

1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2
3 INTERNATIONAL ACADEMY OF STYLE,

4
5 Petitioner,

6 vs.

7 DIVISION OF INDUSTRIAL RELATIONS,
8 and the NEVADA DEPARTMENT OF
9 ADMINISTRATION, APPEALSOFFICER
10 SHEILA MOORE,

11 Respondents.

Electronically Filed
Case No. : CV20-00445
Oct 05 2021 11:19 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

12 **JOINT APPENDIX,**
13 **VOLUME X OF XI**

14
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JOINT APPENDIX INDEX
(Chronological)

Document Name	Date Filed	Bates	Vol. No.
Petition for Judicial Review	03/06/20	JA0001- JA0010	I
Exhibit 1 to Petition for Judicial Review – Decision and Order before the Appeals Officer under Appeal No.’s 1702537-SYM & 1702545-SYM dated February 20, 2020	3/6/2020	JA0011- JA0024	I
Application for Stay of Appeal Officer’s February 20, 2020 Decision and Order filed under District Court Case No. CV20-00445	03/06/20	JA0025- JA0052	II
Exhibit 1 to Application for Stay of Appeal Officer’s February 20, 2020 Decision and Order filed under District Court Case No. CV20-00445 -International Academy of Style’s Documentary Exhibit 1 Before the Appeals Officer under Appeal No. 1702537-SYM dated June 28, 2017	3/6/2020	JA0053- JA0072	II
Exhibit 2 to Application for Stay of Appeal Officer’s February 20, 2020 Decision and Order filed under District Court Case No. CV20-00445 – International Academy of Style’s Documentary Exhibit 2 Before the Appeals Officer under Appeal No. 1702537-SYM dated June 28, 2017	3/6/2020	JA0073- JA0225	II
Exhibit 3 to Application for Stay of Appeal Officer’s February 20, 2020 Decision and Order filed under District Court Case No. CV20-00445 – International Academy of Style’s Documentary Exhibit 3 Before the Appeals Officer under Appeal No. 1702537-SYM dated June 28, 2017	3/6/2020	JA0226- JA0316	III
Exhibit 4 to Application for Stay of Appeal Officer’s February 20, 2020 Decision and Order filed under District Court Case No. CV20-00445 - International Academy of Style’s Documentary Exhibit 4 Before the Appeals Officer under Appeal No. 1702537-SYM dated June 28, 2017	3/6/2020	JA0317- JA0406	III
Exhibit 5 to Application for Stay of Appeal Officer’s February 20, 2020 Decision and Order filed under District Court Case No. CV20-00445 - International Academy of Style’s Documentary Exhibit 5 Before the Appeals Officer under Appeal No. 1702537-SYM dated June 28, 2017	3/6/2020	JA0407- JA0430	III

1	Exhibit 6 to Application for Stay of Appeal Officer's February 20, 2020 Decision and Order filed under District Court Case No. CV20-00445 - International Academy of Style's Documentary Exhibit 6 Before the Appeals Officer under Appeal No. 1702537-SYM dated June 28, 2017	3/6/2020	JA0431-JA0660	IV
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4	Exhibit 7 to Application for Stay of Appeal Officer's February 20, 2020 Decision and Order filed under District Court Case No. CV20-00445 - International Academy of Style's Documentary Exhibit 7 Before the Appeals Officer under Appeal No. 1702537-SYM dated June 28, 2017	3/6/2020	JA0661-JA0667	V
5				
6				
7	Minutes [Court finds Plaintiff's Application for Stay of Appeal Officer's February 20, 2020 is deemed moot. Plaintiff must keep worker's compensation coverage active pending resolution of this case] filed under District Court Case No. CV20-00445	3/10/2020	JA0668	V
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10	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445	04/22/20	JA0669-JA0675	V
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12	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445- <i>Decision and Order, Appeals Officer Sheila Y. Moore dated 2/20/2020 under Appeal No. 's 1702537-SYM and 1702545-SYM</i>	4/22/2020	JA0676-JA0688	VI
13				
14				
15	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Reply in Support of Closing Argument submitted on behalf of Employer/Petitioner dated 8/9/2019 under Appeal No. 's 1702537-SYM and 1702545-SYM</i>	4/22/2020	JA0689-JA0704	VI
16				
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19	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>DIR Closing Argument on behalf of DIR/Respondent dated 8/1/2019 under Appeal No. 's 1702537-SYM and 1702545-SYM</i>	4/22/2020	JA0705-JA0711	VI
20				
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22	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Closing Argument submitted on behalf of Employer/Petitioner dated 12/31/18 under Appeal No. 's 1702537-SYM and 1702545-SYM</i>	4/22/2020	JA0712-JA0738	VI
23				
24				
25	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Transcript of Proceedings from Appeal Hearing dated November 8, 2018 filed 11/28/2018</i>	4/22/2020	JA0739-JA0795	VI
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1	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>International Academy of Style’s Documentary Exhibit # 1 under Case No. 1706718</i>	4/22/2020	JA0796- JA0809	VI
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4	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>International Academy of Style’s Documentary Exhibit #2 dated 6/28/2017</i>	4/22/2020	JA0810- JA0961	VI,VII
5				
6	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>International Academy of Style’s Documentary Exhibit #3 dated 6/28/2017</i>	4/22/2020	JA0962- JA1051	VII
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9	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>International Academy of Style’s Documentary Exhibit #4 dated 6/28/2017</i>	4/22/2020	JA1052- JA1140	VII
10				
11	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>International Academy of Style’s Documentary Exhibit #5 dated 6/28/2017</i>	4/22/2020	JA1141- JA1164	VII,VIII
12				
13				
14	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>International Academy of Style’s Documentary Exhibit #6 dated 6/28/2017</i>	4/22/2020	JA1165- JA1394	VIII
15				
16	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>International Academy of Style’s Documentary Exhibit #7 dated 6/28/2017</i>	4/22/2020	JA1395- JA1400	IX
17				
18				
19	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Evidence Packet for the Division of Industrial Relations (DIR) Exhibit #8 dated 6/27/2017</i>	4/22/2020	JA1401- JA1556	IX
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21				
22	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Evidence Packet for the Division of Industrial Relations (DIR) Exhibit #9 dated 6/27/2017</i>	4/22/2020	JA1557- JA1643	IX, X
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25	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Supplemental Evidence Packet for the Division of Industrial Relations (DIR) Exhibit #10 dated 11/8/2018</i>	4/22/2020	JA1644- JA1649	X
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1	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Order, Appeals Officer Moore filed 1/17/2020</i>	4/22/2020	JA1650- JA1651	X
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4	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Order, Appeals Officer Moore, Filed 7/3/2019</i>	4/22/2020	JA1652- JA1653	X
5				
6	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Order, Appeals Officer Moore, Filed 6/27/2019</i>	4/22/2019	JA1654- JA1655	X
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9	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Order, Appeals Officer Moore, Filed 11/13/2018</i>	4/22/2019	JA1656- JA1657	X
10				
11	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Order, Appeals Officer Moore, Filed 9/18/2018</i>	4/22/2019	JA1658- JA1659	X
12				
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14	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Order, Appeals Officer Moore, Filed 8/17/2018</i>	4/22/2019	JA1660- JA1661	X
15				
16	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 - <i>Order, Appeals Officer Moore, Filed 8/15/2018</i>	4/22/2019	JA1662- JA1663	X
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19	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 - <i>Order, Appeals Officer Moore, Filed 6/26/2018</i>	4/22/2019	JA1664- JA1665	X
20				
21	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 - <i>Order, Appeals Officer Moore, Filed 5/24/2018</i>	4/22/2019	JA1666- JA1667	X
22				
23	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 - <i>Order, Appeals Officer Moore, Filed 2/23/2018</i>	4/22/2019	JA1668- JA1669	X
24				
25				
26	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 - <i>Order, Appeals Officer Moore, Filed 12/22/2017</i>	4/22/2019	JA1670- JA1671	X
27				
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1	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 - <i>Order, Appeals Officer Moore, Filed 12/08/2017</i>	4/22/2019	JA1672- JA1673	X
2				
3	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 - <i>Order, Appeals Officer Moore, Filed 9/7/2017</i>	4/22/2019	JA1674- JA1675	X
4				
5	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 - <i>Order, Appeals Officer Moore, Filed 7/18/2017</i>	4/22/2019	JA1676- JA1677	X
6				
7	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>International Academy of Style’s Motion for Continuance and Resetting dated 7/14/2017</i>	4/22/2019	JA1678- JA1681	X
8				
9	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Pre-Hearing Statement of the Division of Industrial Relations (DIR) dated 6/30/2017</i>	4/22/2019	JA1682- JA1684	X
10				
11	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Notice of Appearance filed 6/27/2017</i>	4/22/2019	JA1685- JA1686	X
12				
13	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Pre-Hearing Statement submitted on behalf of International Academy of Style filed on 6/28/2017</i>	4/22/2019	JA1687- JA1690	X
14				
15	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Order, Appeals Officer Moore, filed 5/4/2017</i>	4/22/2019	JA1691- JA1692	X
16				
17	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Motion for Continuance submitted on behalf of International Academy of Style filed on 5/3/2017</i>	4/22/2019	JA1693- JA1696	X
18				
19	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Order, Appeals Officer Moore, filed 4/20/2017</i>	4/20/2019	JA1697- JA1698	X
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1	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Motion for Continuance submitted on behalf of International Academy of Style filed on 4/19/2017</i>	4/20/2019	JA1699- JA1702	X
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4	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Notice of Appeal and Order to Appear filed on March 23, 2017</i>	4/20/2019	JA1703- JA1704	X
5				
6	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Request for Hearing Before the Appeals Officer filed on 3/20/2017</i>	4/20/2019	JA1705	X
7				
8				
9	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Certificate of Mailing dated 3/20/2017</i>	4/20/2019	JA1706	X
10				
11	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Letter of Determination dated 3/14/2017</i>	4/20/2019	JA1707- JA1708	X
12				
13				
14	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Order, Appeals Officer Moore, filed 7/18/2017</i>	4/20/2019	JA1709- JA1710	X
15				
16	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Motion for Continuance and Resetting submitted on behalf of Employer/Petitioner</i>	4/20/2019	JA1711- JA1714	X
17				
18				
19	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Pre-Hearing Statement of the Division of Industrial Relations filed 6/30/2017</i>	4/20/2019	JA1715- JA1717	X
20				
21				
22	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Notice of Appearance filed 6/27/2017</i>	4/20/2019	JA1718- JA1719	X
23				
24				
25	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>International Academy of Style's Pre-Hearing Statement</i>	4/20/2019	JA1720- JA1723	X
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1	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Order, Appeals Officer Moore, filed on 5/4/2017</i>	4/20/2019	JA1724-JA1725	X
2				
3	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Motion for Continuance and Resetting Hearing submitted on behalf of International Academy of Style filed on 5/2/2017</i>	4/20/2019	JA1726-JA1729	X
4				
5	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Order, Appeals Officer Moore, filed on 4/20/2017</i>	4/20/2019	JA1730-JA1731	X
6				
7	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Motion for Continuance and Resetting submitted on behalf of International Academy of Style filed on 4/19/2017</i>	4/20/2019	JA1730-JA1735	X
8				
9	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Notice of Appeal and Order to Appear filed on 3/23/2017</i>	4/20/2019	JA1736-JA1737	X
10				
11	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Request for Hearing Before the Appeals Officer filed on 3/20/2017</i>	4/20/2019	JA1738	X
12				
13	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Certificate of Mailing filed March 23, 2017</i>	4/20/2019	JA1739	X
14				
15	Original Record on Appeal in Accordance with the Nevada Administrative Procedure Act (Chapter 233B of NRS) filed under District Court Case No. CV20-00445 – <i>Letter of Determination dated 3/14/2017</i>	4/20/2019	JA1740-JA1741	X
16				
17	Transmittal of Record on Appeal filed under District Court Case No. CV20-00445	04/22/20	JA1742-JA1744	XI
18				
19	Petitioner's Opening Brief filed under District Court Case No. CV20-00445	06/01/20	JA1745-JA1776	XI
20				
21	Respondent Division's Answering Brief filed under District Court Case No. CV20-00445	08/13/20	JA1777-JA1820	XI
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23	Petitioner's Reply Brief filed under District Court Case No. CV20-00445	09/14/20	JA1821-JA1829	XI
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Order Setting Hearing filed under District Court Case No. CV20-00445	10/29/20	JA1830- JA1831	XI
Minutes - Oral Arguments Petition for Judicial Review	2/11/2021	JA1832- JA1833	XI
Transcript of Proceedings Oral Arguments	2/11/2021	JA1833a- JA1833hh	XI
Order Denying Petition for Judicial Review filed under District Court Case No. CV20-00445	03/01/21	JA1834- JA1844	XI
Notice of Entry of Order filed under District Court Case No. CV20-00445	03/31/21	JA1845- JA1860	XI
Case Appeal Statement filed under District Court Case No. CV20-00445	04/30/21	JA1861- JA1867	XI
Notice of Appeal filed under District Court Case No. CV20-00445	04/30/21	JA1868- JA1883	XI
Certificate of Clerk and Transmittal—Notice of Appeal filed under District Court Case No. CV20-00445	05/03/21	JA1884	XI

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I declare under penalty of perjury that the foregoing is true and correct.

/s/ Bernadette Francis

BERNADETTE FRANCIS

UNINSURED COMPLIANCE INVESTIGATION
PAGE 3

their own policies because they were again attempting to call them Independent Contractors. Two of the eight employees who purchased workers' compensation **do not** appear to hold a Cosmetology License with the State of Nevada.

The first policy purchased by an employee was October 19, 2016, the same day the Attorney General notified IAOS they successfully completed their deferred prosecution and their criminal charges were dismissed. All other employees had their policies in place by November 1, 2016, at which time IAOS did not renew their policy on 12/1/16.

Investigator Dayton contacted Katrina Torres from IAOS Attorney's office stating that they were still required to maintain Workers' Compensation coverage for their employees because our definition of an Independent Contractor may not be the same as DETR's. On December 29, 2016 Investigator Dayton and I provided Esq. Jason Guinasso a courtesy call explaining the immediate need to secure a workers' compensation policy or a Stop Work Order would be issued.

Coverage was not secured therefore Investigator Dayton accompanied by Investigator Gray and Danielle Valerio the Criminal Investigator from the Attorney General's office made a visit to IAOS. When they arrived at IAOS they found the doors to be locked, but a woman who identified herself as "Char" was working answering phones, making appointments, invited them in to wait for one of the owners who was on her way.

After meeting with Bonnie Schultz who stated their policy had been reinacted this morning. Investigator Dayton was still unable to locate coverage. Ms. Schultz called her partner who was on the way to the agent's office.

They escorted "Char" off the premise, they had previously posted the doors with a Stop Work Order (SWO) and left the location. Valerio expressed her concern that they could remove the signs after they drove away from the location.

Within the hour the two Investigators returned to the location and the SWO's was removed from the front door.

The Investigators reposted the SWO and returned to their office. On 12/30/16, Investigator Dayton received a binder.

