

# Complaint Form

Mail To:  
 Registrar of Contractors  
 P.O. Box 18243  
 Phoenix, AZ 85005-8243



RECEIVED  
 SEP 18 2015  
 DEPT. OF CONSTRUCTION

2015-3780  
 Departmental Use Only  
 Complaint Number  
 Figueroa

Person Making Complaint				
Full Name (Last, First, Middle) <b>CASSANO, PAUL, JAMES</b>		Business Name (if licensed contractor or supplier)		
Street Address [REDACTED]	City <b>PHOENIX</b>	State <b>AZ</b>	Zip <b>85050</b>	
Phone Number [REDACTED]	Email [REDACTED]			
I consent to receive communications electronically in connection with this complaint. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				
Name of Attorney (if any)				
Street Address of Attorney		City	State	Zip
Phone Number of Attorney		Email of Attorney		
Contractor Information				
Name (as shown on contract/invoice) <b>DONALD LIBBY</b>		ROC License Number(s) (if any)		
Street Address <b>UNKNOWN</b>		City	State	Zip
Phone Number [REDACTED]	Email [REDACTED]			
Name of Unlicensed Person <b>DON LIBBY</b>				
Description of Unlicensed Person				
Age	Height	Weight	Race	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
Contract/Project Information				
Contract Date <b>11/6/14</b>	Date Work Started <b>12/1/14</b>	Close of Escrow (New Home)	Move-In Date (New Home)	Date Work Was Ceased or Was Completed
Contract Amount	Amount Paid			
Address Where Contract Was Negotiated [REDACTED]		City <b>PHOENIX</b>	State <b>AZ</b>	Zip <b>85050</b>
Jobsite Street Address <b>SAME AS ABOVE</b>		City	State	Zip
Name of Construction Site Owner <b>PAUL CASSANO</b>		Construction Site Name (if applicable)		
Phone Number of Construction Site Owner [REDACTED]		Email of Construction Site Owner [REDACTED]		

**Continued - Contract/Project Information**

This complaint is for	<input checked="" type="checkbox"/> Abandonment <input type="checkbox"/> Poor Work <input checked="" type="checkbox"/> Money Dispute <input type="checkbox"/> Other
I have contacted the contractor by	<input checked="" type="checkbox"/> Phone <input type="checkbox"/> Email <input type="checkbox"/> Letter <input type="checkbox"/> NA <b>TEXT &amp; VOICE</b>
Have you filed a complaint in court	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA If yes, provide a copy
Has any work been corrected	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
The contract was	<input checked="" type="checkbox"/> Written <input type="checkbox"/> Oral
All change orders were	<input checked="" type="checkbox"/> Written <input checked="" type="checkbox"/> Oral <input type="checkbox"/> NA
This project was	<input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential <input type="checkbox"/> On Tribal Land
This project involved	<input type="checkbox"/> New Home <input checked="" type="checkbox"/> Remodel <input type="checkbox"/> Repair <input type="checkbox"/> Other
A building permit was obtained by	<input type="checkbox"/> Contractor <input type="checkbox"/> Property Owner Building permit # _____
The contractor had	# <u>0</u> employees (list names if known)

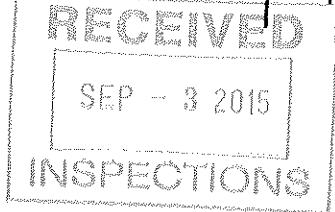
List and briefly describe (80 character limit each line) each complaint item (attach additional pages if necessary to further describe issues or list complaint items)

1. CONTRACTED FOR COMPLETE BATHROOM REMODEL, ABANDONED
2. TOOK \$9,500 IN PAYMENTS, DELIVERED 1 ITEM WORTH \$3K.
3. MANY MONTHS OF TRYING TO RECLAIM FUNDS, NO AVAIL.
4. OVER \$1,000 IN CASH VS. CHECKS
5. DID NOT UNDERSTAND WHY CHECKS HAD TO BE WRITTEN TO HIS WIFE.
- 6.
- 7.
- 8.
- 9.

**Signature**

*I declare under penalty of perjury that the information and documents contained on this Complaint Form, included with this complaint, or hereafter submitted in support of this complaint are true and accurate to the best of my knowledge. I will assist in the investigation or in the prosecution of the contractor or other parties, and will, if necessary, attend hearings and testify to facts*

Printed Name <b>PAUL J. CASSANO</b>	Signed <i>Paul Cassano</i>	Date <b>8/28/15</b>
--	-------------------------------	------------------------



From: Donnie Libby [REDACTED]  
Subject: Master bath remodel  
Date: November 6, 2014 at 7:56 AM  
To: Paul Cassan [REDACTED]

**Paul and Kim Casanova**

**Donald Libby**

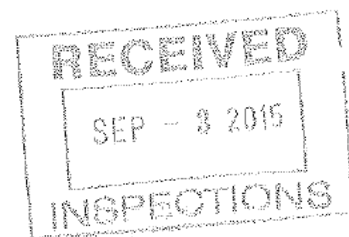
**Surprise as 85379**

**Description of work to be performed**

**1.demo complete master bath.shower,garden tub,vanities,soffit all plumbing,electrical,toilet,and haul away**

**2, furnish and install 8 cabinets special order restorian bronze door style Italia 2 vanities,uppers and bathroom cabinets 10-15 days a Arrival**

