30061656; 30061764; 30061807; 30061861; 30062003;
30061911; 30062168; 30062259; 30062035; 30061993; 30062154; 30061995; and 30062503.

Kary Allen Cunningham, Managing Member, CMS and Trade

Zulma Franco-Jimenez, Managing Member

Luis Gerardo Adame Castillo, Managing Member

Exhibit 1 - Board Hearing File

Appearances by Complainants Adrian Pitts, Brian Ables, David Chestnut, Tracie Archibald, and Mark & Sara Schnabel; Sub-contractor, Chad and Corey Fessler (All City Electric); Respondent with counsel, John Wright, Esq.; Prosecutor Jack Juan; Compliance Supervisor Terry Wike; and Susan Broilli-Kamesh, Licensing Administrator. After hearing testimony from the complainants, sub-contractors and Respondent's counsel, the Administrative Law Judge found that there is a preponderance of evidence and good cause to keep the summary suspension in place until the inevitable surrender of Respondent's license in 30 days. The case was continued to July 19, 2023 for a status check hearing.

4. **DISCIPLINARY HEARING –**

I L C LLC, dba Construction by Mirage, License No. 59872

Case No. 30058374

Richard Craig Herrmann, Member,

Gary Lee Sparks, CMS and Trade

Exhibit 1 - Board Hearing File

Appearances by counsel for Respondent, Butch Williams, Esq.; Prosecutor Jack Juan; and Compliance Supervisor Terry Wike. The Administrative Law Judge grants the Respondent's continuance request and continued this matter to July 19, 2023.

5. **DISCIPLINARY HEARING –**

Assured Development, Inc., License No. 85290

Case Nos. 30060973; 30060972

Joseph William Yakubik, President

Exhibit 1 - Board Hearing File

Appearances by Prosecutor Jack Juan, Compliance Supervisor Terry Wike, Compliance Investigator Damien Bilyeu, and Justin Owen of A3 Builders. The Respondent did not appear. The Administrative Law Judge denied the Respondent's Motion for Continuance as well as denied the counter-claim due to motion improperly and untimely filed. The Administrative Law Judge dismissed allegation number four (4); and found the Respondent in violation of allegations number one (1), two (2), and three (3) with a fine of \$1000 for each in both cases. The Administrative Law Judge suspended the license and ordered the Respondent to pay the fees/costs assessed by the Board. The Administrative Law Judge also ordered the Respondent to pay A3 Builders a total amount of \$32,153.19 within thirty (30) days or the license will be revoked.

6. **DISCIPLINARY HEARING –**
Proficient Patios & Backyard Designs, License No. 85850
Case No. 30059751
Matthew John Lane, President, Trade
Jessica Andrea Lane, Secretary; Treasurer, CMS

Exhibit 1 - Board Hearing File

Appearances by Respondent Jessica Lane and Julio Soto, Prosecutor Jack Juan, and Compliance Supervisor Terry Wike. The Administrative Law Judge recused himself from the matter due to a client/attorney conflict and this hearing was continued to August 2, 2023.

7. **DISCIPLINARY HEARING –**
Johnson's Tree Services, Unlicensed Person
Case Nos. 30061412
Edward Johnson, Owner

Exhibit 1 - Board Hearing File

Appearances by Respondent Edward Johnson, Complainants Ernesto and Heather Rodriguez, Prosecutor Jack Juan, and Board Criminal Investigator Orlando AVECILLA. The Administrative Law Judge affirmed Administrative Citation No. CR-2302-1039 and assessed fees and costs.

ADJOURNMENT

The meeting was adjourned by the Administrative Law Judge at 11:16 a.m.

Respectfully Submitted,



Leslie Fuller, Recording Secretary

APPROVED



Margi A. Greir, Executive Officer