UNINSURED COMPLIANCE INVESTIGATION
PAGE 4

Investigator Dayton and A. Gray returned to IAOS and removed the signs and returned to work.

Investigator Dayton will be handling the non-compliance case for the lapse in coverage from 12/1/16 thru 12/30/16.

Both cases will be referred to the Attorney's office.

IAOS obtained insurance on December 1, 2015, after it was determined that they were required to obtain Industrial Insurance based on the investigation that was conducted by Daniell Valerio at the AG's office. The lapse in coverage will be from 12/31/10 thru 11/30/2015. This is a lapse in coverage of 1796 days. A premium penalty for the 1796 days has been calculated on the estimate annual premium of \$3058.00 from the expiring policy on 12/1/16.

The rates for each year have been calculated on the payroll for each classification. No payroll has been requested for this period of time. A premium penalty correction based on the above dates will be \$16,190.19.

NOTE: THE NEW DATES ABOVE ARE BASED ON THE DATE THAT THE AG'S OFFICE DETERMINED NON-COMPLIANCE WHICH WAS 12/31/2010 UP TO THE DATE OF 12/1/15 WHEN THE INSURED OBTAINED WORKERS' COMPENSATION COVERAGE WITH RIVERPORT INSURANCE.

REPRESENTATIVE: Jacqui Bohemier/Enforcement Supervisor  REVISED: REPORT DATE: 06/09/17
Bohemier 6/9/17

Premium Penalty/Fine Based on Expected Annual Premium from Cancellation List

NAC Effective 6/01/06

NAME: Bonnie Schultz & Loni Casteel

DBA: International Academy of Style

*Revised
6/9/17*

PREMIUM PENALTY:

Lapse Dates: 12/31/10 thru 11/30/15 = 1796 days.

Expected Annual Premiums: \$ 3058.00 1796 / day

SEE ATTACHED RATES BASED ON NCCI PER	Class	8810
YEAR. USED THE ESTIMATED PAYROLL	Class	9014
FOR EACH CLASSIFICATION PER YEAR	Class	9586

= \$ 16,190.19 Premium penalty

FINE: (12/31/10 thru 11/30/15 = 1796 days)

Break in coverage resulted in 1796 day lapse.

NAC 616D.345(1)(c)

= \$ 7500.00 Total fine. (Small employer, no priors, AG prosecuted so no fine will be assessed **only the premium penalty**)

Investigator: Jacqui Bohemier/Compliance Investigator/Supervisor Date: 6/9/17

NOTES: AG referral per policy/AG has already prosecuted for this lapse in coverage.

File Tape #	ANNUAL Prem per year based ON NCCI Rates		Rates - NCCI Dates - per NCCI Rate Changes	# of Days
#1 Corrected 6/9/17	COST:	Payroll:	12/31/10 - 2/28/11	60 Days.
	\$27.54	\$4110.00	Class: 8810 \$.67	
	\$97.67	\$1972.80	9014 \$ 4.95	
	\$448.78	\$34,521.00	9586 \$ 1.30	
	\$573.99	\$40,603.80	Total	
			3/1/11 - 2/28/12	365 Days
#2	\$150.00	\$25,000	Class: 8810 \$.60	
	\$619.20	\$12,000	9014 \$ 5.16	
	\$2583.00	\$210,000	9586 \$ 1.23	
	\$3352.20			
			3/1/12 - 2/28/13	365 Days
#3	\$137.50	\$25,000	Class: 8810 \$.55	
	\$583.20	\$12,000	9014 \$ 4.86	
	\$2604.00	\$210,000	9586 \$ 1.24	
	\$3324.70			
			3/1/13 - 2/28/14	365 Days
#4	\$127.50	\$25,000	Class: 8810 \$.51	
	\$507.60	\$12,000	9014 \$ 4.23	
	\$2667.00	\$210,000	9586 \$ 1.27	
	\$3302.10			
			3/1/14 - 2/28/15	365 Days
#5	\$120.00	\$25,000	Class: 8810 \$.48	
	\$531.60	\$12,000	9014 \$ 4.43	
	\$2772.00	\$210,000	9586 \$ 1.32	
	\$3423.60			
#6	\$79.10	\$18,534.75	3/1/15 - 11/30/15	275 Days
	\$362.46	\$9039.25	Class: 8810 \$.42	
	\$1772.04	\$158,218.50	9014 \$ 4.01	
	\$2213.60		9585 \$ 1.12	

#1
12-31-10
2-28-11
60 days

* 25,000. ÷
365. =
68.50 *
68.50 x
60. =
4,110.00 *
4,110.00 ÷
100. =
41.10 *
41.10 x
0.67 =
27.54 *
0. C

* 12,000. ÷
365. =
32.88 *
32.88 x
60. =
1,972.80 *
1,972.80 ÷
100. =
19.73 *
19.73 x
4.95 =
97.67 *

0.00
0.30 *
0. C

* 210,000. ÷
365. =
575.35 *
575.35 x
60. =
34,521.0 *

34,521.00 ÷
100. =
345.21 *
345.21 x
1.30 =
448.78 *

6/9/17 corrected

TOTAL
503

0. C
27.54 +
97.67 +
448.78 +
573.99 *

#2

3-1-11
2-28-12
365
Days

0. C
0. C
25.00 ÷
100. =
25.00 *
25.00 x
0.67 =
15.00 *

12.00 ÷
100. =
12.00 *
12.00 x
0.67 =
8.04 *

0. C
21.00 ÷
100. =
21.00 *
21.00 x
0.67 =
14.07 *

15.00 ÷
100. =
15.00 *

3,352.21 *

Page 1B

#3
3-1-12
2-28-13
365 days

0	C
157.00	÷
177.00	=
257.00	÷
257.00	X
177.00	=
157.00	*
0	C
157.00	÷
177.00	=
157.00	*
157.00	X
177.00	=
257.00	*
0	C
0	C
21.00	÷
57.00	=
157.00	*
157.00	X
177.00	=
257.00	*
0	C
0	C
157.50	+
583.20	+
2,674.00	+
3,324.70	*

#4
3-1-13
2-28-14
365 days

0	C
157.00	÷
177.00	=
257.00	÷
257.00	X
177.00	=
157.00	*
0	C
0	C
157.00	÷
177.00	=
157.00	*
157.00	X
177.00	=
257.00	*
0	C
0	C
157.00	+
583.20	+
2,674.00	+
3,324.70	*

#5
3-1-14
2-28-15
365 days

0	C
157.00	÷
177.00	=
257.00	÷
257.00	X
177.00	=
157.00	*
0	C
0	C
157.00	÷
177.00	=
157.00	*
157.00	X
177.00	=
257.00	*
0	C
0	C
157.00	+
583.20	+
2,674.00	+
3,324.70	*

969
JA1639

Class
8810

Rate
•53

Each class - if you
average them

$$12/30/10 - 11/30/15 \quad \$122,944.75 \div 100 \times .53 = \$651.61$$

Total payroll

Class
9014

Rate
4.59

$$12/30/10 - 11/30/15 \quad \$59,012.05 \div 100 \times 4.60 = \$2714.56$$

Class
9586

Rate
\$1.24

$$12/30/10 - 11/30/15 = \$1,032,739.50 \div 100 \times 1.24 = 12,805.98$$

Total \$16,172.15

Class
Rates
8810

Class
Rates
9586

Class
Rates
9014

Average -
15,190.19 +
16,172.15 -
18,041.82 *

If I used average rates
for 6 yrs of payroll, it
would be \$18,041.82

9/9/17 - Doc corrected

CLASS
8810

4,110.00 +
25,000.00 +
25,000.00 +
25,000.00 +
25,000.00 +
18,834.75 +
12,944.75 *
122,944.75 ÷
100 =
1,229.45 *
1,229.45 x
0.53 =
651.51 *

← 60 days \$ 4110.00

← 275 days \$18,834.75

1/2/11 Page Corrected

0

1,972.80 +
12,000.00 +
12,000.00 +
12,000.00 +
12,000.00 +
9,039.25 +
59,012.05 *

← 60 days

← 275 days

CLASS
9014

59,012.05 ÷
1.0 =
590.12 *
590.12 x
4.60 =
2,714.56 *

0

CLASS
9586

34,521.00 +
21,000.00 +
21,000.00 +
21,000.00 +
21,000.00 +
158,218.50 +
1,032,739.50 *
1,032,739.5 ÷
100 =
10,327.40 *
10,327.40 x
1.24 =
12,805.98 *

← 60 days

← 275 Days

Page IF

TOTAL 5,172.15 * 971

83
JA1641

Calculate Duration Between Two Dates – Results

Warning

Larger time units are added before smaller time units. As months vary in length, the number of days shown in the years/months/days breakdown may remain the same even if a different start or end date is entered.

From and including: **Friday, December 31, 2010**

To and including: **Monday, February 28, 2011**

Result 60 days

It is 60 days from the start date to the end date, end date included

Or 2 months, 1 day including the end date

Corrected date for PP calculation

Alternative time units

60 days can be converted to one of these units:

- 5,184,000 seconds
- 86,400 minutes
- 1440 hours
- 60 days
- 8 weeks and 4 days
- 16.44% of a common year (365 days)

from dates 10/19/11

December 2010 1 day included							January 2011 31 days included							February 2011 28 days included						
Sun	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4							1			1	2	3	4	5
5	6	7	8	9	10	11	2	3	4	5	6	7	8	6	7	8	9	10	11	12
12	13	14	15	16	17	18	9	10	11	12	13	14	15	13	14	15	16	17	18	19
19	20	21	22	23	24	25	16	17	18	19	20	21	22	20	21	22	23	24	25	26
26	27	28	29	30	31		23	24	25	26	27	28	29	27	28					
							30	31												

= First day included (Dec 31, 2010) = Last day included (Feb 28, 2011)

Make a New Calculation

- Make adjustment and calculate again
- Start again with a new calculation between two other dates
- New calculation, with both date and time included



Date Calculator –
iOS

See how long remains before a deadline or exactly when those 30 days are up. More ▶

Calculate Duration Between Two Dates – Results

Warning

Larger time units are added before smaller time units. As months vary in length, the number of days shown in the years/months/days breakdown may remain the same even if a different start or end date is entered.

From and including: Friday, December 31, 2010

To and including: Monday, November 30, 2015

Result: 1796 days

It is 1796 days from the start date to the end date, end date included

Or 4 years, 11 months, 1 day including the end date

Alternative time units

1796 days can be converted to one of these units:

- 155,174,400 seconds
- 2,586,240 minutes
- 43,104 hours
- 1796 days
- 256 weeks and 4 days
- 492.05% of a common year (365 days)

TOTAL
LAPSE

2015
1796
days

December 2010						
1 day included						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

January 2011						
31 days included						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

February 2011–October 2015

February 2011–December 2011:
334 days included
Year 2012: 366 days included
Year 2013: 365 days included
Year 2014: 365 days included
January 2015–October 2015:
304 days included

November 2015						
30 days included						
Sun	Mon	Tue	Wed	Thu	Fri	Sat
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

= First day included (Dec 31, 2010) = Last day included (Nov 30, 2015)

Make a New Calculation

- Make adjustment and calculate again
- Start again with a new calculation between two other dates
- New calculation, with both date and time included



Date Calculator –
iOS

See how long remains before
a deadline or exactly when

those 30 days are up. More ▶

NEVADA DEPARTMENT OF ADMINISTRATION **FILED**
BEFORE THE APPEALS OFFICER

NOV 8 2018

DEPT. OF ADMINISTRATION
APPEALS OFFICER

In the Contested Matter of:

Complaint No.

1706718
1706706

Appeal No.

1702545-SYM
1702537-SYM

**INTERNATIONAL ACADEMY OF
STYLE**

**SUPPLEMENTAL EVIDENCE PACKET FOR
THE DIVISION OF INDUSTRIAL RELATIONS (DIR)**

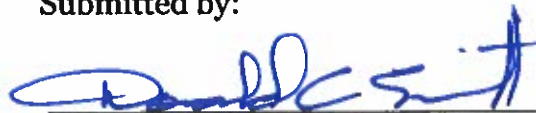
<u>DATE</u>	<u>DOCUMENT</u>	<u>PAGE(S)</u>
01/19/2018	Letter from Nevada Attorney General to DIR re criminal complaint.	1-3
11/08/2018	E mail from Nevada Attorney General's Office to DIR	4

AFFIRMATION
Pursuant to NRS 239B.030

The undersigned affirms that the **DIR'S EVIDENCE PACKET**, filed in Appeals Office, Appeal Nos. 1702545-SYM and 1702537-SYM do not contain the social security number of any person.

Dated this 8th day of November, 2018.

Submitted by:



DONALD C. SMITH, Senior Division Counsel
Division of Industrial Relations
Department of Business and Industry
400 W. King Street, Suite 201
Carson City, Nevada 89703
(775) 684-7286

**ENTERED INTO
EVIDENCE AS EXHIBIT**

10

International Academy of Style - AOCC 1702545-SYM
DIR's Evidence Packet

STATE OF NEVADA
Division of Industrial Relations - Division Counsel's Office
400 West King Street, Suite 201, Carson City, Nevada 89703
Telephone: (775) 684-7286 Fax: (775) 687-1621

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CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I hereby certify that I am an employee of the State of Nevada, Department of Business and Industry, Division of Industrial Relations (DIR), and that on this date, I caused to be served a true and correct copy of **DIR'S EVIDENCE PACKET, Appeal Nos. 1702545-SYM and 1702537** by the method indicated below, and addressed to the following:


Person(s) Served:
HUTCHISON & STEFFEN
JASON GUINASSO
500 DAMONTE RANCH PKWY STE 980
RENO NV 89521-5911
(for International Academy of Style)

U.S. Mail
____ via State Mail room (regular or certified)
____ deposited directly with U.S. Mail Service
____ Overnight Mail
____ Interdepartmental Mail
____ Messenger Service/Hand Delivery
____ Facsimile fax number: _____

Person(s) Served:
DIR - WCS NORTH
400 W KING ST STE 400
CARSON CITY NV 89703

U.S. Mail
____ via State Mail room (regular or certified)
____ deposited directly with U.S. Mail Service
____ Overnight Mail
____ Interdepartmental Mail
____ Messenger Service/Hand Delivery
____ Facsimile fax number: _____

DATED this 8th day of November, 2018.


Donald C. Smith
State of Nevada Employee

ADAM PAUL LAXALT
Attorney General



STATE OF NEVADA
OFFICE OF THE ATTORNEY GENERAL
5420 Kietzke Lane, Suite 202
Reno, Nevada 89511

J. BRIN GIBSON
First Assistant Attorney General

NICHOLAS A. TRUTANICH
Chief of Staff

KETAN D. BHIRUD
General Counsel

January 19, 2018

Debra Atkinson
Lisa Dayton
Division of Industrial Relations
400 W. King Street, Suite 400
Carson City, NV 89703

LD

*original
to
WCS*

Re: *The State of Nevada v. Bonnie Jean Schultz and Lori Doreen Casteel*
Reno Township Justice Court Case No. RCR2017-094695
DIR Comp # 1706706
Filing Date: 12/21/17

Dear Ms. Atkinson and Ms. Dayton:

The above-referenced criminal case alleging acts constituting Workers' Compensation Fraud has been reviewed by me and a determination has been made to file a criminal complaint with Reno Township Justice Court. Please find attached to this letter a copy of the Criminal Complaint.

