

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

You are hereby given notice that the Nevada State Occupational Safety and Health Review Board (the Board) will hold a meeting of the Board on Wednesday, September 11, 2024, and continuing, if necessary, on September 12, 2024, commencing at 9:00 a.m., at the Division of Industrial Relations offices located at 3360 West Sahara Avenue, Suite 175, Las Vegas, Nevada 89102.

The public is advised that the member(s) of the Board and Legal Counsel may participate in the meeting by electronic means.

**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, delay discussion relating to an item or delay commencement of the meeting.

Persons wishing to provide public comment or address a specific item on the Agenda may participate during the scheduled meeting. Also, the public may address their comments, data, views, arguments in written form to: Jorge Macias, Chairman, c/o Charles R. Zeh, Esq., Board Legal Counsel, 50 West Liberty Street, Suite 950, Reno, NV 89501; Fax number (775) 786-8183; e-mail address: [crzeh@aol.com](mailto:crzeh@aol.com). Written submissions should be received by the Board on or before September 8, 2024, by 11:00 a.m., in order to make copies available to members of the Board of Review and the public.

The Parties and Public to the Administrative matters may appear in person or electronically through Webex. The Webex information is listed below.

**WEBEX INFORMATION**

**Join from the meeting link**

<https://nvbusinessandindustry.webex.com/nvbusinessandindustry/j.php?MTID=m5cc111cbe283a348c0e4374859c9aa7b>

**Join by meeting number**

Meeting number (access code): 2632 770 5202  
Meeting password: mxJZnXsA327

**Join from a mobile device**

1-415-655-0001,,26327705202##

**Join by phone**

1-415-655-0001

## AGENDA

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 preserved by tape recording and ultimately, perhaps, by written transcription. 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 in public – all in accordance with Chapter 241 of the Nevada Revised Statutes, commonly known as the Nevada Open Meeting Law. The disposition of these matters will be informed by the content of the hearing before the Board. Unless settled or otherwise removed from the Review Board’s stacked docket, the contested cases will be heard in the order set forth below:
  - a. Brief discussion of transcription process. **For Possible Action.**
  - b. RNO 23-2194, Q&D Construction, LLC (Oral Argument re: Second Request for Discovery) - **For Possible Action.**
  - c. RNO 25-XXXX, Pro-1 Automotive, Inc. dba Pro 1 Automotive. (Oral Argument re: Complainant's Motion to Dismiss Contest) - **For Possible Action.**
  - d. LV 23-2200 - D.R. Horton - **For Possible Action.**
4. Administrative Meeting:
  - a. Approval of previous Review Board meeting minutes for August 14, 2024 - **For Possible Action.**
  - b. Review contested case settlements, withdrawals of citations, motions, draft decisions, or pending issues for approval, rejection or amendment and possible issuance of final orders. The disposition of these matters will be informed by the content of the proceedings before the Board. For a Settlement to be approved , it must be found to be consistent with the provisions of Chapter 618 of the Nevada Revised Statutes including NAC 618.833(1). - **For Possible Action.**
    - i. LV 22-2146, Specialty Contractors Northwest, LLC - **For Possible Action.**

- ii. LV 23-2216, Complete Demo Services - **For Possible Action.**
- iii. RNO 22-2141, Sierra Construction Concepts, Inc. - **For Possible Action.**
- iv. LV 23-2187, Ross Co. Construction, Inc. - **For Possible Action.**
- v. LV 23-2205, ANA, Inc. dba Ana - **For Possible Action.**
- vi. LV 23-2217, Unforgettable Coatings, Inc. - **For Possible Action.**
- vii. RNO 24-2238, VIP Rubber Company, Inc. - **For Possible Action.**
- viii. LV 24-2256, Las Vegas Peach, LLC dba Goettl Air Conditioning & Plumbing - **For Possible Action.**
- ix. RNO 24-2290, Wabtec US Rail, Inc. - **For Possible Action.**
- x. RNO 24-2296, Bently Nevada, LLC - **For Possible Action.**
- xi. LV 23-2182, Sephora USA, Inc. - **For Possible Action.**
- xii. LV 23-2190, KBL Reinforcing, Inc. - **For Possible Action.**
- xiii. RNO 20-2008, Aqua Metals Reno, Inc. - **For Possible Action.**
- xiv. RNO 20-2009, Aqua Metals Reno, Inc. - **For Possible Action.**
- xv. RNO 24-2260, Diamond Concrete Cutting, LLC - **For Possible Action.**
- xvi. LV 23-2218, James F. Thomson Jr. DbA American Southwest Electric
- xvii. LV 23-2207, Silver State Bell dba Taco Bell Cantina - **For Possible Action.**
- xviii. LV 24-2233, Republic Silver State Disposal, Inc. DbA Republic Services of South Nevada - **For Possible Action.**
- xix. RNO 23-2209, Johnston Moyer, Inc. - **For Possible Action.**

c. General Administration and/or procedural issues.

- i. General matters of import to Board members.
- ii. Old and New Business.
- iii. Discussion of pending cases. - **For Possible Action.**

d. Schedule of hearings on pending cases, calendar and status report. The Board has scheduled the following meetings - **For Possible Action.**

- \* **October 9 and 10, 2024 - Reno**
- \* **November 13 and 14, 2024 - Las Vegas**
- \* **December 11 and 12, 2024 - Las Vegas**

5. Public Comment - The opportunity for public comment is reserved for any matter listed 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.**

This Notice has been posted at the following locations:

The Law Offices of Charles R. Zeh, Esq.,  
50 West Liberty Street, Suite 950  
Reno, Nevada 89501

Department of Occupational Safety and Health  
3360 West Sahara Avenue, Suite 175  
Las Vegas, Nevada 89102

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

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

Nevada Public Notices at <https://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., 1886 College Pkwy., Ste. #110, Carson City, NV 89706, or by calling (775) 684-7286, or by contacting the Division of Industrial Relations, Nevada OSHA General Legal Counsel, at 3360 West Sahara Avenue, Suite 250, Las Vegas, Nevada 89102, or by calling (702) 486-9014.

Anyone 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 the following address, at least five (5) days prior to the hearing in order to try and make arrangements for reasonable accommodations that would enable participation in the hearing by contacting 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, contacting the offices of the Division of Industrial Relations, Nevada OSHA Legal Counsel, Salli Ortiz, Esq., 1886 College Pkwy., Ste. #110, Carson City, NV 89706, or by calling (775) 684-7286, or by contacting the Division of Industrial Relations, Nevada OSHA General Legal Counsel, at 3360 West Sahara Avenue, Suite 250, Las Vegas, Nevada 89102, or by calling (702) 486-9014.

Dated this \_\_\_\_ day of September, 2024.

By:     /s/Charles R. Zeh, Esq.      
Charles R. Zeh, Esq.  
Legal Counsel for the Board