

**STATE OF NEVADA
OCCUPATIONAL SAFETY AND HEALTH REVIEW BOARD**

NOTICE OF MEETING

You are hereby given notice that a meeting of the NEVADA OCCUPATIONAL SAFETY AND HEALTH REVIEW BOARD will conduct a public hearing on **Tuesday, February 11, 2020, and Wednesday, February 12, 2020**, commencing at 10:00 a.m., at the following location: **The Enterprise Library, 25 E Shelbourne Avenue, Las Vegas, NV 89123.**

AGENDA

Notice: (1) Items on the Agenda may be taken out of order; (2) The Board may combine two or more Agenda items for consideration; and (3) The Board may remove an item from the Agenda or delay discussion relating to an item on the Agenda at any time.

1. Roll Call.
2. Public Comment - The opportunity for public comment is reserved for any matter listed below on the Agenda as well as any matter within the jurisdiction of the Board. No action on such an item may be taken by the Board unless and until the matter has been noticed as an action item. Comment from the public is limited to three minutes per person. Public comment is not permitted during Review Board contested hearings which are specifically governed by NRS 618, NRS 233B, and NAC 618. The applicable legislation and codified procedures mandate assurance of a fair and impartial administrative hearing, a transcribed record, and a protected appellate process for an aggrieved party to seek redress in the district courts.
3. Contested Case Hearings - The contested matters shall be heard in a quasi-judicial forum pursuant to Chapter 618 of the Nevada Administrative Code and applicable Nevada Revised Statutes conferring jurisdiction. The hearing proceedings will be transcribed by a certified court reporter. You are further notified: meetings and contested hearings are open to the public; deliberations which involve alleged misconduct, professional competence, and/or character may be held privately; any final decisions will be made public - all in accordance with Chapter 241 of Nevada Revised Statutes, commonly known as the Nevada Open Meeting Law.
 - a. LV 19-1999, Trump Ruffin Commercial, LLC, **FATALITY - For Possible Action**
 - b. LV 18-1952, Westcor Construction - **For Possible Action**
 - c. LV 19-1955, James E. Wolf dba Plenty of Places aka Plenty O' Places dba Park Avenue Apartments - **For Possible Action**
 - d. LV 19-1972, Universal Protection Service, LP aka Universal Protection Service,

- e. LLC dba Allied Universal Security Services - **For Possible Action**
LV 19-1977, Brady Linen Services, LLC - **For Possible Action**
- f. LV 19-1980, Westcor Construction dba Westcor Framing - **For Possible Action**
- g. LV 19-1994, Roofing Wholesale Co., Inc. dba RWC Building Products - **For Possible Action**

4. Administrative Meeting:

- a. Approval of the previous Review Board minutes of **January 28 and 29, 2020. For Possible Action**
- b. Review contested case settlements, motions, draft decisions, or procedural issues pending on status report, for approval and issuance of final orders:
 - i. LV 19-1967, Allied Building Materials, Inc. dba Cind-R-Lite Block Company - **For Possible Action**
 - ii. LV 19-2001, Byrd Underground, LLC - **For Possible Action**
 - iii. LV 20-2004, Lone Mountain Excavation & Utilities, LLC - **For Possible Action**
 - iv. LV 20-2013, Rooster Philben, Inc. dba Stout Management Company RNO 14-1684, Sierra Packaging & Converting, LLC - **For Possible Action**
 - v. LV 20-2006, First Quality Roofing & Tile, re: Order of Dismissal with Prejudice (Order of Dismissal With Prejudice) - **For Possible Action**
- c. General administration and/or procedural issues.
 - i. General matters of import to Board members.
 - ii. Old and New Business.
- d. Schedule of hearings on pending cases, calendar and status report. The Board has scheduled the following meetings. - **For possible Action.**
 - * **March 11 and 12, 2020**, 4600 Kietzke Lane, Building G, Suite 160, Reno, Nevada.
 - * **April 8 and 9, 2020**, 3360 West Sahara Avenue, Suite 175, Las Vegas, Nevada 89102.
 - * **May 13 and 14, 2020** -3360 West Sahara Avenue, Suite 175, Las Vegas, Nevada 89102.
 - * **June 10 and 11, 2020** - 4600 Kietzke Lane, Building G, Suite 160, Reno, Nevada.
 - * **July 8 and 9, 2020** - *Location to be determined.*
 - * **August 12 and 13, 2020** - *Location to be determined.*
 - * **September 9 and 10, 2020** - *Location to be determined.*
 - * **October 14 and 15, 2020** -4600 Kietzke Lane, Building G, Suite 160,

Reno, Nevada.

- * **November 12 and 13, 2020** - *Location to be determined.*
- * **December 9 and 10, 2020** - *Location to be determined.*

5. Public Comment - The opportunity for public comment is reserved for any matter listed below on the Agenda as well as any matter within the jurisdiction of the Board. No action on such an item may be taken by the Board unless and until the matter has been noticed as an action item. Comment from the public is limited to three minutes per person. Public comment is not permitted during Review Board contested hearings which are specifically governed by NRS 618, NRS 233B, and NAC 618. The applicable legislation and codified procedures mandate assurance of a fair and impartial administrative hearing, a transcribed record, and a protected appellate process for an aggrieved party to seek redress in the district courts.
6. Adjournment. **For Possible Action.**

Any persons with a disability as defined by the Americans with Disabilities Act, and requiring special assistance to participate in the meeting, may contact the Board at least five (5) days prior to the meeting to endeavor the arrangement of reasonable accommodations.

This Notice has been posted at the following locations:

Division of Industrial Relations, Department of Occupational Safety and Health,
4600 Kietzke Lane, Building F, Suite 153, Reno, Nevada 89509

Division of Industrial Relations, 3360 West Sahara Ave., Suite 250, Las Vegas,
Nevada 89102

Carson City Library, 900 North Roop Street, Carson City, Nevada 89701

The Enterprise Library, 25 E Shelbourne Avenue, Las Vegas, NV 89123

Clark County Court, Regional Justice Center, 200 Lewis Avenue, Las Vegas,
Nevada

Washoe County Courthouse, 75 Court Street, Reno, Nevada 89501

This Notice has also been posted at the following website addresses:


State of Nevada, Department of Business and Industry, Industrial Relations (DIR)
website at <http://dir.nv.gov/Meetings/Meetings>

Nevada Public Notices at <http://www.notice.nv.gov>

A copy of supporting (not privileged and confidential) material provided to the Board Members may be obtained upon request made to: Charles R. Zeh, Esq., The Law Offices of Charles R. Zeh, Esq., 50 West Liberty Street, Suite 950, Reno, Nevada 89501, or by calling (775) 323-5700.

Copies of the supporting (not privileged and confidential) material may also be obtained upon request at the offices of the Division of Industrial Relations, Nevada OSHA Legal Counsel, Salli Ortiz, Esq., 400 West King Street, Suite 201, Carson City, Nevada, 89701, or by calling (775) 684-7286, or by contacting the Division of Industrial Relations, Nevada OSHA General Legal Counsel, Donald C. Smith, Esq., at 3360 West Sahara Avenue, Suite 250, Las Vegas, Nevada 89102, or by calling (702) 486-9070.

DATED this 25th day of January, 2020.

By: 

Charles R. Zeh, Esq.
Legal Counsel for the Board