The next step in the criminal prosecution process is to set this case for a trial with the Justice of the Peace if the case has been charged as a misdemeanor. If this case has been charged as a felony, then the next step is to set the case for a hearing in front of a grand jury or a preliminary hearing. However, often before either of these occurs, the defendant and the State may come to a negotiated settlement which would alleviate the need for a hearing.

Our office will contact you once we have a date set for a hearing, or to notify you once the case has been negotiated with the outcome. Please note that this matter may NOT be pursued administratively pursuant to NRS616D.120.5(b).

Please do not hesitate to contact me if there are any questions about this matter.

Sincerely,

/s/ Eric Nickel
ERIC NICKEL
Senior Deputy Attorney General
Workers' Compensation Fraud Unit
(775) 687-2120
enickel@ag.nv.gov

FILED

2017 DEC 21 AM 9:14

IN THE JUSTICE COURT OF RENO TOWNSHIP
IN AND FOR WASHOE COUNTY, STATE OF NEVADA

STATE OF NEVADA,

Plaintiff,

vs.

BONNIE JEAN SCHULTZ and
LONI DOREEN CASTEEL,

Defendants.

Case No.

Dept. No.

RCR 2017 094695

5

CRIMINAL COMPLAINT

The State of Nevada, by and through ADAM PAUL LAXALT, Attorney General, and ERIC NICKEL, Senior Deputy Attorney General, upon his knowledge, information and/or belief, complains and charges under penalty of perjury BONNIE JEAN SCHULTZ and LONI DOREEN CASTEEL, the above-named defendants, with having committed the offense of FAILURE BY EMPLOYER TO PROVIDE, SECURE AND MAINTAIN INDUSTRIAL INSURANCE COMPENSATION, a misdemeanor violation of NRS 616D.200(3)(a), within Reno Township, Washoe County, Nevada, committed as follows:

COUNT I

FAILURE BY EMPLOYER TO MAINTAIN INDUSTRIAL INSURANCE

COMPENSATION COVERAGE.

a misdemeanor violation of NRS 616D.200(3)(a)

That the defendants, BONNIE JEAN SCHULTZ and LONI DOREEN CASTEEL, individually and/or in joint participation, on or between December 1, 2016, and December 30, 2016, did unlawfully, as employers within the provisions of NRS 616B.633, fail to provide, secure or maintain compensation as required by the Nevada Industrial Insurance Act, by engaging one or more employees to facilitate a business or trade known

1 as International Academy of Style, located at 2295 Market Street, Reno, Nevada, and
2 failed to maintain industrial insurance coverage for the benefit of their employees.

3 All of which is contrary to the form, force and effect of the statutes in such cases
4 made and provided, and against the peace and dignity of the State of Nevada.

5 WHEREFORE, the undersigned complainant requests that a Summons be issued
6 so that the Defendants may be hailed into Court and answer to the charges according to
7 law.

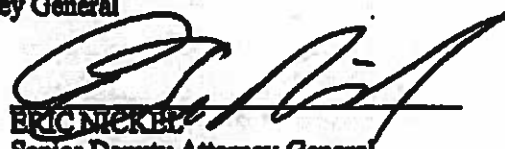
8 **AFFIRMATION PURSUANT TO NRS 239B.030**

9 The undersigned does hereby affirm that this document does not contain the social
10 security number of any person.

11 DATED this 20th day of December, 2017.

12 ADAM PAUL LAXALT
13 Attorney General

14 By:

15 
16 ERIC NICKER
17 Senior Deputy Attorney General
18 Nevada Bar No. 5439
19 Workers Compensation Fraud Unit
20 5420 Kietzke Lane, Suite 202
21 Reno, Nevada 89511
22 (775) 687-2120

23 ATTORNEY FOR THE STATE OF NEVADA

24 *Summons*

Elizabeth Avram

From: Lisa L. South
Sent: Thursday, November 08, 2018 7:14 AM
To: Christopher Y. Shorten; Jacqui Bohemier
Cc: Lorraine P. Webber
Subject: RE: Court Case no: RCR2017-094695 Bonnie Jean Schultz and Loni Doreen Casteel

Good morning, Jacqui –
The notes I'm seeing in the matter are that the arraignment was continued until 12/31/18 at 9am.

Jacqui Bohemier
Enforcement Supervisor
State of Nevada, Division of Industrial Relations
Workers' Compensation Section
400 W. King St, Suite 400
Carson City, NV 89703

Voice: (775)684-7091
Fax: (775)687-3073
E-mail: jbohemier@business.nv.gov

<http://dir.nv.gov/WCS/Home/>

1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED

JAN 17 2020

DEPT. OF ADMINISTRATION
APPEALS OFFICER

5
6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706718

8 INTERNATIONAL ACADEMY
9 OF STYLE,

Appeal No: 1702545-SYM
1702537-SYM

10 Claimant.
11

12 **ORDER**


13 An in-court status check between the Appeals Officer and the parties'
14 attorneys shall be held on:

15 DATE: Wednesday, February 5, 2020

16 TIME: 10:00AM

17 to discuss the status of the proposed decision. The attorneys shall appear in person.

18
19 IT IS SO ORDERED.

20 
21 _____
22 Sheila Y Moore
23 APPEALS OFFICER
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INTERNATIONAL ACADEMY OF STYLE
BONNIE SCHULTZ & LONI CASTEEL
2295 MARKET ST
RENO, NV 89502

LEGAL SECTION
DIVISION OF INDUSTRIAL RELATIONS
400 WEST KING STREET STE 201
CARSON CITY, NV 89703

Dated this 17th day of January, 2020.

Kristi Fraser, Legal Secretary II
Employee of the State of Nevada

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FILED

JUL - 3 2019

DEPT. OF ADMINISTRATION
APPEALS OFFICER

Claim No: 1706718

Appeal No: 1702545-SYM
1702537-SYM

Claimant.

ORDER

For good cause, the request for continuance is granted. This matter is reset for closing arguments on:

DATE: Thursday, August 1, 2019

TIME: 11:00 a.m.

IT IS SO ORDERED.

SHEILA Y MOORE
APPEALS OFFICER

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JA1653

1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED

JUN 27 2019

DEPT. OF ADMINISTRATION
APPEALS OFFICER

5
6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706718
1706706

8 INTERNATIONAL ACADEMY
9 OF STYLE,

Appeal No: 1702545-SYM
1702537-SYM

10 Claimant.
11

12 **ORDER**

13 For good cause, this matter is reset for oral closing arguments on:

14 DATE: Wednesday, July 10, 2019

15 TIME: 11:00 a.m.

16 **IT IS SO ORDERED.**

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20 SHEILA Y MOORE
21 APPEALS OFFICER
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985 JA1655

1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED

NOV 13 2018

DEPT. OF ADMINISTRATION
APPEALS OFFICER

6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706718

8 INTERNATIONAL ACADEMY
9 OF STYLE,

Appeal No: 1702545-SYM

10 Claimant.

11 **ORDER**

12 Pursuant to hearing held on November 8, 2018, closing briefs shall
13 be filed according to the following schedule:

14 Appellant shall file their written closing arguments on December 12,
15 2018.

16 Division shall file its written response on January 11, 2019.

17 Appellant shall file their written reply on. January 28, 2019.

18 **IT IS SO ORDERED.**

19 
20 _____
21 SHEILA Y MOORE
22 APPEALS OFFICER

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986

JA1656

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INTERNATIONAL ACADEMY OF STYLE
BONNIE SCHULTZ & LONI CASTEEL
2295 MARKET ST
RENO, NV 89502

JASON GUINASSO, ESQ
HUTCHISON & STEFFEN
500 DAMONTE RANCH PKWY STE 980
RENO NV 89511

LEGAL SECTION
DIVISION OF INDUSTRIAL RELATIONS
400 WEST KING STREET STE 201
CARSON CITY, NV 89703

DIVISION OF INDUSTRIAL RELATIONS
400 W KING ST STE 400
CARSON CITY NV 89703

Dated this 13th day of November, 2018.


Kristi Fraser, Legal Secretary II
Employee of the State of Nevada

1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED

SEP 18 2018

DEPT. OF ADMINISTRATION
APPEALS OFFICER

6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706718
1706706

8 INTERNATIONAL ACADEMY
9 OF STYLE,

Appeal No: 1702545-SYM
1702537-SYM

10 Claimant.
11 _____

12 **ORDER**

13 For good cause, the Claimant's Motion for Continuance is granted.

14 This matter is reset for hearing on:

15 DATE: Thursday, November 8, 2018

16 TIME: 11:00 a.m.

17 **IT IS SO ORDERED.**

18 
19 _____
20 SHEILA Y MOORE
21 APPEALS OFFICER

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989
JA1659

1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED

AUG 17 2018

DEPT. OF ADMINISTRATION
APPEALS OFFICER

6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706718
1706706

8 INTERNATIONAL ACADEMY
9 OF STYLE,

Appeal No: 1702545-SYM
1702537-SYM

10 Claimant.
11

12 **ORDER**

13 For good cause, this matter is reset for hearing on:

14 DATE: Wednesday, October 3, 2018

15 TIME: 2:30PM

16 **IT IS SO ORDERED.**

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19 SHEILA Y MOORE
20 APPEALS OFFICER
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JA1660

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1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED

AUG 15 2018

DEPT. OF ADMINISTRATION
APPEALS OFFICER

5
6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706718
1706706

8 INTERNATIONAL ACADEMY
9 OF STYLE,

Appeal No: 1702545-SYM
1702537-SYM

10 Claimant.
11


12 **ORDER**

13 For good cause, this matter is reset for hearing on:

14 DATE: Wednesday, September 12, 2018

15 TIME: 11:00 a.m.

16 **IT IS SO ORDERED.**

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19 SHEILA Y MOORE
20 APPEALS OFFICER
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1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED

JUN 26 2018

DEPT. OF ADMINISTRATION
APPEALS OFFICER

5
6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706718
1706706

8 INTERNATIONAL ACADEMY
9 OF STYLE,

Appeal No: 1702545-SYM
1702537-SYM

10 Claimant.
11

12 **ORDER**

13 For good cause, this matter is reset for hearing on:

14 DATE: Wednesday, September 12, 2018

15 TIME: 11:00 a.m.

16 **IT IS SO ORDERED.**

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19 _____
20 SHEILA Y MOORE
21 APPEALS OFFICER
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JA1665

1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED

MAY 24 2018

DEPT. OF ADMINISTRATION
APPEALS OFFICER

5
6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706718

8 INTERNATIONAL ACADEMY
9 OF STYLE,

Appeal No: 1702545-SYM
1702537-SYM

10 Claimant.
11

12 **ORDER**


13 A telephone conference call between the Appeals Officer and the
14 parties' attorneys shall be held on:

15 DATE: Monday, June 25, 2018

16 TIME: 1:00PM

17 to discuss the status of the case. The attorneys shall initiate the telephone
18 conference.

19
20 IT IS SO ORDERED.

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23 Sheila Y Moore
24 APPEALS OFFICER
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1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED
FEB 23 2018
DEPT. OF ADMINISTRATION
APPEALS OFFICER

5
6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706718

8 INTERNATIONAL ACADEMY
9 OF STYLE,

Appeal No: 1702545-SYM
1702537-SYM

10 Claimant.
11 _____

12 **ORDER**

13 A telephone conference call between the Appeals Officer and the
14 parties' attorneys shall be held on:

15 DATE: Wednesday, May 23, 2018

16 TIME: **1:00PM**

17 to discuss the status of the case. The attorneys shall initiate the telephone
18 conference.

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20 **IT IS SO ORDERED.**

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23 Sheila Y Moore
24 APPEALS OFFICER
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INTERNATIONAL ACADEMY OF STYLE
BONNIE SCHULTZ & LONI CASTEEL
2295 MARKET ST
RENO, NV 89502

LEGAL SECTION
DIVISION OF INDUSTRIAL RELATIONS
400 WEST KING STREET STE 201
CARSON CITY, NV 89703

Dated this 23 day of February, 2018.

Kristi Fraser, Legal Secretary II
Employee of the State of Nevada

1
2 NEVADA DEPARTMENT OF ADMINISTRATION
3 BEFORE THE APPEALS OFFICER

4 1050 E. WILLIAM, SUITE 450
5 CARSON CITY, NV 89701

FILED

DEC 22 2017

DEPT. OF ADMINISTRATION
APPEALS OFFICER

6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706718

8
9 INTERNATIONAL ACADEMY
10 OF STYLE,

Appeal No: 1702545-SYM
1702537-SYM

11 Claimant.

12 **ORDER**

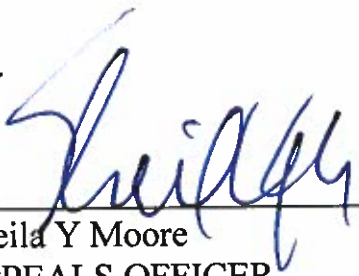
13 A telephone conference call between the Appeals Officer and the
14 parties' attorneys shall be held on:

15 DATE: Wednesday, February 21, 2018

16 TIME: **1:00PM**

17 to discuss the status of the case. The attorneys shall initiate the telephone
18 conference.

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20 **IT IS SO ORDERED.**

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24 APPEALS OFFICER


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INTERNATIONAL ACADEMY OF STYLE
BONNIE SCHULTZ & LONI CASTEEL
2295 MARKET ST
RENO, NV 89502

LEGAL SECTION
DIVISION OF INDUSTRIAL RELATIONS
400 WEST KING STREET STE 201
CARSON CITY, NV 89703

Dated this 22nd day of December, 2017.


Kristi Fraser, Legal Secretary II
Employee of the State of Nevada

1
2 NEVADA DEPARTMENT OF ADMINISTRATION
3 BEFORE THE APPEALS OFFICER

4 1050 E. WILLIAM, SUITE 450
5 CARSON CITY, NV 89701

FILED

DEC 08 2017

DEPT. OF ADMINISTRATION
APPEALS OFFICER

6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706718

8
9 INTERNATIONAL ACADEMY
10 OF STYLE,

Appeal No: 1702545-SYM

11 Claimant.

12 ORDER

13 A telephone conference call between the Appeals Officer and the
14 parties' attorneys shall be held on:

15 DATE: Wednesday, December 20, 2017

16 TIME: 1:15PM

17 to discuss the status of the case. The attorneys shall initiate the telephone
18 conference.

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20 IT IS SO ORDERED.

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24 Sheila Y Moore
25 APPEALS OFFICER
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INTERNATIONAL ACADEMY OF STYLE
BONNIE SCHULTZ & LONI CASTEEL
2295 MARKET ST
RENO, NV 89502

LEGAL SECTION
DIVISION OF INDUSTRIAL RELATIONS
400 WEST KING STREET STE 201
CARSON CITY, NV 89703

Dated this 8 day of December, 2017.

