

**MINUTES**

**UTAH  
RESIDENCE LIEN RECOVERY FUND  
ADVISORY BOARD  
MEETING**

**January 12, 2010  
North Conference Room – 8:15 am  
Heber Wells Building  
Salt Lake City, UT 84111**

**CONVENED: 8:15am**

**ADJOURNED: 10:07am**

**Board Members Present:**

Jeff Richards, Chair  
Douglas W Darrington, Vice-Chair  
Merlin Taylor  
Patty Fullmer

**Board Members Absent:**

Calvin Bowen

**DOPL Staff Present:**

Program Manager, Dane Ishihara  
Claims Examiner, Michael Palumbo  
Fund Secretary, Tracy Naff  
AAG, Tony Patterson

**Guests:**

John Prettyman, Prettyman Construction and  
Remodeling LLC  
Lincoln Harris, counsel for Prettyman Construction and  
Remodeling LLC  
Sean Miller, counsel for Prettyman Construction and  
Remodeling LLC  
Rinaldo Hunt, homeowner  
George Hunt, counsel for Rinaldo Hunt  
Steven & Madeline Lassche, homeowners  
Oscar Rosales, Rosales Inc dba Tri-Tex Inc  
Bill Beasley, counsel for Van D Greenfield

**TOPICS FOR DISCUSSION**

**DECISIONS AND RECOMMENDATIONS**

**ADMINISTRATIVE BUSINESS:**

Review and approve minutes from the December 8, 2010 board meeting.

Mr Darrington made a motion to approve the December 8, 2010 minutes as written. Mr Taylor seconded the motion. Motion passed by unanimous vote.

**Homeowner Application Approved Prior to the Board Meeting:**

SIECHA001 Jeffrey Chamberlain v Sierra Homes Construction Inc  
SIEPIE001 Wesley & Kari Pierson v Sierra Homes Construction Inc  
TTCEVE001 Jeremy & Mindy Everts v T&T Construction Inc  
BRAORR001 James Orr v Bracken Custom Homes Corp  
BOUWEB001 Kenneth Lee & Kayla Ann Webb v Boulder Creek Homes & Construction Inc  
TJBWOO001 Donald & Leslie Wood v T J Barham Construction Inc  
ADVHUD001 Chad Hudgins V Advanzt Enterprises NT LLC dba Upscale Downstairs  
ADVWHI001 Steven & Lucinda Whiting v Advanzt Enterprises NT LLC dba Upscale Downstairs

**Homeowner Applications for Review:**

1. Recommended for Approval & Explanation Required

- a) ADVCAR001 Nathan R Carling v Advanced Enterprises NT LLC dba Upscale Downstairs - Application was tabled because of a lack of a quorum.
- b) ADVDRE001 Jason & Ashley Dreier v Advanced Enterprises NT LLC dba Upscale Downstairs - Application was tabled because of a lack of a quorum.
- c) ADVTES001 Donato & Deborah Testa v Advanced Enterprises NT LLC dba Upscale Downstairs - Application was tabled because of a lack of a quorum.
- d) ARSADV001 Michael & Allison Arsenault v Advanced Enterprises NT LLC dba Upscale Downstairs - Application was tabled because of a lack of a quorum.
- e) FRIGRE001 Van D Greenfield v Friends of Banner Wood LLC - Mr Ishihara gave a brief explanation of the application. Mr Beasley agreed with Mr Ishihara's analysis of the application. Mr Taylor made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
- f) UPSGAR001 Alan & Brenda Gardner v Advanced Enterprises NT LLC dba Upscale Downstairs - Application was tabled because of a lack of a quorum.
- g) UPSLAR001 Michael & Theresa Larkin v Advanced Enterprises NT LLC dba Upscale Downstairs - Application was tabled because of a lack of a quorum.

2. Recommended for Approval & Explanation Required

- a) PREHUN001 Rinaldo Hunt v Prettyman Construction and remodeling LLC - Mr Ishihara gave a brief explanation of the application. Mr Patterson stated why application was remanded back to the division. Mr Hunt gave his analysis of the facts. Mr Patterson discussed the contract and payment in full evidence. There was open discussion regarding the doors subject to the lien. Mrs Fullmer made a motion to approve the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.

### 3. Recommended for Denial & Explanation Required

- a) CALLAS001 Steven & Madeline Lassche v Caliber Pools LLC - Mr Ishihara gave a brief explanation of the application. Mrs Lassche responded with her explanation of whom she contracted and wrote a check to. Mrs Fullmer made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- b) CALMAD001 Doug A Madsen v Caliber Pools LLC - Mr Ishihara gave a brief explanation of the application. Mrs Fullmer made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.

### 4. Recommended for Denial & Explanation Required

- a) ADVKRE001 William & Elizabeth Krech v Advanzt Enterprises NT LLC dba Upscale Downstairs. Application was tabled because of a lack of a quorum.
- b) CLHGUZ001 Mathew Guzowski v CLH Inc - Mr Palumbo gave a brief explanation of the application. Mr Taylor made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
- c) CONFAR001 Ruth V & Walton S Farmer v Concrete Solutions and Innovation Inc - Mr Ishihara gave a brief explanation of the application. Mrs Fullmer made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- d) CSCKIN001 David W Kingery v CSC Construction Inc - Mr Palumbo gave a brief explanation of the application. Mr Darrington made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
- e) MOUBAR001 Bruce & Madeline Barker v

Mountainside Custom Contractors LLC - Mr Ishihara gave a brief explanation of the application. Mr Darrington made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.