**3. Build new shower I will supply**



**faucet,tile,waterproofing,drywall,block etc no shower door**

**4,furnish and install new toilet,towel bars ,toilet paper holders lights,**

**5.install owner supplied medicine cabinets**

**6. Fabricate,furnish and install new granite as selected by Kim**

**7. Furnish and install new vessel sink and faucets for vanities**

**8. Install owner supplied mirrors**

**9. Furnish and install new toilet floor**

**10. Install new vent fan in toilet area**

**11. Remove and reinstall original carpet**

**12. Build niche and seat in new shower**

**13. Paint and texture as needed**



**14. Shower will have no door**

**Total \$8,000**

**Down needed to purchase and order cabinets \$2,500**

**I will order and pay for cabinets this morning**

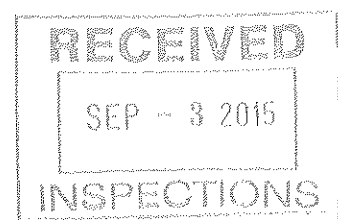
**Please write check to Brenda Libby**

**Let me know when I can call and order and pay for the  
cabinets**

**Thank you so much**

**Donnie Libby**

**Sent from my iPad**



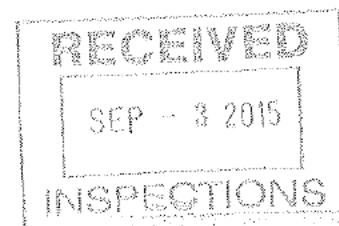
From: Donnie Libby [REDACTED]  
Subject: Re: Master bath remodel  
Date: November 8, 2014 at 6:37 PM  
To: Paul Cassano [REDACTED]

---

Paul here is the breakdown on the tile and the money I can save you. Let me know if it's a go and I'll call Cassie and order and pay for it thanks Donnie

1. 150 soft 12x24. Himalaya maroon  
\$2.69 soft. \$403.50. My price \$322.80
  
2. Liner bar 9 sheets  
\$10.89. \$ 98.01. My price \$ 78.41
  
3. 25 soft. River rock travertine for shower floor  
\$ 9.99 soft. \$ 199.80. My price \$159.84
  
4. 75 pcs 4x8 travertine  
.65 per piece. \$48.75. My price \$. 39.00
  
5. 25 soft toilet area tile 12x24  
\$ 2.69 soft. \$67.25. My price \$53.80

Total \$ 817.31. Total we will pay \$653.85



If you agree I'll give it to my daughter to pay and order.i can  
get from you tomorrow or Monday and I'll use my tax I'd  
Thanks Donnie

Sent from my iPad

On Nov 6, 2014, at 10:01 AM, Paul Cassano

[REDACTED] wrote:

Looks great!

Let's go....

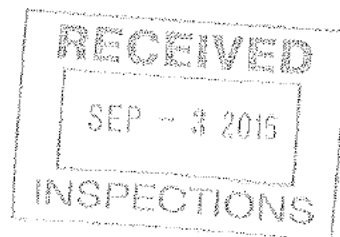
Paul

Sent by an Apple enabled device!

On Nov 6, 2014, at 7:56 AM, Donnie Libby

[REDACTED] wrote:

Paul and Kim Casanova



[REDACTED]

[REDACTED]

Donald Libby

[REDACTED]

Surprise as 85379

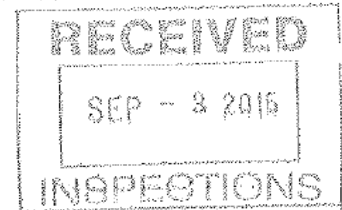
[REDACTED]

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8. Install owner supplied mirrors

9. Furnish and install new toilet floor

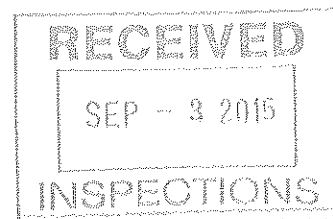
10. Install new vent fan in toilet area

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14. Shower will have no door



Thanks Donnie

Sent from my iPad

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[REDACTED] wrote:

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Let's go....

Paul

Sent by an Apple enabled device!

