

**MINUTES**

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

**July 8, 2009**

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

**CONVENED:** 8:17 am

**ADJOURNED:** 9:44 am

**Board Members Present:**

Karyn Bunnell  
Merlin Taylor  
James Havell, Chair  
Jeff Richards, Vice-Chair  
Douglas W Darrington

**Board Members Absent:**

Patty Fullmer

**Guests:**

Chris Martinez, attorney for Gregriches  
Kenny Gregrich, homeowner  
Tracy Gregrich, homeowner  
Kolaleh Rahimi, homeowner  
Bastiaan Coebergh, attorney for Rahimis  
Tracy Wilder, attorney for Hirsches  
Terry Hirsch, homeowner  
Davidene Zimmerman, homeowner

**DOPL Staff Present:**

Director, Mark B. Steinagel  
AAG, Tony Patterson  
Program Manager, Dane Ishihara  
Claims Examiner, Jon Uriarte  
Operations Manager, Dave Taylor  
Board Secretary, Ann Naegelin

**TOPICS FOR DISCUSSION**

**DECISIONS AND RECOMMENDATIONS**

**ADMINISTRATIVE BUSINESS:**

Review and approve minutes from the June 2009 board meeting.

Ms. Bunnell made a motion to approve the minutes as written. Mr. Taylor seconded the motion. Motion passed.

Introduce and Swear in New Board Member

Mr. Darrington was introduced and sworn in.

Staffing Update

Mr. Ishihara advised the Board that they are in the process of hiring a new claims examiner.

**Homeowner Applications Approved by the Division:**

The following application were approved by the Division:

- a) Craig S & Jodi K Walters v Boulder Creek Homes & Construction Inc
- b) David Ericson v Odell Roofing Inc
- c) Phillip E & Sandra L Harris v No Sweat Construction, LLC
- d) Shad & Martha Ingram v Rainey Homes Inc
- e) Thomas & Amiee Wind v Ace Everlasting Construction Inc

**Homeowner Applications for Review:**

1. Recommended for Denial & Explanation Required

- a) DYNOGD001 Walter L & Christine Ogden v Dynamic Concrete LLC – Mr. Uriarte gave a brief explanation of this application. Mr. Richards made a motion to deny this application as recommended by the Division. Ms. Bunnell seconded the motion. Motion passed by unanimous vote.
- b) EGMHER001 Reinaldo Hernandez v EG Management LLC – Mr. Uriarte gave a brief explanation of this application. Mr. Richards made a motion to deny this application as recommended by the Division. Mr. Taylor seconded the motion. Motion passed by unanimous vote.
- c) PREBRI001 Dean & Alison Britton v Prema Communities LLC – Mr. Ishihara gave a brief explanation of this application. Ms. Bunnell made a motion to deny the application as recommended by the Division. Mr. Darrington seconded the motion. Motion passed by unanimous vote.
- d) RIGHEL001 Roland & Sandra Held v Rigby Construction Inc – Applicant requested this item be continued.
- e) ROSZIM001 John B & Davidene Zimmerman v Ross Construction Inc – Mr. Richards asked to be recused. Mr. Uriarte gave a brief explanation of this application. Ms. Zimmerman gave a brief explanation. Ms. Bunnell made a motion to deny the application as recommended by the Division. Mr. Taylor seconded the motion. Motion passed with five votes in favor. Mr. Richards did not vote.
- f) TODGRE001 Kenny & Tracy Gregrich v Todd Homes LLC – Mr. Ishihara gave a brief explanation of this application. Mr. Martinez, attorney for the homeowners gave a brief explanation. Mr. Richards made a motion to approve the application. Mr. Taylor seconded the motion. Motion passed by unanimous vote.
- g) GUAHCM001 David and Julie Gualazzi v H.C. Mahan,

Inc – Mr. Patterson gave an explanation of this application. The property has never been occupied. Mr. Richards made a motion to deny this application. Ms. Bunnell seconded the motion. Motion passed by unanimous vote.

2. Recommended for Approval & Explanation Required

- a) MOURAH001 Kolaleh Rahimi v Mountain States Construction & Development LLC – Mr. Uriate gave a brief explanation of this application. Mr. Taylor made a motion to approve this application. Mr. Richards seconded the motion. Motion passed by unanimous vote.
- b) RICHIR001 Terence & Tami Hirsch v Ricks Contracting Inc – Mr. Ishihara gave a brief explanation of this application. Mr. Richards made a motion to approve this application. Mr. Taylor seconded the motion. Motion passed by unanimous vote.

**Informal Claims for Review:**

1. Recommended for Approval & No Explanation required

- a) LRF-2009-0331-01 Harper Ready Mix Company v MGM Concrete Inc (Wayman) – Ms. Bunnell made a motion to approve the claim in the amount recommended by the Division. Mr. Darrington seconded the motion. Motion passed by unanimous vote.
- b) LRF-2009-0331-03 Harper Ready Mix Company v MGM Concrete Inc (Martinez) – Ms. Bunnell made a motion to approve the claim in the amount recommended by the Division. Mr. Darrington seconded the motion. Motion passed by unanimous vote.
- c) LRF-2009-0331-04 Harper Ready Mix Company v MGM Concrete Inc (Ethington) – Ms. Bunnell made a motion to approve the claim in the amount recommended by the Division. Mr. Darrington seconded the motion. Motion passed by unanimous vote.
- d) LRF-2009-0331-05 Harper Ready Mix Company v MGM Concrete Inc (Albretsen) – Ms. Bunnell made a motion to approve the claim in the amount recommended by the Division. Mr. Darrington seconded the motion. Motion passed by unanimous vote.
- e) LRF-2009-0427-02 Distinctive Marble & Granite, LLC v Carolina Mill & Cabinets Inc (Hopkins) - Ms. Bunnell made a motion to approve the claim in the amount recommended by the Division. Mr. Darrington seconded the motion. Motion passed by unanimous vote.

2. Recommended for Denial & Explanation Required

- a) LRF-2009-0318-01 Mountainside Custom Contractors LLC v Evolution Custom Homes Inc (Ludlow) – Mr.

Ishihara gave a brief explanation of this claim. Mr. Taylor made a motion to deny this claim as recommended. Ms. Bunnell seconded the motion. Motion passed by unanimous vote.

- b) LRF-2009-0331-02 Harper Ready Mix Company v MGM Concrete Inc (Eades) – Mr. Uriarte gave a brief explanation of this claim. Ms. Bunnell made a motion to deny this claim as recommended by the Division. Mr. Richards seconded the motion. Motion passed by unanimous vote.

**ADJOURN:** Meeting adjourned at 9:44 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.*

August 12, 2009  
Date Approved

(ss) James Havell  
Chairperson, Residence Lien Recovery Fund Advisory Board

August 12, 2009  
Date Approved

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