Tasha Eaton
Tasha Eaton, Supervising Legal Secretary
Employee of the State of Nevada

1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED

SEP - 7 2017

DEPT. OF ADMINISTRATION
APPEALS OFFICER

5
6 In the Matter of the Contested
7 Industrial Insurance Claim of:

8 INTERNATIONAL ACADEMY
9 OF STYLE,

10 Claimant.
11

Claim No: 1706718
1706706

Appeal No: 1702545-SYM
1702537-SYM

12 **ORDER**

13 Pursuant to a conference with the parties and good cause appearing,
14 these matters are consolidated and a **telephone** conference call between the
15 **Appeals Officer** and the parties' **attorneys** shall be held on:

16 DATE: Wednesday, December 6, 2017

17 TIME: 1:00 p.m.

18 to discuss the status of the case. The attorneys shall initiate the telephone
19 conference.

20 **IT IS SO ORDERED.**

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24 SHEILA Y MOORE
25 APPEALS OFFICER
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1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED

JUL 18 2017

DEPT. OF ADMINISTRATION
APPEALS OFFICER

5
6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706718

Hearing No: n/a

Appeal No: 1702545-SYM

8
9 INTERNATIONAL ACADEMY
10 OF STYLE,

11 Claimant.

12 **ORDER**

13 For good cause, the Employer's Motion for Continuance is granted.

14 This matter is reset for hearing on:

15 DATE: Wednesday, September 6, 2017

16 TIME: 10:00AM

17 **IT IS SO ORDERED.**

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20 _____
21 SHEILA Y MOORE
22 APPEALS OFFICER
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The undersigned, an employee of the State of Nevada, Department of Administration, Hearings Division, does hereby certify that on the date shown below, a true and correct copy of the foregoing **ORDER** was duly mailed, postage prepaid **OR** placed in the appropriate addressee runner file at the Department of Administration, Hearings Division, 1050 E. Williams Street, Carson City, Nevada, to the following:

INTERNATIONAL ACADEMY OF STYLE
BONNIE SCHULTZ & LONI CASTEEL
2295 MARKET ST
RENO, NV 89502

JASON GUINASSO, ESQ
REESE KINTZ GUINASSO, LLC
190 WEST HUFFAKER SUITE 402
RENO NV 89511

LEGAL SECTION
DIVISION OF INDUSTRIAL RELATIONS
400 WEST KING STREET STE 201
CARSON CITY, NV 89703

DIVISION OF INDUSTRIAL RELATIONS
400 W KING ST STE 400
CARSON CITY NV 89703

Dated this 18th day of July, 2017.

Kfaser

Kristi Fraser, Legal Secretary II
Employee of the State of Nevada

ORIGINAL

STATE OF NEVADA
DEPT OF ADMINISTRATION
HEARINGS DIVISION
APPEALS OFFICE

2017 JUL 14 AM 11:25

RECEIVED
AND
FILED

1 Jason D. Guinasso, Esq.
Nevada Bar No. 8478
2 Reese Kintz Guinasso
190 W. Huffaker Lane, Suite 402
3 Reno, NV 89511
Attorney for International Academy of Style

5 NEVADA DEPARTMENT OF ADMINISTRATION

6 BEFORE THE APPEALS OFFICER

7 In the Contested Matter of:

8
9 of

Case No.: 1706718

10 INTERNATIONAL ACADEMY OF
STYLE, BONNIE SCHULTZ & LONI
11 CASTEEL

Appeal No.: 1702545-SYM

12
13
14 INTERNATIONAL ACADEMY OF STYLE'S

15 MOTION FOR CONTINUANCE AND RESETTING

16 COMES NOW, Employer, International Academy of Style ("IAS"), by and through
17 their attorney, Jason D. Guinasso, Esq., and submits a request for continuance in the above
18 referenced matter, currently set for Wednesday, July 12, 2017, at 2:30 p.m., to be reset to
19 **Wednesday, September 6, 2017 at 10:00 a.m.**

20 This Motion is based upon good faith and is not made for the purpose of delay.

21 This Motion is made upon the attached Affidavit of Jason D. Guinasso, Esq.

22 DATED this 13th day of July, 2017



23 Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
24 Reno, NV 89511
(775) 853-8746

25
Jason D. Guinasso, Esq.
Attorney for International Academy of Style

AFFIDAVIT

STATE OF NEVADA)
)ss:
COUNTY OF WASHOE)

I, Jason D. Guinasso, Esq., swear under penalty of perjury that the assertions of this affidavit are true.

1. That your Affiant is the attorney representing the Employer, International Academy of Style, in this disputed claim.

2. That this case was previously set for Wednesday, July 12, 2017, at 2:30 p.m., under Appeal No. 1702545-SYM.

3. That on Tuesday, July 11, 2017, my office, DIR's Legal Section and the Appeals Office agreed to reset this matter to Wednesday, September 6, 2017 at 10:00 a.m.

4. This is the third continuance in this matter.

5. That this Motion for Continuance and Resetting is necessary because I have had a family emergency that precludes my availability on the current appeal date.

For the reasons set forth above IAS respectfully requests that the Appeals Officer continue this matter to **Wednesday, September 6, 2017 at 10:00 a.m.**

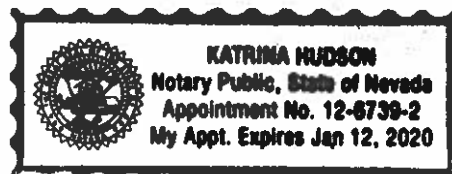

JASON D. GUINASSO, ESQ.

Subscribed and Sworn to before me

This 13th day of July, 2017



NOTARY PUBLIC




Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

JA1679

1009

1 **AFFIRMATION**

2 The undersigned does hereby affirm that **INTERNATIONAL ACADEMY OF**
3 **STYLE'S MOTION FOR CONTINUANCE & RESETTING** filed under Appeal No.
4 1702545-SYM:

5 ☒ Does not contain the social security number of any person.

6 **-OR-**

7 ☐ Contains the social security number of a person as required by:

8 A. A specific state or federal law, to wit: _____

9 **-or-**

10 B. For the administration of a public program or for an application for a
11 federal or state grant.

12
13 DATED this 13th day of July, 2017

14
15 
16 Jason D. Guinasso, Esq.
17 Attorney for International Academy of Style
18
19
20
21
22



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

JA1680

1010

1 **CERTIFICATE OF SERVICE**

2 I am a resident of the State of Nevada, over the age of eighteen years, and not a party
3 to the within action. My business address is 190 W. Huffaker Lane, Suite 402, Reno,
4 Nevada, 89511.

5 On July 13th, 2017, I served the following:

6 **INTERNATIONAL ACADEMY OF STYLE'S**

7 **MOTION FOR CONTINUANCE & RESETTING**

8 on the following in said cause as indicated below:

9 INTERNATIONAL ACADEMY OF STYLE 10 BONNIE SCHULTZ & LONI CASTEEL 2295 MARKET STREET RENO, NV 89502 11 (VIA U.S. MAIL)	LEGAL SECTION DIVISION INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 201 CARSON CITY, NV 89703 (VIA U.S. MAIL)
12 DIVISION OF INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 400 CARSON CITY, NV 89703 13 (VIA U.S. MAIL)	DEPARTMENT OF ADMINISTRATION APPEALS DIVISION 1050 E WILLIAM ST., SUITE 450 CARSON CITY, NV 89701 (VIA U.S. MAIL)

14
15 I declare under penalty of perjury that the foregoing is true and correct. Executed on
16 July 13th, 2017, at Reno, Nevada.

17 
18 _____
KATRINA A. TORRES



23 Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
24 (775) 853-8746

ORIGINAL

STATE OF NEVADA
DEPT. OF ADMINISTRATION
HEARINGS DIVISION
LS OFFICE

NEVADA DEPARTMENT OF ADMINISTRATION

BEFORE THE APPEALS OFFICER

JUN 30 PM 12:24

RECEIVED
AND
FILED

In the Contested Matter of:

Complaint No.

1706718

Appeal No.

1702545-SYM

**INTERNATIONAL ACADEMY OF
STYLE**

**PRE-HEARING STATEMENT OF THE
DIVISION OF INDUSTRIAL RELATIONS (DIR)**

I. DOCUMENTARY EVIDENCE

One DIR evidence packet consisting of 85 pages, concurrently submitted.

The Workers' Compensation Section (WCS) of the Division of Industrial Relations (DIR), may rely on documents submitted by the parties and reserves the right to object to the documentary evidence of the parties and to submit additional evidence and documentary rebuttal evidence, if necessary.

II. STATEMENT OF THE ISSUES

In 2014 the Nevada Attorney General's Office, Workers' Compensation Fraud Unit (AGWCFU) conducted a criminal investigation of employer, International Academy of Style (IAS). According to an AGWCFU Memorandum dated November 20, 2014 (Amended April 30, 2015), IAS argued its employees were independent contractors therefore it is exempt from carrying a workers' compensation policy. Ultimately, the AGWCFU found IAS's workers were, statutorily, employees, and IAS is not exempt, thus a criminal complaint was filed on September 15, 2015, for a misdemeanor violation of NRS 616D.200(3)(a) for failure to maintain a workers' compensation policy from December 31, 2010, through September 2, 2015. In order to resolve the criminal complaint, IAS completed the terms of a differed prosecution plan, and the Complaint was dismissed on October 19, 2016. Shortly thereafter, IAS cancelled their industrial insurance policy and requested each of its employees purchase their own workers' compensation policy. IAS

1 was, once again, claiming its employees were independent contractors. As no prior
2 premium penalty had ever been assessed, pursuant to 616D.200(1)(a) WCS retroactively
3 calculated a premium penalty for the industrial insurance lapse from December 21, 2010,
4 through November 30, 2015. However, due to a clerical error, the lapse dates were
5 corrected, and the premium penalty amended, to reflect the lapse dates pursuant to the
6 AGWCFU criminal complaint and the NCCI database. **Thus, the corrected lapse dates**
7 **are December 31, 2010, through November 30, 2015, and the amended**
8 **premium penalty total is \$16,190.19.**

9 III. WITNESSES

10 Jacqui Bohemier, DIR Workers' Compensation Section Compliance/Audit
11 Investigator Supervisor, may testify in person or by telephone regarding DIR's
12 investigation and determination to impose a \$16,190.19 premium penalty.

13 DIR reserves the right to cross-examine witnesses called by the parties, and submit
14 rebuttal witnesses if necessary.

15 IV. ESTIMATED TIME

16 DIR's presentation will take approximately 30 minutes. DIR anticipates that the
17 entire hearing will require approximately one hour.

18 DATED this 27th day of June, 2017.

19 DIVISION OF INDUSTRIAL RELATIONS
20 Department of Business and Industry

21 By: 
22 DONALD C. SMITH, Senior Division Counsel
23 Workers' Compensation Section
24 400 West King Street, Suite 201
25 Carson City, Nevada 89703
26 (775) 684-7286
27 Facsimile: (775) 687-1621
28

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I hereby certify that I am an employee of the State of Nevada, Department of Business and Industry, Division of Industrial Relations (DIR), and that on this date, I caused to be served a true and correct copy of **DIR's PRE-HEARING STATEMENT, Appeal No. 1702545-SYM** by the method indicated below, and addressed to the following:

Person(s) Served:

JASON GUINASSO ESQ
REESE KINTZ GUINASSO LLC
190 WEST HUFFAKER SUITE 402
RENO NV 89511
(for International Academy of Style)

U.S. Mail

☒ via State Mail room (regular or certified)
☐ deposited directly with U.S. Mail Service
☐ Overnight Mail
☐ Interdepartmental Mail
☐ Messenger Service
☐ Facsimile fax number: _____


Person(s) Served:

DIR - WCS NORTH
400 W KING ST STE 400
CARSON CITY NV 89703

U.S. Mail

☒ via State Mail room (regular or certified)
☐ deposited directly with U.S. Mail Service
☐ Overnight Mail
☐ Interdepartmental Mail
☐ Messenger Service
☐ Facsimile fax number: _____

DATED this 27th day of June, 2017.



State of Nevada Employee

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ORIGINAL

STATE OF NEVADA
DEPT. OF ADMINISTRATION
HEARINGS DIVISION
APPEALS OFFICE

NEVADA DEPARTMENT OF ADMINISTRATION

BEFORE THE APPEALS OFFICER

2017 JUN 30 PM 12:24

RECEIVED
AND
FILED

In the Contested Matter of:

Complaint No.

1706718

Appeal No.

1702545-SYM

INTERNATIONAL ACADEMY OF
STYLE

NOTICE OF APPEARANCE

The undersigned is counsel of record for the Division of Industrial Relations (DIR)
in the above-entitled matter. Please address all pleadings and correspondence to:

Donald C. Smith, Senior Division Counsel
Division of Industrial Relations - Legal Section
400 West King Street, Suite 201
Carson City, Nevada 89703
Telephone (775) 684-7286
Facsimile (775) 687-1621

DATED this 27 day of June, 2017.

DIVISION OF INDUSTRIAL RELATIONS

By:



DONALD C. SMITH, Senior Division Counsel
400 West King Street, Suite 201
Carson City, Nevada 89703
(775) 684-7286

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I hereby certify that I am an employee of the State of Nevada, Department of Business and Industry, Division of Industrial Relations (DIR), and that on this date, I caused to be served a true and correct copy of **NOTICE OF APPEARANCE, Appeal No. 1702545-SYM** by the method indicated below, and addressed to the following:

Person(s) Served:

JASON GUINASSO ESQ
REESE KINTZ GUINASSO LLC
190 WEST HUFFAKER SUITE 402
RENO NV 89511
(for International Academy of Style)

U.S. Mail

☒ via State Mail room (regular or certified)
☒ deposited directly with U.S. Mail Service
☐ Overnight Mail
☐ Interdepartmental Mail
☐ Messenger Service
☐ Facsimile fax number: _____

Person(s) Served:

DIR - WCS NORTH
400 W KING ST STE 400
CARSON CITY NV 89703

U.S. Mail

☒ via State Mail room (regular or certified)
☒ deposited directly with U.S. Mail Service
☐ Overnight Mail
☐ Interdepartmental Mail
☐ Messenger Service
☐ Facsimile fax number: _____

DATED this 27th day of June, 2017.


State of Nevada Employee

R:\Legal\2017 current pending\AO\International Academy of Stule NOA 1702545.docx

ORIGINAL

STATE OF NEVADA
DEPT OF ADMINISTRATION
HEARINGS DIVISION
APPEALS OFFICE

2017 JUN 28 PM 2:43

RECEIVED
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FILED

1 Jason D. Guinasso, Esq.
Nevada Bar No. 8478

2 Reese Kintz Guinasso
190 W. Huffaker Lane, Suite 402

3 Reno, NV 89511

4 Attorney for International Academy of Style

5 NEVADA DEPARTMENT OF ADMINISTRATION

6 BEFORE THE APPEALS OFFICER

7 In the Contested Matter of:

8 of

Case No.: 1706718

10 INTERNATIONAL ACADEMY OF
STYLE, BONNIE SCHULTZ & LONI
11 CASTEEL

Appeal No.: 1702545-SYM

13 INTERNATIONAL ACADEMY OF STYLE'S

14 PRE-HEARING STATEMENT

16 Pursuant to the Order granting continuance, which set this matter to be heard on
17 **Wednesday, July 12, 2017, at 2:30 p.m.**, comes now Jason Guinasso, Esq. of REESE
18 KINTZ GUINASSO, LLC, on behalf of International Academy of Style, ("IAS"), and
19 hereby submits the following:

20 **I. STATEMENT OF ISSUES**

21 A. Whether the Nevada Department of Business and Industry, Division of
22 Industrial Relations ("DIR"), Workers' Compensation Section's March 14, 2017, Notice of
23 Determination of Premium Penalty is supported by the evidence and Nevada law.

