

MINUTES

UTAH RESIDENCE LIEN RECOVERY FUND ADVISORY BOARD MEETING

August 11, 2010
North Conference Room – 8:15 am
Heber Wells Building
Salt Lake City, UT 84111

CONVENED: 8:21am

ADJOURNED: 8:52am

Board Members Present:

Jeff Richards, Chair
Douglas W Darrington, Vice-Chair
James Havell
Merlin Taylor
Patty Fullmer
Calvin Bowen

Board Members Absent:

Daniel Dearden

DOPL Staff Present:

AAG, Tony Patterson
Program Manager, Dane Ishihara
Claims Examiner, Jon Uriarte
Fund Secretary, Tracy Naff

Guests:

Tracy Wilder, Counsel for BK Drywall

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Review and approve minutes from the July board meeting.

Mr. Havell made a motion to approve the July minutes as written. Mr. Taylor seconded the motion. Motion passed by unanimous vote. Calvin Bowen did not vote.

Introduce and swear in new board member

Mr. Richards introduced Calvin Bowen, a new public member of the board. Mr. Ishihara swore in Mr. Bowen.

Homeowner Applications for Review:

1. Recommended for Denial & Explanation Required:

- a) PARMCN001 Ross McNally v Parkway Village Associates LLC - Mr. Uriarte gave a brief explanation of this application. Mr. Havell made a motion to deny the application. Mrs. Fullmer seconded the motion. Motion passed by unanimous vote.
- b) ROSLED001 Patrick & Janeen Ledkins v Ross Construction Inc - Mr. Ishihara gave a brief explanation

of this application. Mr. Darrington made motion to deny the application. Mr. Havell seconded the motion. Motion passed by unanimous vote.

2. Recommended for Approval & Explanation required

a) REPSCH001 Derrick J Schmerse v Republic Construction & Development LLC - Mr. Uriarte gave a brief explanation of the application. Mr. Darrington made a motion to approve the application. Mr. Havell seconded the motion. Motion passed by unanimous vote.

Informal Claims for Review:

1. Recommended for Denial & explanation required

a) LRF-2010-0208-04 California Wholesale Material Supply dba CALPLY v Lassiter LLC (Breinholt) - Mr. Richards recused himself. Mr. Ishihara gave a brief explanation of this application. As credit manager for CALPLY, Mr. Richards agreed with Mr. Ishihara's analysis and addressed what he believed to be a loophole in the statute. Mr. Patterson provided an explanation. Mr. Havell made a motion to deny the application. Mrs. Fullmer seconded the motion. Motion passed by unanimous vote.

2. Recommended for Approval & no explanation required

a) LRF-2009-0413-03 Mountain Land Design Inc v Keepsake Homes Inc (Radloff) - Mr. Darrington made a motion to approve the application. Mrs. Fullmer seconded the motion. Motion passed by unanimous vote.

b) LRF-2009-0618-01 BA Critchfield Construction LLC v A Wholesale Siding & Window Company LLC (Pierce) – Mr. Darrington made a motion to approve the application. Mrs. Fullmer seconded the motion. Motion passed by unanimous vote.

c) LRF-2009-0629-01 Stock Building Supply West Inc v Sunburst Homes LLC (Emling) - Mr. Darrington made a motion to approve the application. Mrs. Fullmer seconded the motion. Motion passed by unanimous vote.

d) LRF-2009-1001-01 Specialized Cabinets Inc v Herbert R Burnet (Hunt) - Mr. Ishihara gave a brief explanation of this application. Mr. Havell made a motion to approve the application. Mr. Darrington seconded the motion. Motion passed by unanimous vote.

e) LRF-2009-1124-02 Scott Powell Drywall Inc v Boulder Creek Homes and Construction Inc (Petersen) –

Mr. Darrington made a motion to approve the application. Mrs. Fullmer seconded the motion. Motion passed by unanimous vote.

f) LRF-2009-1203-04 Geneva Rock Products Inc v Wolverine Construction (Downs) – Mr. Darrington made a motion to approve the application. Mrs. Fullmer seconded the motion. Motion passed by unanimous vote.

g) LRF-2010-0125-01 B K Drywall Unlimited Inc v TMR Drywall LLC fka Specialized Drywall LLC (Zwick) - Mr. Darrington made a motion to approve the application. Mrs. Fullmer seconded the motion. Motion passed by unanimous vote.

h) LRF-2010-0201-01 Drywall Unlimited Inc v Epic Home Builders Inc (Bell) - Mr. Darrington made a motion to approve the application. Mrs. Fullmer seconded the motion. Motion passed by unanimous vote.

i) LRF-2010-0203-01 California Wholesale Material Supply dba CALPLY Crusade Stucco & Stone LLC (Reed) - Mr. Richards recused himself. Mr. Havell made a motion to approve. Mrs. Fullmer seconded the motion. Motion passed by unanimous vote.

j) LRF-2010-0208-03 California Wholesale Material Supply dba CALPLY Crusade Stucco & Stone LLC (Reed) – Mr. Richards recused himself. Mr. Havell made a motion to approve the application. Mrs. Fullmer seconded the motion. Motion passed by unanimous vote.

k) LRF-2010-0308-01 Chateau Cabinets Inc v Ellis & Sons Construction Inc (Allen) - Mr. Darrington made a motion to approve the application. Mrs. Fullmer seconded the motion. Motion passed by unanimous vote.

ADJOURN:

Meeting adjourned at 8:52 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.

(ss)

September 8, 2010
Date Approved

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

September 8, 2010
Date Approved

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