BEFORE THE
REGISTRAR OF CONTRACTORS
CONTRACTORS STATE LICENSE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against: **NC ELECTRIC AND SOLAR INC.** **Dba N C ELECTRIC SOLAR** **Roberto Naja Casillas, RMO** **729 E 18th St** **Antioch, CA 94509** **Contractor's License No. 1017350, C-10,** Respondents.	CASE NO. N2021-209 OAH NO. 2022040294 **ORDER TO ADOPT** **STIPULATED SETTLEMENT**

The attached Stipulated Settlement is hereby adopted by the Registrar of Contractors as his Decision in the above-entitled matter. The failure to comply with any of the terms and conditions as set forth in the provisions of probation will be deemed a violation of probation.

IT IS FURTHER ORDERED that **N C ELECTRIC AND SOLAR INC.**, License Number **1017350**, on the effective date of this Decision shall have on file a Disciplinary Bond or post a cash deposit in the amount of $15,000.00, for a period of not less than three years pursuant to Section 7071.8 of the Business and Professions Code. Any suspension for failing to post a disciplinary bond or a cash deposit, or any suspension for any other reason, shall not relieve the Respondent from complying with the terms and conditions of probation. Furthermore, suspension of the license during the period of probation, for any reason under this chapter, will cause the probationary period to be automatically extended in time equal to the length of time that the license is not in a clear and active status.

IT IS FURTHER ORDERED that respondents shall pay the investigative costs in the amount of $4,540.02, is to be paid within 60 days from the effective date of this Decision.

IT IS THE responsibility of the respondents, named in this Order, to read and follow the Order. The deadlines for meeting the terms and conditions are based upon the EFFECTIVE DATE of this Decision. No notices or reminders will be sent as to compliance with the terms and conditions. Proof of payments of restitution and payments for the Cost of Investigation and Enforcement if ordered, are to be sent to CSLB, Sacramento Case Management, Post Office Box 26888, Sacramento, CA 95826.

This Decision shall become effective on August 22, 2022.

IT IS SO ORDERED July 22, 2022.

David Fogt
Registrar of Contractors

ROB BONTA
Attorney General of California
CHAR SACHSON
Supervising Deputy Attorney General
GREGORY TUSS
Deputy Attorney General
State Bar No. 200659
455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102-7004
Telephone: (415) 510-3435
Facsimile: (415) 703-5480
Attorneys for Complainant

BEFORE THE
REGISTRAR OF CONTRACTORS
CONTRACTORS STATE LICENSE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against: **N C ELECTRIC AND SOLAR INC.** **dba N C ELECTRIC SOLAR** **Roberto Naja Casillas, RMO** **729 E 18th St** **Antioch, CA 94509** **Contractor's License No. 1017350, C-10,** Respondents.	Case No. N2021-209 OAH No. 2022040294 **STIPULATED SETTLEMENT AND DISCIPLINARY ORDER**

IT IS STIPULATED AND AGREED by and between the parties to these proceedings that the following matters are true:

PARTIES

1. Thomas Jager (Complainant) is the Supervising Special Investigator I of the Contractors State License Board (CSLB), Department of Consumer Affairs. He brought this action solely in his official capacity and is represented in this matter by Rob Bonta, Attorney General of the State of California, and Gregory Tuss, deputy attorney general.

2. Respondent N C Electric and Solar Inc. dba N C Electric Solar (Respondent N C

Electric Solar) and Roberto Naja Casillas (Respondent Casillas), who is the responsible managing officer (RMO), are represented in this proceeding by attorney Melissa DuChene, whose address is 137 S. Prospect Avenue, Tustin, California 92780

3. On August 17, 2016, the Registrar of Contractors (Registrar) issued Contractor's License No. 1017350, Classification C-10 (Electrical) to N C Electric and Solar Inc., dba N C Electric Solar (Respondent N C Electric Solar). This contractor's license was in full force and effect at all times relevant to the charges brought in Accusation No. N2021-209 and will expire on August 31, 2022, unless renewed. At all times referenced in this accusation, Respondent Casillas was the RMO.

JURISDICTION

3. Accusation No. N2021-209 was filed before the Registrar and is currently pending against Respondents. The accusation and all other statutorily required documents were properly served on Respondents on December 29, 2021. Respondents filed a notice of defense contesting the accusation.

4. A copy of Accusation No. N2021-209 is attached as exhibit 1 and incorporated by reference.

ADVISEMENT AND WAIVERS

5. Respondents have carefully read, fully discussed with counsel, and understand the charges and allegations in Accusation No. N2021-209. Respondents have also carefully read, fully discussed with counsel, and understand the effects of this Stipulated Settlement and Disciplinary Order.

6. Respondents are fully aware of their legal rights in this matter, including the right to a hearing on the charges and allegations in the accusation; the right to confront and cross-examine the witnesses against them; the right to present evidence and to testify on their own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the Administrative Procedure Act and other applicable laws.

7. Respondents voluntarily, knowingly, and intelligently waive and give up each and

every right set forth above.