24 B. Whether IAS was indeed in compliance with Nevada Law when they
25 discontinued Worker's Compensation insurance for their Independent Contractors.



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

1 **II. SHORT STATEMENT OF INTERNATIONAL ACADEMY OF STYLE'S**
2 **POSITION**

3 IAS respectfully requests that the Appeals Officer REVERSE Nevada Department of
4 Business and Industry, Division of Industrial Relations, Workers' Compensation Section's
5 March 14, 2015 determination. The evidence provided supports IAS' position and their
6 compliance with Nevada law.

7 **III. PROCEDURAL HISTORY**

8 **A. 1702545-SYM**

9 On March 14, 2017, DIR rendered a determination notifying IAS of the premium
10 penalty owed in the amount of \$16,390.94.

11 On March 20, 2017, IAS filed a Request for Hearing Before the Appeals Officer.

12 On March 23, 2017, the Appeals Division scheduled a hearing before the Appeals
13 Officer to be heard on Wednesday, May 3, 2017, at 3:30 p.m.

14 On April 20, 2017, the matter was continued to be heard on Friday, June 16, 2017, at
15 10:00 a.m.

16 Finally, on May 4, 2017, the matter was continued to be heard on Wednesday, July
17 12, 2017, at 2:30 p.m., in Carson City, Nevada.

18 **IV. DOCUMENTARY EVIDENCE**

19 IAS will rely upon (7) seven documentary exhibits, submitted herewith. IAS
20 reserves the right to rely on evidence submitted by the parties and to submit additional
21 rebuttal evidence, if necessary.

22 **V. WITNESSES**

23 IAS may call the following witnesses:

24 **A. Loni Casteel, International Academy of Style**

25 **B. Meledie Wolf, Independent Contractor**



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

1 C. Charissa Banks, Independent Contractor

2 IAS does not plan on calling any other witnesses at this time. However, IAS
3 reserves the right to call any witnesses called by the parties in this matter, and rebuttal
4 witnesses. IAS also reserves the right to introduce rebuttal evidence and witnesses, if
5 necessary.

6 **VI. ESTIMATED TIME**

7 IAS' submission of evidence, examination of witnesses, and closing argument will
8 take approximately one hour.

9 **AFFIRMATION**

10 The undersigned does hereby affirm that the foregoing document filed in this matter
11 does not contain the social security number of any person.

12 DATED this 28th day of June, 2017

13
14 
15 Jason D. Guinasso, Esq.
16 Attorney for International Academy of Style
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Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

CERTIFICATE OF SERVICE

I am a resident of the State of Nevada, over the age of eighteen years, and not a party to the within action. My business address is 190 W. Huffaker Lane, Suite 402, Reno, Nevada, 89511.

On June 28th, 2017, I served the following:

INTERNATIONAL ACADEMY OF STYLE'S

PRE-HEARING STATEMENT

on the following in said cause as indicated below:

INTERNATIONAL ACADEMY STYLE BONNIE SCHULTZ & LONI CASTEEL 2295 MARKET STREET RENO, NV 89502 (VIA U.S. MAIL)	DIVISION OF INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 400 CARSON CITY, NV 89703 (VIA U.S. MAIL)
LEGAL SECTION DIVISION OF INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 201 CARSON CITY, NV 89703 (VIA HAND DELIVERY)	DEPARTMENT OF ADMINISTRATION APPEALS DIVISION 1050 E WILLIAM ST., SUITE 450 CARSON CITY, NV 89701 (VIA HAND DELIVERY)

I declare under penalty of perjury that the foregoing is true and correct. Executed on June 28th, 2017, at Reno, Nevada.



KATRINA A. TORRES



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED
MAY 04 2017
DEPT. OF ADMINISTRATION
APPEALS OFFICER

5
6 In the Matter of:

7
8 INTERNATIONAL ACADEMY
9 OF STYLE,
10
11

} Claim No: 1706718

} Appeal No: 1702545-SYM

12 **ORDER**

13 For good cause, the Motion for Continuance is granted. This matter is
14 reset for hearing on:

15 DATE: Wednesday, July 12, 2017

16 TIME: 2:30PM

17 **IT IS SO ORDERED.**

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21 SHEILA Y MOORE
22 APPEALS OFFICER
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INTERNATIONAL ACADEMY OF STYLE
BONNIE SCHULTZ & LONI CASTEEL
2295 MARKET ST
RENO, NV 89502

LEGAL SECTION
DIVISION OF INDUSTRIAL RELATIONS
400 WEST KING STREET STE 201
CARSON CITY, NV 89703

Dated this 4 day of May, 2017.

Tasha Eaton
Tasha Eaton, Supervising Legal Secretary
Employee of the State of Nevada

ORIGINAL

STATE OF NEVADA
DEPT. OF ADMINISTRATION
HEARINGS DIVISION
APPEALS OFFICE

2017 MAY -3 AM 9:42

RECEIVED
AND
FILED

Jason D. Guinasso, Esq.
Nevada Bar No. 8478
Reese Kintz Guinasso
190 W. Huffaker Lane, Suite 402
Reno, NV 89511
Attorney for International Academy of Style

NEVADA DEPARTMENT OF ADMINISTRATION
BEFORE THE APPEALS OFFICER

In the Contested Matter of:

of
INTERNATIONAL ACADEMY OF
STYLE, BONNIE SCHULTZ & LONI
CASTEEL

Case No.: 1706706

Appeal No.: 1702545-SYM

INTERNATIONAL ACADEMY OF STYLE'S
MOTION FOR CONTINUANCE AND RESETTNG

COMES NOW, Employer, International Academy of Style ("IAS"), by and through
their attorney, Jason D. Guinasso, Esq., and submits a request for continuance in the above
referenced matter, currently set for Friday, June 16, 2017 at 10:00 a.m., to be reset to
Wednesday, July 12, 2017 at 2:30 p.m.

This Motion is based upon good faith and is not made for the purpose of delay.

This Motion is made upon the attached Affidavit of Jason D. Guinasso, Esq.

DATED this 2nd day of May, 2017



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

Jason D. Guinasso, Esq.
Attorney for International Academy of Style

JA1693
1023

AFFIDAVIT

STATE OF NEVADA)
)ss:
COUNTY OF WASHOE)

I, Jason D. Guinasso, Esq., swear under penalty of perjury that the assertions of this affidavit are true.

1. That your Affiant is the attorney representing the Employer, International Academy of Style, in this disputed claim.

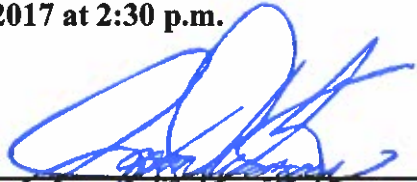
2. That this case was previously set for Friday, June 16, 2017 at 10:00 a.m., under Appeal No. 1702545-SYM.

3. That my office, DIR's Legal Section and the Appeals Office agreed to reset this matter to Wednesday, July 12, 2017 at 2:30 p.m.

4. This is the second continuance in this matter.

5. That this Motion for Continuance and Resetting is necessary because the representative at IAS will be out of town on the current appeal date.

For the reasons set forth above IAS respectfully requests that the Appeals Officer continue this matter to **Wednesday, July 12, 2017 at 2:30 p.m.**



JASON D. GUINASSO, ESQ.

Subscribed and Sworn to before me
This 2nd day of May, 2016



NOTARY PUBLIC




Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

AFFIRMATION

The undersigned does hereby affirm that **INTERNATIONAL ACADEMY OF
STYLE'S MOTION FOR CONTINUANCE & RESETTING** filed under Appeal No.
1702545-SYM:

☒ Does not contain the social security number of any person.

-OR-

☐ Contains the social security number of a person as required by:

A. A specific state or federal law, to wit: _____

-or-

B. For the administration of a public program or for an application for a
federal or state grant.

DATED this 2nd day of May, 2017



Jason D. Guinasso, Esq.
Attorney for International Academy of Style



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

CERTIFICATE OF SERVICE

I am a resident of the State of Nevada, over the age of eighteen years, and not a party to the within action. My business address is 190 W. Huffaker Lane, Suite 402, Reno, Nevada, 89511.

On May 2nd, 2017, I served the following:

INTERNATIONAL ACADEMY OF STYLE'S

MOTION FOR CONTINUANCE & RESETTING

on the following in said cause as indicated below:

INTERNATIONAL ACADEMY OF STYLE BONNIE SCHULTZ & LONI CASTEEL 2295 MARKET STREET RENO, NV 89502 (VIA U.S. MAIL)	LEGAL SECTION DIVISION INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 201 CARSON CITY, NV 89703 (VIA U.S. MAIL)
DIVISION OF INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 400 CARSON CITY, NV 89703 (VIA U.S. MAIL)	DEPARTMENT OF ADMINISTRATION APPEALS DIVISION 1050 E WILLIAM ST., SUITE 450 CARSON CITY, NV 89701 (VIA U.S. MAIL)

I declare under penalty of perjury that the foregoing is true and correct. Executed on May 2nd, 2017, at Reno, Nevada.


KATRINA A. TORRES



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED
APR 20 2017
DEPT. OF ADMINISTRATION
APPEALS OFFICER

5
6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706718

8 INTERNATIONAL ACADEMY
9 OF STYLE,

Appeal No: 1702545-SYM

10 Claimant.
11

12 **ORDER**

13 For good cause, the Motion for Continuance is granted. This matter is
14 reset for hearing on:

15 DATE: Friday, June 16, 2017

16 TIME: 10:00AM

17 **IT IS SO ORDERED.**

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20 SHEILA Y MOORE
21 APPEALS OFFICER
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INTERNATIONAL ACADEMY OF STYLE
BONNIE SCHULTZ & LONI CASTEEL
2295 MARKET ST
RENO, NV 89502

LEGAL SECTION
DIVISION OF INDUSTRIAL RELATIONS
400 WEST KING STREET STE 201
CARSON CITY, NV 89703

Dated this 20 day of April, 2017.

Tasha Eaton, Supervising Legal Secretary
Employee of the State of Nevada

Jason D. Guinasso, Esq.
Nevada Bar No. 8478
Reese Kintz Guinasso
190 W. Huffaker Lane, Suite 402
Reno, NV 89511
Attorney for International Academy of Style

2017 APR 19 AM 10:04

RECEIVED
AND
FILED

NEVADA DEPARTMENT OF ADMINISTRATION

BEFORE THE APPEALS OFFICER

In the Contested Matter of:

of

Case No.: 1706706

INTERNATIONAL ACADEMY OF
STYLE, BONNIE SCHULTZ & LONI
CASTEEL

Appeal No.: 1702545-SYM

INTERNATIONAL ACADEMY OF STYLE'S

MOTION FOR CONTINUANCE AND RESETTING

COMES NOW, Employer, International Academy of Style ("IAS"), by and through
their attorney, Jason D. Guinasso, Esq., and submits a request for continuance in the above
referenced matter, currently set for Wednesday, May 3, 2017, at 3:30 p.m. to be reset to
Friday, June 16, 2017 at 10:00 a.m.

This Motion is based upon good faith and is not made for the purpose of delay.

This Motion is made upon the attached Affidavit of Jason D. Guinasso, Esq.

DATED this 18th day of April, 2017



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

Jason D. Guinasso, Esq.
Attorney for International Academy of Style

AFFIDAVIT

STATE OF NEVADA)
)ss:
COUNTY OF WASHOE)

I, Jason D. Guinasso, Esq., swear under penalty of perjury that the assertions of this affidavit are true.

1. That your Affiant is the attorney representing the Employer, International Academy of Style, in this disputed claim.

2. That this case was previously set for Wednesday, May 3, 2017, at 3:30 p.m. under Appeal No. 1702545-SYM.

3. On Monday, April 17, 2017, my office contacted DIR's Legal Section and the Appeals Office and reset this matter to Friday, June 16, 2017 at 10:00 a.m.

4. This is the first continuance in this matter.

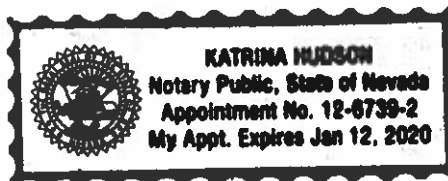
5. That this Motion for Continuance and Resetting is necessary because counsel for IAS will not be available on the current appeal date.

For the reasons set forth above IAS respectfully requests that the Appeals Officer continue this matter to **Friday, June 16, 2017 at 10:00 a.m.**


JASON D. GUINASSO, ESQ.

Subscribed and Sworn to before me
This 18th day of April, 2016


NOTARY PUBLIC




Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

JA1700
1030

1 **AFFIRMATION**

2 The undersigned does hereby affirm that **INTERNATIONAL ACADEMY OF**
3 **STYLE'S MOTION FOR CONTINUANCE & RESETTING** filed under Appeal No.
4 1702545-SYM:

5 ☒ Does not contain the social security number of any person.

6 **-OR-**

7 ☐ Contains the social security number of a person as required by:

8 A. A specific state or federal law, to wit: _____

9 **-or-**

10 B. For the administration of a public program or for an application for a
11 federal or state grant.

12
13 DATED this 18th day of April, 2017

14
15 
16 Jason D. Guinasso, Esq.
17 Attorney for International Academy of Style
18
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21
22



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

CERTIFICATE OF SERVICE

I am a resident of the State of Nevada, over the age of eighteen years, and not a party to the within action. My business address is 190 W. Huffaker Lane, Suite 402, Reno, Nevada, 89511.

On April 18th, 2017, I served the following:

**INTERNATIONAL ACADEMY OF STYLE'S
MOTION FOR CONTINUANCE & RESETTING**

on the following in said cause as indicated below:

INTERNATIONAL ACADEMY OF STYLE BONNIE SCHULTZ & LONI CASTEEL 2295 MARKET STREET RENO, NV 89502 (VIA U.S. MAIL)	LEGAL SECTION DIVISION INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 201 CARSON CITY, NV 89703 (VIA U.S. MAIL)
DIVISION OF INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 400 CARSON CITY, NV 89703 (VIA U.S. MAIL)	DEPARTMENT OF ADMINISTRATION APPEALS DIVISION 1050 E WILLIAM ST., SUITE 450 CARSON CITY, NV 89701 (VIA U.S. MAIL)

I declare under penalty of perjury that the foregoing is true and correct. Executed on April 18th, 2017, at Reno, Nevada.