- f) TERLAI001 David Laisy v Terry Enman Concrete Co LLC - Mr Ishihara gave a brief explanation of this application. Mr Darrington made a motion to deny the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- g) TTCJEN001 Eddo & Donna Jensen v T & T Concrete - Mr Palumbo gave a brief explanation of the application. Mr Darrington made a motion to deny the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.

#### 5. Recommended for Denial & Explanation Required

- a) STRBRU001 Raymond Brulez v Streamline Construction & Design LLC - Mr Ishihara gave a brief explanation of the application. Mrs Fullmer made a motion to deny the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- b) STRCRI001 Michael & Donna H Crivello v Streamline Construction & Design LLC - Mr Ishihara gave a brief explanation of the application. Mr Taylor made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- c) STREAS001 James H & Ruth A Eastman v Streamline Construction & Design LLC - Mr Ishihara gave a brief explanation of the application. Mr Taylor made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
- d) STRGAL001 Bryan & Lori Galbreath v Streamline Construction & Design LLC - Mr Ishihara gave a brief explanation of the application. Mr Taylor made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
- e) STRLUC001 Anthony Luches v Streamline Construction & Design LLC - Mr Ishihara gave a brief explanation of the application. Mr Taylor made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
- f) STRLUT001 Kristine L Lutton v Streamline Construction & Design LLC - Mr Ishihara gave a brief explanation of the application. Mrs Fullmer

- made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- g) STRNOB001 Dr Michael T & Brenda M Noble v Streamline Construction & Design LLC - Mr Ishihara gave a brief explanation of the application. Mrs Fullmer made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
  - h) STROBR001 Kerrin & Tamara O'Brian v Streamline Construction & Design LLC - Mr Ishihara gave a brief explanation of the application. Mr Taylor made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
  - i) STRTHO001 Dianne Thompson v Streamline Construction & Design LLC - Mr Ishihara gave a brief explanation of the application. Mr Darrington made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
  - j) STRTHO002 Dianne Thompson v Streamline Construction & Design LLC - Mr Ishihara gave a brief explanation of the application. Mr Darrington made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.

**Informal Claims for Review:**

1. Recommended for Approval & No Explanation Required

- a) LRF-2010-0825-01 Stock Building Supply West Inc v DMC Construction Inc (Trelease) - Mr Darrington made a motion to approve the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.

2. Recommended for Approval & Explanation Required

- a) LRF-2010-0324-01 California Wholesale Material Supply dba CALPLY v Rosales Inc dba Tri-Tex Inc (Ingle) Mr Richards Recused himself. Mr Richards waived the right to a quorum. Mr Ishihara gave a brief explanation of the application. Mr Rosales admitted confusion over which invoices had been paid to CALPLY. Mr Richards responded. Mr Taylor made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
- b) LRF-2010-0907-01 Sunroc Corporation v Rosales Inc dba Tri-Tex Inc (Dean) - Mr Palumbo gave a brief explanation of the application. Mr Rosales

stated he believed he had paid Sunroc. Mr Darrington made a motion to approve the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.

### 3. Recommended for Denial & Explanation Required

- a) LRF-2010-0412-01 Contractors HVAC Supply Inc v Steel Air Designs Inc (Christensen) - Mr Palumbo gave a brief explanation of the application. Mr Taylor made a motion to deny the application. Mrs Fullmer seconded the motion. Motion passed by unanimous vote.
- b) LRF-2010-0412-02 Contractors HVAC Supply Inc v Steel Air Designs In (Johnson) - Mr Palumbo gave a brief explanation of the application. Mrs Fullmer made a motion to deny the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- c) LRF-2010-0413-01 Orson H Gygi Company Incorporated v Majestic Ridge Builders Inc (Packham) - Mr Palumbo gave a brief explanation of the application. Mr Taylor made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- d) LRF-2010-0414-01 Ideal Heating & Plumbing Inc v Clinton Peterson (Boland) - Mr Palumbo gave a brief explanation of the application. Mrs Fullmer made a motion to deny the application. Mr Darrington seconded the motion. Motion passed by unanimous vote.
- e) LRF-2010-0721-01 NHF Distributing LLC dba Beehive Brick & Stone v CMA Exteriors LLC (Storrs) - Mr Ishihara gave a brief explanation of the application. Mr Darrington made a motion to deny the application. Mr Taylor seconded the motion. Motion passed by unanimous vote.
- f) LRF-2010-0913-01 Cabinets Etc Inc dba Wildewood Cabinets v Majestic Ridge Builders Inc (Kimball) - Mr Ishihara gave a brief explanation of this application. Application is tabled by request of claimant.

### **ADJOURN:**

Meeting adjourned at 10:07 am

*Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.*

02/09/2011  
Date Approved

(ss) Jeff Richards  
Chairperson, Residence Lien Recovery Fund Advisory Board

02/09/2011  
Date Approved

(ss) Dane Ishihara  
Program Coordinator, Division of Occupational & Professional  
Licensing