

**.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, October 9, 2024, commencing at 9:00 a.m., and continuing, if necessary, on October 10, 2024, commencing at 9:00 a.m., at the Division of Industrial Relations offices located at 4600 Kietzke Lane, Suite F-150, Reno, Nevada, 89502.

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 or delay discussion relating to an item.

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 October 3, 2024, by 11:00 a.m., in order to make copies available to members of the Board of Review and the public.

The Public and Parties and Counsel for the Administrative matters may appear in person or electronically through Webex. For Contested Docket cases, the directions in the Notice of Hearing shall be followed. The Webex information is listed below.

**WEBEX INFORMATION**

**Join from the meeting link**

<https://nvbusinessandindustry.webex.com/nvbusinessandindustry/j.php?MTID=m9c7315316f6f5a9b062d7515b06a5ef7>

**Join by meeting number**

Meeting number (access code): 2634 212 4091

Meeting password: 3UnaH23YwY5

**Join from a mobile device**

+1-415-655-0001,,26342124091## US Toll

**Join by phone**

+1-415-655-0001 US Toll

## 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 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 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. RNO 21-2234, Sierra Wes Wall Systems. – For Possible Action.
  - b. RNO 23-2224, Nevada Paving. – For Possible Action.
  - c. RNO 24-2291, Polaris Sales, Inc. dba Polaris Industries, Inc. – For Possible Action.
  - d. RNO 24-2268, Feldmeier Equipment, Inc. (Fatality) – For Possible Action.
  - e. RNO 24-2288, MWH & KGW– For Possible Action.
  - f. RNO 24-2279, Winnemucca Hospitality dba Val U Inn. – For Possible Action.
  - g. RNO 24-2245, U.S. Foods, Inc. – For Possible Action.
  - h. RNO 24-2244, U.S. Foods, Inc. – For Possible Action.
  - i. RNO 24-2270, ARCO Construction Company, LLC – For Possible Action.
  - j. RNO 24-2287, Walmart, Inc. dba Walmart Supercenter #2453– For Possible Action.

4. Administrative Meeting:
  - a. Approval of previous Review Board meeting minutes of September 11, 2024 – For Possible Action.
  - b. Review contested case settlements, motions, draft decisions, or procedural issues pending on status report, for approval, rejection, or amendment and possible and issuance of final orders. The disposition of these matters will be informed by the content of the proceedings before the Board. - For Possible Action.
    - i. LV 22-2177, Solar Star, LLC dba Vegas Solar – For Possible Action.
    - ii. LV 21-2108, Focus Framing, Doors and Trim, LLC – For Possible Action.
    - iii. LV 18-1939, Olson Precast Company– For Possible Action.
    - iv. LV 19-1940, Las Vegas Paving Corp. – For Possible Action.
    - v. LV 19-1995, Aimbridge Hospitality, LP – For Possible Action.
    - vi. LV 23-2216, Complete Demo – For Possible Action.
    - vii. LV 23-2187, Ross Co. Construction, Inc. – For Possible Action.
    - viii. LV 23- 2190, KBL Reinforcing, Inc. – For Possible Action.
    - ix. RNO 22-2141, Sierra Concepts – For Possible Action.
    - x. LV 23-2218, James F. Thomson, Jr. dba American Southwest Electric, Arizona Inc. – For Possible Action.
    - xi. LV 14-1704, Dillard's – For Possible Action.
    - xii. LV 18-1910, Platinum Plastering, Inc. – For Possible Action.
    - xiii. LV 19-1965, EyeFi Holdings, LLC – For Possible Action.
    - xiv. RNO 20-2046, Bridgestone Hosepower, LLC – For Possible Action.
    - xv. RNO 21-2091, Dayton Valley Tire and Services LLC – 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.
    - \* November 13 and 14, 2024 – Las Vegas
    - \* December 11 and 12, 2024 – Las Vegas
    - \* January 8 and 9, 2025, Reno
    - \* February 12 and 13, 2025 – Las Vegas
    - \* March 12 and 13, 2025 – Las Vegas
    - \* April 9 and 10, 2025 – Las Vegas
    - \* May 14 and 15, 2025 – Reno

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  
4600 Kietzke Lane, Building F, Suite 150  
Reno, NV 89502

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 17th day of September, 2024.

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