KATRINA A. TORRES



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

STATE OF NEVADA
DEPARTMENT OF ADMINISTRATION
HEARINGS DIVISION

BEFORE THE APPEALS OFFICER

FILED
MAR 23 2017
DEPT. OF ADMINISTRATION
APPEALS OFFICER

In the Contested Matter of:) APPEAL NO. 1702545-SYM
) CASE NO. 1706718
)
INTERNATIONAL ACADEMY OF STYLE)
)

NOTICE OF APPEAL AND ORDER TO APPEAR

YOU AND EACH OF YOU ARE HEREBY NOTIFIED that the above
entitled matter as been scheduled to be heard before the Appeal Officer on:

DATE: Wednesday, May 3, 2017

TIME: 3:30PM

PLACE: STATE OF NEVADA
DEPARTMENT OF ADMINISTRATION / HEARINGS DIVISION
1050 E. WILLIAMS STREET, SUITE 450
CARSON CITY, NV 89701
Phone (775) 687-8420 Fax (775) 687-8421

The hearing will be held pursuant to the authority and jurisdiction conferred
upon the Department of Administration by Nevada Revised Statutes ("NRS") 616D, and
233B.

PRE-HEARING ORDER

1. All parties are ordered to exchange and file with the Appeals Officer, prior to the
hearing:
 - a. All documentary evidence they propose to introduce at the hearing;
 - b. A statement of the issues to be raised;
 - c. Any case law, statutes or regulations in support of their respective positions;
 - d. A list of witnesses and a brief summary of their proposed testimony;

- 1 e. An estimate of the length of time required to present his/her case, including
2 rebuttal and arguments.
- 3 2. All parties shall comply with the foregoing paragraph 1 of this Order as follows:
- 4 a. By the appealing parties, at least fourteen (14) days prior to the first scheduled
5 hearing date;
- 6 b. All other parties, at least seven (7) days prior to the first scheduled hearing
7 date.
- 8 3. Continuances may be granted only in accordance with the requirements of NAC
9 616D.120(1).

10 Failure to comply with this Order may result in the exclusion of testimony or
11 documentary evidence.

12 **IT IS SO ORDERED.**

13 
14 _____
15 SHEILA Y MOORE
16 APPEALS OFFICER
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Nevada Department of Administration, Appeals Division
1050 E. William Street, Suite 450
Carson City, Nevada 89701
(775) 687-8420

STATE OF NEVADA
DEPT. OF ADMINISTRATION
HEARINGS DIVISION
APPEALS OFFICE
2017 MAR 20 PM 2:05

REQUEST FOR HEARING BEFORE THE APPEALS OFFICER

RECEIVED
AND
FILED

EMPLOYER

Employer: International Academy of Style	DIR Complaint No.: 1706718
Address: 2295 Market Street	Premium Penalty No.: 164960
Reno, NV 89502	
Telephone: (775) 722-5285	

PERSON REQUESTING APPEAL: (circle one) CLAIMANT EMPLOYER INSURER

I WISH TO APPEAL THE HEARING OFFICER DECISION DATED: March 14, 2017

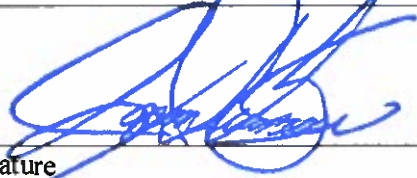
***YOU MUST ATTACH A COPY OF THE DETERMINATION LETTER
PER NRS 616C.315(2)(a)(b)***

BRIEFLY EXPLAIN REASON FOR APPEAL: Disagree with DIR's determination.

If you are represented by an attorney or other agent, please print the name and address below.

ATTORNEY/REPRESENTATIVE:

Name: Jason D. Guinasso, Esq.	
Address: 190 West Huffaker Lane, Suite 402	
Reno, Nevada 89511	
Telephone: (775) 832-6800	

Signature 

Date 3/20/17

NOTICE

If the Hearing Officer decision is appealed, Claimants are entitled to free legal representation by the Nevada Attorney for Injured Workers (NAIW). If you want NAIW to represent you, please sign below:

Signature _____

Telephone Number _____

****If you are appealing the Hearing Officer's Decision, file this form and a copy of the Decision no later than thirty (30) days after the date of the Hearing Officer's Decision****

1702515 - SIM

Wed 5-3-17
3:30

1035 JA1705

CERTIFICATE OF MAILING

The undersigned, an employee of the State of Nevada, Department of Administration, Hearings Division, does hereby certify that on the date shown below, a true and correct copy of the foregoing **NOTICE OF APPEAL AND ORDER TO APPEAR** was duly mailed, postage prepaid **OR** placed in the appropriate addressee runner file at the Department of Administration, Hearings Division, 1050 E. Williams Street, Carson City, Nevada, to the following:

INTERNATIONAL ACADEMY OF STYLE
BONNIE SCHULTZ & LONI CASTEEL
2295 MARKET ST
RENO, NV 89502

JASON GUINASSO, ESQ
REESE KINTZ GUINASSO, LLC
190 WEST HUFFAKER SUITE 402
RENO NV 89511

LEGAL SECTION
DIVISION OF INDUSTRIAL RELATIONS
400 WEST KING STREET STE 201
CARSON CITY, NV 89703

DIVISION OF INDUSTRIAL RELATIONS
400 W KING ST STE 400
CARSON CITY NV 89703

Dated this 23 day of March, 2017.

Tasha Eaton
Tasha Eaton, Supervising Legal Secretary
Employee of the State of Nevada

BRIAN SANDOVAL
Governor

STATE OF NEVADA

BRUCE H. BRESLOW
Director

WCS Contact Information
(775) 684-7270
Fax: (775) 687-6305
dir.nv.gov



JOSEPH "JD" DECKER
Administrator

CHARLES J. VERRE
Chief Administrative Officer

DEPARTMENT OF BUSINESS AND INDUSTRY
DIVISION OF INDUSTRIAL RELATIONS
WORKERS' COMPENSATION SECTION
400 W. King Street, Suite 400
Carson City, Nevada 89703

RECEIVED
MAR 16 2017
BY: _____

March 14, 2017

Via Regular and U.S. Certified Mail: 7016 2070 0000 4870 7766

Bonnie Schultz & Loni Casteel
International Academy of Style
2295 Market St
Reno NV 89502-1559

Re: Complaint Number: 1706718
Determination of Premium Penalty Number: 164960 (JB)

Dear Employer:

We have estimated the premium penalty for the period of December 21, 2010 through November 30, 2015 based on an estimated annual premium of \$3,058.00 as provided by your insurance carrier. Pursuant to NRS 616D.200, the premium penalty owed to the Division of Industrial Relations, Workers' Compensation Section is **\$16,390.94**.

As previously advised, this matter has also been referred to the Attorney General Workers' Compensation Fraud Unit. The Attorney General will make an independent determination that could result in a prosecution. If the Attorney General notifies the Administrator that they have declined to prosecute, an administrative fine may also be issued in addition to this premium penalty, per NRS 616D.120. If any of your employees were injured during this lapse, you may also be responsible to pay related medical costs.

Please make your check payable to the Division of Industrial Relations, and deliver or mail to: Division of Industrial Relations, Workers' Compensation Section, 400 West King Street, Suite 400, Carson City, Nevada 89703. To assure that your payment is properly credited, please note your name and business on the lower left-hand corner of the check.

A person who is aggrieved by a written determination of the Administrator to impose a premium penalty may appeal the determination by filing a request for a hearing before an appeals officer. The request must be filed within 30 days after the date on which the notice of the Administrator's determination was mailed by the Administrator. If a notice of appeal is not filed as required the imposition of the premium penalty shall be deemed a final order and is not subject to review by any court or agency.

The notice of appeal should be addressed to the Department of Administration, Appeals Office, 1050 E. William, Suite 450, Carson City, NV 89701. **Include a copy of this determination letter with your appeal.**

You may also request a conference with the District Manager for the purpose of resolving this matter prior to a hearing. The District Manager may be contacted at (775) 684-7270 or in writing at 400 W. King Street, Suite 400, Carson City, NV 89703.

Sincerely,

A handwritten signature in black ink, appearing to read "Debbie Atkinson", with a large, stylized initial "D" and "A".

Debbie Atkinson
Northern District Manager
Workers' Compensation Section

DA/sg

1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED

JUL 18 2017

DEPT. OF ADMINISTRATION
APPEALS OFFICER

6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706706

Hearing No: n/a

Appeal No: 1702537-SYM

9 INTERNATIONAL ACADEMY
10 OF STYLE,

11 Claimant.

12 **ORDER**

13 For good cause, the Employer's Motion for Continuance is granted.

14 This matter is reset for hearing on:

15 DATE: Wednesday, September 6, 2017

16 TIME: 9:00AM

17 **IT IS SO ORDERED.**

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19 _____
20 SHEILA Y MOORE
21 APPEALS OFFICER

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28 JA1709

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STATE OF NEVADA
DEPT OF ADMINISTRATION
HEARINGS DIVISION
APPEALS OFFICE

2017 JUL 14 AM 11:25

RECEIVED
AND
FILED

1 Jason D. Guinasso, Esq.
Nevada Bar No. 8478
2 Reese Kintz Guinasso
190 W. Huffaker Lane, Suite 402
3 Reno, NV 89511
Attorney for International Academy of Style
4

5 NEVADA DEPARTMENT OF ADMINISTRATION

6 BEFORE THE APPEALS OFFICER

7 In the Contested Matter of:
8

9 of

Case No.: 1706706

10 INTERNATIONAL ACADEMY OF
STYLE, BONNIE SCHULTZ & LONI
11 CASTEEL

Appeal No.: 1702537-SYM

12
13
14 INTERNATIONAL ACADEMY OF STYLE'S

15 MOTION FOR CONTINUANCE AND RESETTING

16 COMES NOW, Employer, International Academy of Style ("IAS"), by and through
17 their attorney, Jason D. Guinasso, Esq., and submits a request for continuance in the above
18 referenced matter, currently set for Wednesday, July 12, 2017, at 1:30 p.m., to be reset to
19 **Wednesday, September 6, 2017 at 9:00 a.m.**

20 This Motion is based upon good faith and is not made for the purpose of delay.

21 This Motion is made upon the attached Affidavit of Jason D. Guinasso, Esq.

22 DATED this 13th day of July, 2017



23 Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
24 Reno, NV 89511
(775) 853-8746

25

Jason D. Guinasso, Esq.
Attorney for International Academy of Style

1 **AFFIDAVIT**

2 STATE OF NEVADA)
3)ss:
4 COUNTY OF WASHOE)

5 I, Jason D. Guinasso, Esq., swear under penalty of perjury that the assertions
6 of this affidavit are true.

7 1. That your Affiant is the attorney representing the Employer,
8 International Academy of Style, in this disputed claim.

9 2. That this case was previously set for Wednesday, July 12, 2017, at
10 1:30 p.m., under Appeal No. 1702537-SYM.

11 3. That on Tuesday, July 11, 2017, my office, DIR's Legal Section and
12 the Appeals Office agreed to reset this matter to Wednesday, September 6, 2017 at 9:00 a.m.

13 4. This is the third continuance in this matter.

14 5. That this Motion for Continuance and Resetting is necessary because
15 I have had a family emergency that precludes my availability on the current appeal date.

16 For the reasons set forth above IAS respectfully requests that the Appeals
17 Officer continue this matter to **Wednesday, September 6, 2017 at 9:00 a.m.**

18 
19 JASON D. GUINASSO, ESQ.

20 Subscribed and Sworn to before me

21 This 3rd day of July, 2017

22 
23 NOTARY PUBLIC



AFFIRMATION

The undersigned does hereby affirm that **INTERNATIONAL ACADEMY OF
STYLE'S MOTION FOR CONTINUANCE & RESETTING** filed under Appeal No.
1702537-SYM:

☒ Does not contain the social security number of any person.

-OR-

☐ Contains the social security number of a person as required by:

A. A specific state or federal law, to wit: _____

-or-

B. For the administration of a public program or for an application for a
federal or state grant.

DATED this 13th day of July, 2017



Jason D. Guinasso, Esq.
Attorney for International Academy of Style



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

JA1713

1043

1 **CERTIFICATE OF SERVICE**

2 I am a resident of the State of Nevada, over the age of eighteen years, and not a party
3 to the within action. My business address is 190 W. Huffaker Lane, Suite 402, Reno,
4 Nevada, 89511.

5 On July 13th, 2017, I served the following:

6 **INTERNATIONAL ACADEMY OF STYLE'S**

7 **MOTION FOR CONTINUANCE & RESETTING**

8 on the following in said cause as indicated below:

9 INTERNATIONAL ACADEMY OF STYLE 10 BONNIE SCHULTZ & LONI CASTEEL 2295 MARKET STREET RENO, NV 89502 11 (VIA U.S. MAIL)	LEGAL SECTION DIVISION INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 201 CARSON CITY, NV 89703 (VIA U.S. MAIL)
12 DIVISION OF INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 400 CARSON CITY, NV 89703 13 (VIA U.S. MAIL)	DEPARTMENT OF ADMINISTRATION APPEALS DIVISION 1050 E WILLIAM ST., SUITE 450 CARSON CITY, NV 89701 (VIA U.S. MAIL)

14
15 I declare under penalty of perjury that the foregoing is true and correct. Executed on
16 July 13th, 2017, at Reno, Nevada.

17 
18 _____
KATRINA A. TORRES



23 Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
24 Reno, NV 89511
(775) 853-8746

25 JA1714

ORIGINAL

STATE OF NEVADA
DEPT. OF ADMINISTRATION
HEARINGS DIVISION
APPEALS OFFICE

2017 JUN 30 PM 12: 24

RECEIVED
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FILED

**NEVADA DEPARTMENT OF ADMINISTRATION
BEFORE THE APPEALS OFFICER**

In the Contested Matter of: Complaint No. 1706706
Appeal No. 1702537-SYM

**INTERNATIONAL ACADEMY OF
STYLE**

**PRE-HEARING STATEMENT OF THE
DIVISION OF INDUSTRIAL RELATIONS (DIR)**

I. DOCUMENTARY EVIDENCE

One DIR evidence packet consisting of 157 pages, concurrently submitted.

The Workers' Compensation Section (WCS) of the Division of Industrial Relations (DIR), may rely on documents submitted by the parties and reserves the right to object to the documentary evidence of the parties and to submit additional evidence and documentary rebuttal evidence, if necessary.

II. STATEMENT OF THE ISSUES

In 2014 the Nevada Attorney General's Office, Workers' Compensation Fraud Unit (AGWCFU) conducted a criminal investigation of employer, International Academy of Style (IAS). According to an AGWCFU Memorandum dated November 20, 2014 (Amended April 30, 2015), IAS argued its employees were independent contractors. Ultimately, the AGWCFU found IAS's workers were, statutorily, employees, thus a criminal complaint was filed on September 15, 2015, for a misdemeanor violation of NRS 616D.200(3)(a) for failure to maintain a workers' compensation policy from December 31, 2010, through September 2, 2015. In order to resolve the criminal complaint, IAS completed the terms of a differed prosecution plan, and the Complaint was dismissed on October 19, 2016. Shortly thereafter, IAS cancelled their industrial insurance policy and requested each of its employees purchase their own workers' compensation policy. IAS was, once again, claiming its employees were independent contractors. DIR posted a Stop

JA1715

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1 Work Order (SWO) at the place of employment on December 30, 2016, until the employer,
2 once again, obtained proper workers' compensation coverage for its employees, which it
3 did on December 31, 2017, and the SWO was lifted.