CULPABILITY

8. Respondents admit the truth of each and every charge and allegation in Accusation No. N2021-209.

9. Respondents agrees that Contractor's License No. 1017350 issued to Respondent N C Electric Solar is subject to discipline and they agree to be bound by the Registrar's probationary terms as set forth in the Disciplinary Order below.

CONTINGENCY

10. This stipulation shall be subject to approval by the Registrar or the Registrar's designee. Respondents understand and agree that counsel for Complainant and the staff of the CSLB may communicate directly with the Registrar regarding this stipulation and settlement, without notice to or participation by Respondents or their counsel. By signing the stipulation, Respondents understand and agree that they may not withdraw their agreement or seek to rescind the stipulation prior to the time the Registrar considers and acts upon it. If the Registrar fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Registrar shall not be disqualified from further action by having considered this matter.

11. The parties understand and agree that portable document format (PDF) and facsimile copies of this Stipulated Settlement and Disciplinary Order, including PDF and facsimile signatures, shall have the same force and effect as the originals.

12. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.

13. In consideration of the foregoing admissions and stipulations, the parties agree that

the Registrar may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

DISCIPLINARY ORDER

IT IS ORDERED that Contractor's License No. 1017350 issued to Respondent N C Electric Solar is revoked. However, the revocation is stayed and Respondent N C Electric Solar is placed on probation for three years on the following terms and conditions.

1. **Obey All Laws.** Respondent N C Electric Solar shall comply with all federal, state and local laws, including all building laws and uniform codes, governing the activities of a licensed contractor in California.

2. **Interviews With Special Investigator.** Respondent N C Electric Solar and any of Respondent N C Electric Solar's personnel of record shall appear in person for interviews with the Registrar or designee upon request and reasonable notice during the probationary period.

3. **Completion Of Probation.** Upon successful completion of probation, Respondent N C Electric Solar's contractor's license will be fully restored.

4. **Violation Of Probation.** If Respondent N C Electric Solar violates probation or any condition of probation in any respect, the Registrar, after giving notice and opportunity to be heard, may revoke probation and impose the disciplinary order that is stayed. If an accusation or petition to revoke probation is filed against Respondent N C Electric Solar during the probationary period, then the Registrar shall have continuing jurisdiction of this matter until the subsequent matter is final, and the period of probation and all the conditions of probation in this matter shall be extended until the subsequent matter is final. If there is an order to make restitution or pay cost recovery and Respondent N C Solar fails to comply with the restitution or cost recovery order and make a payment, the Registrar may immediately lift the stay and reimpose the disciplinary order without giving Respondent N C Electric Solar an opportunity to be heard.

5. **Production of Documents.** Respondent N C Electric Solar shall submit copies of documents directly related to construction operations to the Registrar or designee upon demand during the probationary period.

6. Cost Recovery. Respondent N C Electric Solar shall pay to the Registrar pursuant to Business and Professions Code section 125.3 the costs of investigation and enforcement in this matter in the amount of $4,540.02 within 60 days of the effective date of the Decision and Order.

7. Disciplinary Bond. Not later than the effective date of the decision, Respondent N C Electric Solar shall file or have on file a disciplinary contractor's bond in a sum to be fixed by the Registrar based upon the seriousness of the violation, but which sum shall not be less than $15,000 or more than 10 times that amount required by Business and Professions Code section 7071.6. The disciplinary bond is in addition to, may not be combined with, and does not replace any other type of contractor's bond. The disciplinary bond shall remain on file with the Registrar for a period of at least two years and for such additional time as the registrar may determine as required by Business and Professions Code section 7071.8.

9. Respondent N C Electric Solar shall respond in writing within 20 calendar days of any written inquiry or demand from the Registrar or authorized designee (Probation Monitor) during the probation period. Failure to respond within the allotted timeframe shall be considered a violation of the terms of probation.

10. Respondent N C Electric Solar shall maintain the disciplined license in an active and clear status for the duration of the probation period.

ACCEPTANCE

I am authorized to sign this stipulation on behalf of Respondent N C Electric Solar. I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Melissa DuChene. I understand the stipulation and the effect it will have on my Contractor's License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Registrar of Contractors, Contractors State License Board.

DATED: 06/07/2022

Roberto Naja Casillas

N C ELECTRIC SOLAR, ROBERTO NAJA CASILLAS
Respondents

///

I have read and fully discussed with Respondents N C Electric and Solar, and Casillas the terms and conditions and other matters contained in this Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: 06/07/2022

MELISSA DUCHÊNE
Attorney for Respondents

ENDORSEMENT

This Stipulated Settlement and Disciplinary Order is submitted for consideration by the Registrar of Contractors, Contractors State License Board.

DATED: 6-8-22

Respectfully submitted,

ROB BONTA
Attorney General of California
CHAR SACHSON
Supervising Deputy Attorney General

GREGORY TUSS
Deputy Attorney General
Attorneys for Complainant

SF2021402512
43250326.docx