4 DIR properly investigated the lapse in workers' compensation insurance for IAS,
5 and found that the employer did not have an industrial insurance policy from December 1,
6 2016, through December 30, 2016, a period of approximately 30 days. DIR properly
7 calculated the premium penalty based on an estimated annual premium of \$3,058. On
8 March 14, 2017, DIR appropriately imposed a \$251.10 premium penalty (Complaint No.
9 1706706, Premium Penalty No. 164961(LD)).

10 III. WITNESSES

11 Lisa Dayton, DIR Workers' Compensation Section Compliance/Audit Investigator,
12 may testify in person or by telephone regarding DIR's investigation and determination to
13 impose a \$251.10 premium penalty.

14 DIR reserves the right to cross-examine witnesses called by the parties, and submit
15 rebuttal witnesses if necessary.

16 IV. ESTIMATED TIME

17 DIR's presentation will take approximately 30 minutes. DIR anticipates that the
18 entire hearing will require approximately one hour.

19 DATED this 27th day of June, 2017.

20 DIVISION OF INDUSTRIAL RELATIONS
21 Department of Business and Industry

22 By: 

23 DONALD C. SMITH, Senior Division Counsel
24 Workers' Compensation Section
25 400 West King Street, Suite 201
26 Carson City, Nevada 89703
27 (775) 684-7286
28 Facsimile: (775) 687-1621

JA1716

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CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I hereby certify that I am an employee of the State of Nevada, Department of Business and Industry, Division of Industrial Relations (DIR), and that on this date, I caused to be served a true and correct copy of **DIR's PRE-HEARING STATEMENT, Appeal No. 1702537-SYM** by the method indicated below, and addressed to the following:

Person(s) Served:
JASON GUINASSO ESQ
REESE KINTZ GUINASSO LLC
190 WEST HUFFAKER SUITE 402
RENO NV 89511
(for International Academy of Style)

U.S. Mail

☒ via State Mail room (regular or certified)
deposited directly with U.S. Mail Service
☐ Overnight Mail
☐ Interdepartmental Mail
☐ Messenger Service
☐ Facsimile fax number: _____

Person(s) Served:
DIR - WCS NORTH
400 W KING ST STE 400
CARSON CITY NV 89703

U.S. Mail

☒ via State Mail room (regular or certified)
deposited directly with U.S. Mail Service
☐ Overnight Mail
☐ Interdepartmental Mail
☐ Messenger Service
☐ Facsimile fax number: _____

DATED this 27th day of June, 2017.


State of Nevada Employee

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ORIGINAL

NEVADA DEPARTMENT OF ADMINISTRATION
BEFORE THE APPEALS OFFICER

In the Contested Matter of: Complaint No. 1706706
Appeal No. 1702537-SYM

INTERNATIONAL ACADEMY OF
STYLE

NOTICE OF APPEARANCE

The undersigned is counsel of record for the Division of Industrial Relations (DIR) in the above-entitled matter. Please address all pleadings and correspondence to:

Donald C. Smith, Senior Division Counsel
Division of Industrial Relations – Legal Section
400 West King Street, Suite 201
Carson City, Nevada 89703
Telephone (775) 684-7286
Facsimile (775) 687-1621

DATED this 27 day of June, 2017.

DIVISION OF INDUSTRIAL RELATIONS

By


DONALD C. SMITH, Senior Division Counsel
400 West King Street, Suite 201
Carson City, Nevada 89703
(775) 684-7286

STATE OF NEVADA
Division of Industrial Relations - Division Counsel's Office
400 West King Street, Suite 201, Carson City, Nevada 89703
Telephone: (775) 684-7286 Fax: (775) 687-1621

STATE OF NEVADA
DEPT OF ADMINISTRATION
HEARINGS DIVISION
APPEALS OFFICE
2017 JUN 30 PM 12:24
RECEIVED
AND
FILED

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I hereby certify that I am an employee of the State of Nevada, Department of Business and Industry, Division of Industrial Relations (DIR), and that on this date, I caused to be served a true and correct copy of **NOTICE OF APPEARANCE, Appeal No. 1702537-SYM** by the method indicated below, and addressed to the following:

Person(s) Served:

JASON GUINASSO ESQ
REESE KINTZ GUINASSO LLC
190 WEST HUFFAKER SUITE 402
RENO NV 89511
(for International Academy of Style)

U.S. Mail

☒ via State Mail room (regular or certified)
☐ deposited directly with U.S. Mail Service
☐ Overnight Mail
☐ Interdepartmental Mail
☐ Messenger Service
☐ Facsimile fax number: _____

Person(s) Served:

DIR - WCS NORTH
400 W KING ST STE 400
CARSON CITY NV 89703

U.S. Mail

☒ via State Mail room (regular or certified)
☐ deposited directly with U.S. Mail Service
☐ Overnight Mail
☐ Interdepartmental Mail
☐ Messenger Service
☐ Facsimile fax number: _____

DATED this 27th day of June, 2017.



State of Nevada Employee

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Jason D. Guinasso, Esq.
Nevada Bar No. 8478
Reese Kintz Guinasso
190 W. Huffaker Lane, Suite 402
Reno, NV 89511
Attorney for International Academy of Style

2017 JUN 28 PM 2:40

RECEIVED
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NEVADA DEPARTMENT OF ADMINISTRATION

BEFORE THE APPEALS OFFICER

In the Contested Matter of:

of

INTERNATIONAL ACADEMY OF
STYLE, BONNIE SCHULTZ & LONI
CASTEEL

Case No.: 1706706

Appeal No.: 1702537-SYM

INTERNATIONAL ACADEMY OF STYLE'S

PRE-HEARING STATEMENT

Pursuant to the Order granting continuance, which set this matter to be heard on
Wednesday, July 12, 2017, at 1:30 p.m., comes now Jason Guinasso, Esq. of REESE
KINTZ GUINASSO, LLC, on behalf of International Academy of Style, ("IAS"), and
hereby submits the following:

I. STATEMENT OF ISSUES

A. Whether the Nevada Department of Business and Industry, Division of
Industrial Relations ("DIR"), Workers' Compensation Section's March 14, 2017, Notice of
Determination of Premium Penalty is supported by the evidence and Nevada law.

B. Whether IAS was indeed in compliance with Nevada Law when they
discontinued Worker's Compensation insurance for their Independent Contractors.



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

1 **II. SHORT STATEMENT OF INTERNATIONAL ACADEMY OF STYLE'S**
2 **POSITION**

3 IAS respectfully requests that the Appeals Officer REVERSE Nevada Department of
4 Business and Industry, Division of Industrial Relations, Workers' Compensation Section's
5 March 14, 2015 determination. The evidence provided supports IAS' position and their
6 compliance with Nevada law.

7 **III. PROCEDURAL HISTORY**

8 **A. 1702537-SYM**

9 On March 14, 2017, DIR rendered a determination notifying IAS of the premium
10 penalty owed in the amount of \$251.10.

11 On March 20, 2017, IAS filed a Request for Hearing Before the Appeals Officer.

12 On March 23, 2017, the Appeals Division scheduled a hearing before the Appeals
13 Officer to be heard on Wednesday, May 3, 2017, at 2:30 p.m.

14 On April 20, 2017, the matter was continued to be heard on Friday, June 16, 2017, at
15 9:00 a.m.

16 Finally, on May 4, 2017, the matter was continued to be heard on Wednesday, July
17 12, 2017, at 1:30 p.m., in Carson City, Nevada.

18 **IV. DOCUMENTARY EVIDENCE**

19 IAS will rely upon (7) seven documentary exhibits, submitted herewith. IAS
20 reserves the right to rely on evidence submitted by the parties and to submit additional
21 rebuttal evidence, if necessary.

22 **V. WITNESSES**

23 IAS may call the following witnesses:

24 **A. Loni Casteel, International Academy of Style**

25 **B. Meledie Wolf, Independent Contractor**



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

1 C. Charissa Banks, Independent Contractor

2 IAS does not plan on calling any other witnesses at this time. However, IAS
3 reserves the right to call any witnesses called by the parties in this matter, and rebuttal
4 witnesses. IAS also reserves the right to introduce rebuttal evidence and witnesses, if
5 necessary.

6 **VI. ESTIMATED TIME**

7 IAS' submission of evidence, examination of witnesses, and closing argument will
8 take approximately one hour.

9 **AFFIRMATION**

10 The undersigned does hereby affirm that the foregoing document filed in this matter
11 does not contain the social security number of any person.

12 DATED this 28th day of June, 2017

13
14 
15 Jason D. Guinasso, Esq.
16 Attorney for International Academy of Style
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Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

CERTIFICATE OF SERVICE

I am a resident of the State of Nevada, over the age of eighteen years, and not a party to the within action. My business address is 190 W. Huffaker Lane, Suite 402, Reno, Nevada, 89511.

On June 28th, 2017, I served the following:

INTERNATIONAL ACADEMY OF STYLE'S

PRE-HEARING STATEMENT

on the following in said cause as indicated below:

INTERNATIONAL ACADEMY STYLE BONNIE SCHULTZ & LONI CASTEEL 2295 MARKET STREET RENO, NV 89502 (VIA U.S. MAIL)	DIVISION OF INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 400 CARSON CITY, NV 89703 (VIA U.S. MAIL)
LEGAL SECTION DIVISION OF INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 201 CARSON CITY, NV 89703 (VIA HAND DELIVERY)	DEPARTMENT OF ADMINISTRATION APPEALS DIVISION 1050 E WILLIAM ST., SUITE 450 CARSON CITY, NV 89701 (VIA HAND DELIVERY)

I declare under penalty of perjury that the foregoing is true and correct. Executed on June 28th, 2017, at Reno, Nevada.


KATRINA A. TORRES



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

JA1723

1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

FILED

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

MAY 04 2017

DEPT. OF ADMINISTRATION
APPEALS OFFICER

5
6 In the Matter of:

7
8 INTERNATIONAL ACADEMY
9 OF STYLE,
10
11

} Claim No: 1706706

} Appeal No: 1702537-SYM
12

ORDER

13 For good cause, the Motion for Continuance is granted. This matter is
14 reset for hearing on:

15 DATE: Wednesday, July 12, 2017

16 TIME: 1:30PM

17 **IT IS SO ORDERED.**

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20 SHEILA Y MOORE
21 APPEALS OFFICER
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INTERNATIONAL ACADEMY OF STYLE
BONNIE SCHULTZ & LONI CASTEEL
2295 MARKET ST
RENO, NV 89502

LEGAL SECTION
DIVISION OF INDUSTRIAL RELATIONS
400 WEST KING STREET STE 201
CARSON CITY, NV 89703

Dated this 4 day of May, 2017.

Tasha Eaton
Tasha Eaton, Supervising Legal Secretary
Employee of the State of Nevada

STATE OF NEVADA
DEPT. OF ADMINISTRATION
HEARINGS DIVISION
APPEALS OFFICE

ORIGINAL

2017 MAY -3 AM 9:12

RECEIVED
AND
FILED

1 Jason D. Guinasso, Esq.
Nevada Bar No. 8478
2 Reese Kintz Guinasso
190 W. Huffaker Lane, Suite 402
3 Reno, NV 89511
Attorney for International Academy of Style

5 NEVADA DEPARTMENT OF ADMINISTRATION

6 BEFORE THE APPEALS OFFICER

7 In the Contested Matter of:

9 of

Case No.: 1706706

10 INTERNATIONAL ACADEMY OF
STYLE, BONNIE SCHULTZ & LONI
11 CASTEEL

Appeal No.: 1702537-SYM

14 INTERNATIONAL ACADEMY OF STYLE'S

15 MOTION FOR CONTINUANCE AND RESETTING

16 COMES NOW, Employer, International Academy of Style ("IAS"), by and through
17 their attorney, Jason D. Guinasso, Esq., and submits a request for continuance in the above
18 referenced matter, currently set for Friday, June 16, 2017 at 9:00 a.m., to be reset to
19 **Wednesday, July 12, 2017 at 1:30 p.m.**

20 This Motion is based upon good faith and is not made for the purpose of delay.

21 This Motion is made upon the attached Affidavit of Jason D. Guinasso, Esq.

22 DATED this 2nd day of May, 2017



23 Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
24 Reno, NV 89511
(775) 853-8746

Jason D. Guinasso, Esq.
Attorney for International Academy of Style

AFFIDAVIT

STATE OF NEVADA)
)ss:
COUNTY OF WASHOE)

I, Jason D. Guinasso, Esq., swear under penalty of perjury that the assertions of this affidavit are true.

1. That your Affiant is the attorney representing the Employer, International Academy of Style, in this disputed claim.

2. That this case was previously set for Friday, June 16, 2017 at 9:00 a.m., under Appeal No. 1702537-SYM.

3. That my office, DIR's Legal Section and the Appeals Office agreed to reset this matter to Wednesday, July 12, 2017 at 1:30 p.m.

4. This is the second continuance in this matter.

5. That this Motion for Continuance and Resetting is necessary because the representative at IAS will be out of town on the current appeal date.

For the reasons set forth above IAS respectfully requests that the Appeals Officer continue this matter to **Wednesday, July 12, 2017 at 1:30 p.m.**


JASON D. GUINASSO, ESQ.

Subscribed and Sworn to before me

This 2nd day of May, 2016


NOTARY PUBLIC



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

AFFIRMATION

The undersigned does hereby affirm that **INTERNATIONAL ACADEMY OF
STYLE'S MOTION FOR CONTINUANCE & RESETTING** filed under Appeal No.
1702537-SYM:

☒ Does not contain the social security number of any person.

-OR-

☐ Contains the social security number of a person as required by:

A. A specific state or federal law, to wit: _____

-or-

B. For the administration of a public program or for an application for a
federal or state grant.

DATED this 20th day of May, 2017



Jason D. Guinasso, Esq.
Attorney for International Academy of Style



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

CERTIFICATE OF SERVICE

I am a resident of the State of Nevada, over the age of eighteen years, and not a party to the within action. My business address is 190 W. Huffaker Lane, Suite 402, Reno, Nevada, 89511.

On May 2nd, 2017, I served the following:

**INTERNATIONAL ACADEMY OF STYLE'S
MOTION FOR CONTINUANCE & RESETTING**

on the following in said cause as indicated below:

INTERNATIONAL ACADEMY OF STYLE BONNIE SCHULTZ & LONI CASTEEL 2295 MARKET STREET RENO, NV 89502 (VIA U.S. MAIL)	LEGAL SECTION DIVISION INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 201 CARSON CITY, NV 89703 (VIA U.S. MAIL)
DIVISION OF INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 400 CARSON CITY, NV 89703 (VIA U.S. MAIL)	DEPARTMENT OF ADMINISTRATION APPEALS DIVISION 1050 E WILLIAM ST., SUITE 450 CARSON CITY, NV 89701 (VIA U.S. MAIL)

I declare under penalty of perjury that the foregoing is true and correct. Executed on May 2nd, 2017, at Reno, Nevada.


KATRINA A. TORRES



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

JA1729

1 NEVADA DEPARTMENT OF ADMINISTRATION
2 BEFORE THE APPEALS OFFICER

3 1050 E. WILLIAM, SUITE 450
4 CARSON CITY, NV 89701

FILED
APR 20 2017
DEPT. OF ADMINISTRATION
APPEALS OFFICER

5
6 In the Matter of the Contested
7 Industrial Insurance Claim of:

Claim No: 1706706

8
9 INTERNATIONAL ACADEMY
10 OF STYLE,

Appeal No: 1702537-SYM

11 Claimant.

12 **ORDER**

13 For good cause, the Motion for Continuance is granted. This matter is
14 reset for hearing on:

15 DATE: Friday, June 16, 2017

16 TIME: 9:00AM

17 **IT IS SO ORDERED.**

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20 _____
21 SHEILA Y MOORE
22 APPEALS OFFICER
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**INTERNATIONAL ACADEMY OF STYLE
BONNIE SCHULTZ & LONI CASTEEL
2295 MARKET ST
RENO, NV 89502**

LEGAL SECTION
DIVISION OF INDUSTRIAL RELATIONS
400 WEST KING STREET STE 201
CARSON CITY, NV 89703

Dated this 20 day of April, 2017.

Tasha Eaton
Tasha Eaton, Supervising Legal Secretary
Employee of the State of Nevada

ORIGINAL

STATE OF NEVADA
DEPT. OF ADMINISTRATION
HEARINGS DIVISION
APPEALS OFFICE

2017 APR 19 AM 10:04

RECEIVED
AND
FILED

Jason D. Guinasso, Esq.
Nevada Bar No. 8478
Reese Kintz Guinasso
190 W. Huffaker Lane, Suite 402
Reno, NV 89511
Attorney for International Academy of Style

NEVADA DEPARTMENT OF ADMINISTRATION
BEFORE THE APPEALS OFFICER

In the Contested Matter of:

of

Case No.: 1706706

INTERNATIONAL ACADEMY OF
STYLE, BONNIE SCHULTZ & LONI
CASTEEL

Appeal No.: 1702537-SYM

INTERNATIONAL ACADEMY OF STYLE'S
MOTION FOR CONTINUANCE AND RESETTING

COMES NOW, Employer, International Academy of Style ("IAS"), by and through
their attorney, Jason D. Guinasso, Esq., and submits a request for continuance in the above
referenced matter, currently set for Wednesday, May 3, 2017, at 2:30 p.m. to be reset to
Friday, June 16, 2017 at 9:00 a.m.

This Motion is based upon good faith and is not made for the purpose of delay.

This Motion is made upon the attached Affidavit of Jason D. Guinasso, Esq.

DATED this 18th day of April, 2017



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746


Jason D. Guinasso, Esq.
Attorney for International Academy of Style

1 **AFFIDAVIT**

2 STATE OF NEVADA)
)ss:
3 COUNTY OF WASHOE)

4 I, Jason D. Guinasso, Esq., swear under penalty of perjury that the assertions
5 of this affidavit are true.

6 1. That your Affiant is the attorney representing the Employer,
7 International Academy of Style, in this disputed claim.

8 2. That this case was previously set for Wednesday, May 3, 2017, at
9 2:30 p.m. under Appeal No. 1702537-SYM.

10 3. On Monday, April 17, 2017, my office contacted DIR's Legal Section
11 and the Appeals Office and reset this matter to Friday, June 16, 2017 at 9:00 a.m.

12 4. This is the first continuance in this matter.

13 5. That this Motion for Continuance and Resetting is necessary because
14 counsel for IAS will not be available on the current appeal date.

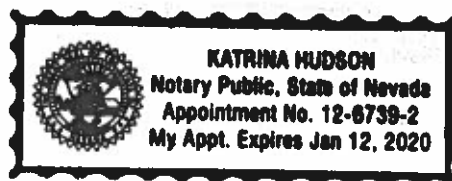
15 For the reasons set forth above IAS respectfully requests that the Appeals
16 Officer continue this matter to **Friday, June 16, 2017 at 9:00 a.m.**

17
18 
19 JASON D. GUINASSO, ESQ.

20 Subscribed and Sworn to before me

21 This 18th day of April, 2016

22 
23 NOTARY PUBLIC



AFFIRMATION

The undersigned does hereby affirm that **INTERNATIONAL ACADEMY OF STYLE'S MOTION FOR CONTINUANCE & RESETTING** filed under Appeal No. 1702537-SYM:

☒ Does not contain the social security number of any person.

-OR-

☐ Contains the social security number of a person as required by:

A. A specific state or federal law, to wit: _____

-or-

B. For the administration of a public program or for an application for a federal or state grant.

DATED this 18th day of April, 2017

Jason D. Guinasso, Esq.
Attorney for International Academy of Style



Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
Reno, NV 89511
(775) 853-8746

JA1734

1064

1 **CERTIFICATE OF SERVICE**

2 I am a resident of the State of Nevada, over the age of eighteen years, and not a party
3 to the within action. My business address is 190 W. Huffaker Lane, Suite 402, Reno,
4 Nevada, 89511.

5 On April 18th, 2017, I served the following:

6 **INTERNATIONAL ACADEMY OF STYLE'S**
7 **MOTION FOR CONTINUANCE & RESETTING**

8 on the following in said cause as indicated below:

9 INTERNATIONAL ACADEMY OF STYLE 10 BONNIE SCHULTZ & LONI CASTEEL 2295 MARKET STREET RENO, NV 89502 11 (VIA U.S. MAIL)	LEGAL SECTION DIVISION INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 201 CARSON CITY, NV 89703 (VIA U.S. MAIL)
12 DIVISION OF INDUSTRIAL RELATIONS 400 WEST KING STREET, SUITE 400 CARSON CITY, NV 89703 13 (VIA U.S. MAIL)	DEPARTMENT OF ADMINISTRATION APPEALS DIVISION 1050 E WILLIAM ST., SUITE 450 CARSON CITY, NV 89701 (VIA U.S. MAIL)

14
15 I declare under penalty of perjury that the foregoing is true and correct. Executed on
16 April 18th, 2017, at Reno, Nevada.

17 
18 _____
KATRINA A. TORRES



23 Reese Kintz,
Guinasso
190 W Huffaker Ln
Suite 402
24 Reno, NV 89511
(775) 853-8746

25 JA1735

STATE OF NEVADA
DEPARTMENT OF ADMINISTRATION
HEARINGS DIVISION

BEFORE THE APPEALS OFFICER

FILED
MAR 23 2017
DEPT. OF ADMINISTRATION
APPEALS OFFICER

In the Contested Matter of:) APPEAL NO. 1702537-SYM
) CASE NO. 1706706
)
INTERNATIONAL ACADEMY OF STYLE)
)

NOTICE OF APPEAL AND ORDER TO APPEAR

YOU AND EACH OF YOU ARE HEREBY NOTIFIED that the above
entitled matter as been scheduled to be heard before the Appeal Officer on:

DATE: Wednesday, May 3, 2017

TIME: 2:30 PM

PLACE: STATE OF NEVADA
DEPARTMENT OF ADMINISTRATION / HEARINGS DIVISION
1050 E. WILLIAMS STREET, SUITE 450
CARSON CITY, NV 89701
Phone (775) 687-8420 Fax (775) 687-8421

The hearing will be held pursuant to the authority and jurisdiction conferred
upon the Department of Administration by Nevada Revised Statutes ("NRS") 616D, and
233B.

PRE-HEARING ORDER

1. All parties are ordered to exchange and file with the Appeals Officer, prior to the
hearing:
 - a. All documentary evidence they propose to introduce at the hearing;
 - b. A statement of the issues to be raised;
 - c. Any case law, statutes or regulations in support of their respective positions;
 - d. A list of witnesses and a brief summary of their proposed testimony;

- 1 e. An estimate of the length of time required to present his/her case, including
2 rebuttal and arguments.
- 3 2. All parties shall comply with the foregoing paragraph 1 of this Order as follows:
- 4 a. By the appealing parties, at least fourteen (14) days prior to the first scheduled
5 hearing date;
- 6 b. All other parties, at least seven (7) days prior to the first scheduled hearing
7 date.
- 8 3. Continuances may be granted only in accordance with the requirements of NAC
9 616D.120(1).

10 Failure to comply with this Order may result in the exclusion of testimony or
11 documentary evidence.

12 **IT IS SO ORDERED.**

13 
14 _____
15 SHEILA Y MOORE
16 APPEALS OFFICER
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Nevada Department of Administration, Appeals Division
1050 E. William Street, Suite 450
Carson City, Nevada 89701
(775) 687-8420

STATE OF NEVADA
DEPT OF ADMINISTRATION
HEARINGS DIVISION
APPEALS OFFICE
2017 MAR 20 PM 2:05

REQUEST FOR HEARING BEFORE THE APPEALS OFFICER

RECEIVED
AND
FILED

EMPLOYER

Employer: International Academy of Style	DIR Complaint No.: 1706706
Address: 2295 Market Street	Premium Penalty No.: 164961
Reno, NV 89502	
Telephone: (775) 722-5285	

PERSON REQUESTING APPEAL: (circle one) CLAIMANT EMPLOYER INSURER

I WISH TO APPEAL THE HEARING OFFICER DECISION DATED: March 14, 2017

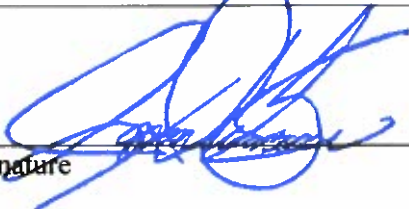
***YOU MUST ATTACH A COPY OF THE DETERMINATION LETTER
PER NRS 616C.315(2)(a)(b)***

BRIEFLY EXPLAIN REASON FOR APPEAL: Disagree with DIR's determination.

If you are represented by an attorney or other agent, please print the name and address below.

ATTORNEY/REPRESENTATIVE:

Name: Jason D. Guinasso, Esq.	
Address: 190 West Huffaker Lane, Suite 402	
Reno, Nevada 89511	
Telephone: (775) 832-6800	

Signature 

Date 3/20/17

NOTICE

If the Hearing Officer decision is appealed, Claimants are entitled to free legal representation by the Nevada Attorney for Injured Workers (NAIW). If you want NAIW to represent you, please sign below:

Signature

Telephone Number

****If you are appealing the Hearing Officer's Decision, file this form and a copy of the Decision no later than thirty (30) days after the date of the Hearing Officer's Decision****

1702537-54M
Wed-5:317
2:30

JA1738

1068

CERTIFICATE OF MAILING

The undersigned, an employee of the State of Nevada, Department of Administration, Hearings Division, does hereby certify that on the date shown below, a true and correct copy of the foregoing **NOTICE OF APPEAL AND ORDER TO APPEAR** was duly mailed, postage prepaid **OR** placed in the appropriate addressee runner file at the Department of Administration, Hearings Division, 1050 E. Williams Street, Carson City, Nevada, to the following:

INTERNATIONAL ACADEMY OF STYLE
BONNIE SCHULTZ & LONI CASTEEL
2295 MARKET ST
RENO, NV 89502

JASON GUINASSO, ESQ
REESE KINTZ GUINASSO, LLC
190 WEST HUFFAKER SUITE 402
RENO NV 89511

LEGAL SECTION
DIVISION OF INDUSTRIAL RELATIONS
400 WEST KING STREET STE 201
CARSON CITY, NV 89703

DIVISION OF INDUSTRIAL RELATIONS
400 W KING ST STE 400
CARSON CITY NV 89703

Dated this 23 day of March, 2017.

Tasha Eaton
Tasha Eaton, Supervising Legal Secretary
Employee of the State of Nevada

BRIAN SANDOVAL
Governor

STATE OF NEVADA

BRUCE H. BRESLOW
Director

WCS Contact Information
(775) 684-7270
Fax: (775) 687-6305
dir.nv.gov



JOSEPH "JD" DECKER
Administrator

CHARLES J. VERRE
Chief Administrative Officer

DEPARTMENT OF BUSINESS AND INDUSTRY
DIVISION OF INDUSTRIAL RELATIONS
WORKERS' COMPENSATION SECTION
400 W. King Street, Suite 400
Carson City, Nevada 89703

RECEIVED
MAR 16 2017
BY: _____

March 14, 2017

Via Regular and U.S. Certified Mail: 7016 2070 0000 4870 7780

Bonnie Schultz & Loni Casteel
International Academy of Style
2295 Market St
Reno NV 89502-1559

Re: **Complaint Number:**
Determination of Premium Penalty Number:

1706706
164961 (LD)

Dear Employer:

We have estimated the premium penalty for the period of December 1, 2016 through December 30, 2016 based on an estimated annual premium of \$3,058.00 as provided by your insurance carrier. Pursuant to NRS 616D.200, the premium penalty owed to the Division of Industrial Relations, Workers' Compensation Section is \$251.10.

As previously advised, this matter has also been referred to the Attorney General Workers' Compensation Fraud Unit. The Attorney General will make an independent determination that could result in a prosecution. If the Attorney General notifies the Administrator that they have declined to prosecute, an administrative fine may also be issued in addition to this premium penalty, per NRS 616D.120. If any of your employees were injured during this lapse, you may also be responsible to pay related medical costs.

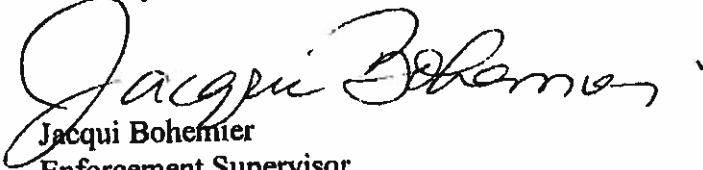
Please make your check payable to the Division of Industrial Relations, and deliver or mail to: Division of Industrial Relations, Workers' Compensation Section, 400 West King Street, Suite 400, Carson City, Nevada 89703. To assure that your payment is properly credited, please note your name and business on the lower left-hand corner of the check.

A person who is aggrieved by a written determination of the Administrator to impose a premium penalty may appeal the determination by filing a request for a hearing before an appeals officer. The request must be filed within 30 days after the date on which the notice of the Administrator's determination was mailed by the Administrator. If a notice of appeal is not filed as required the imposition of the premium penalty shall be deemed a final order and is not subject to review by any court or agency.

The notice of appeal should be addressed to the Department of Administration, Appeals Office, 1050 E. William, Suite 450, Carson City, NV 89701. **Include a copy of this determination letter with your appeal.**

You may also request a conference with the District Manager for the purpose of resolving this matter prior to a hearing. The District Manager may be contacted at (775) 684-7270 or in writing at 400 W. King Street, Suite 400, Carson City, NV 89703.

Sincerely,



Jacqui Bohemier
Enforcement Supervisor
Workers' Compensation Section

JB/sg