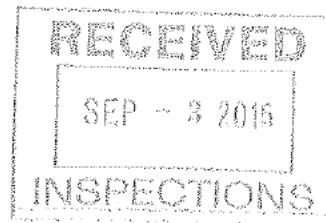
On Nov 6, 2014, at 7:56 AM, Donnie Libby

[REDACTED] wrote:

Paul and Kim Casanova

[REDACTED]

[REDACTED]



Donald Libby

[REDACTED]  
Surprise as 85379  
[REDACTED]

Description of work to be performed

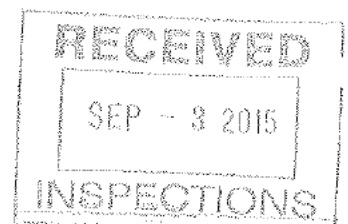
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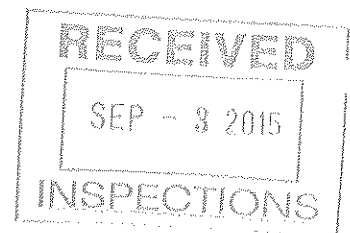
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14. Shower will have no door

Total \$8,000



Down needed to purchase and order cabinets \$2,500

I will order and pay for cabinets this morning

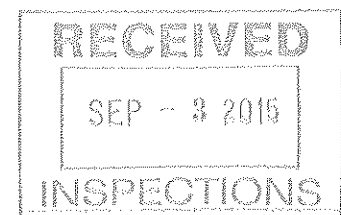
Please write check to Brenda Libby

Let me know when I can call and order and pay for the  
cabinets

Thank you so much

Donnie Libby

Sent from my iPad



From: Donnie Libby [REDACTED]  
Subject: Re: Master bath remodel  
Date: November 9, 2014 at 8:57 PM  
To: Paul Cassano [REDACTED]

---

**Hey Paul here is the totals for the rest of the items including the granite which is a price grade 2**

**1. Medicine cabinets**

**\$ 49.97 each x2. My price \$40.03x2 total \$80.06**

**2. New toilet.**

**\$188.00. My price \$ 150.40**

**3. Boys faucet**

**\$ 58.00. My price\$ 46.40**

**4. Sinks and faucets**

**\$229.42 each. My price \$ 183.58 x2. Total \$ 367.16**

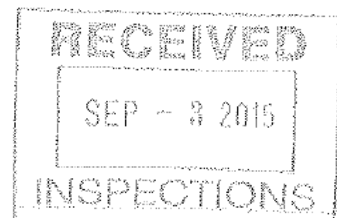
**5. Faucet set**

**\$ 188.00. My price \$ 150.40**

**6. B grade granite we need 2 pieces**

**\$365 each. Total\$730**

**7. Tile 653.85**



**New total of all the rest of the materials \$2,178.27**

**We saved about 400 dollars**

**Thank you see you tomorrow**

**Donnie**

**Sent from my iPad**

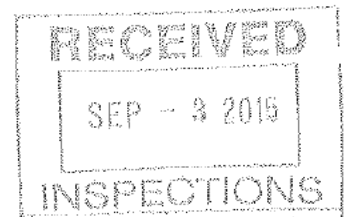
On Nov 8, 2014, at 7:23 PM, Paul Cassano

[REDACTED] wrote:

Perfect!

Go for it!!!!

Sent by an Apple enabled device!



On Nov 8, 2014, at 6:37 PM, Donnie Libby

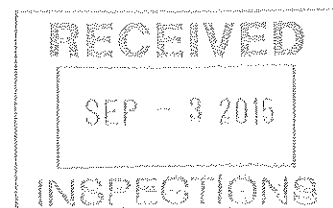
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\$ 2.69 soft. \$67.25. My price \$53.80

Total \$ 817.31. Total we will pay \$653.85

If you agree I'll give it to my daughter to pay and order. i  
can get from you tomorrow or Monday and I'll use my  
tax I'd





Total \$8,000

Down needed to purchase and order cabinets \$2,500

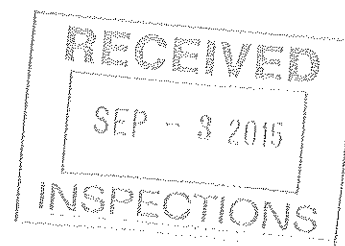
I will order and pay for cabinets this morning

Please write check to Brenda Libby

Let me know when I can call and order and pay for the cabinets

Thank you so much  
Donnie Libby

Sent from my iPad





Post date: 20141208

Amount: \$ 849.18

Account: [REDACTED]

Check Number: 1054

PAUL J. CASSANO 11 09

⑆3245 1054

DATE 12/4/14

PAY TO THE ORDER OF Brenda Pibby \$ 849.18  
Eight hundred forty nine 19/100 DOLLARS

CHASE  
JPMorgan Chase Bank, N.A.  
Phone: 1-800-432-1033  
www.chase.com

MEMO: DOOR/HILLES/TUE

*[Signature]*

*[Handwritten signature]*

RECEIVED  
SEP - 9 2016  
INSPECTIONS

Post date: 20141218

Account: [REDACTED]

Amount: \$ 700.00

Check Number: 1059

PAY TO THE ORDER OF *Don diibig* \$ 700.00  
*Seven hundred* 00/100 DOLLARS

CHASE  
JPMorgan Chase Bank, N.A.  
Member FDIC

*Materials* *P. J. Cassano*

DATE *12/17/14* 1059

*12/17/14*

RECEIVED  
SEP - 8 2015  
INSPECTIONS

Post date: 20141222  
Amount: \$ 331.00

Account: [REDACTED]  
Check Number: 1060

PAUL J. CASSANO 11:00

1060

DATE 12/19/14

PAY TO THE ORDER OF

*Don Debbin*

\$ 331.00

*Three hundred thirty one and 00/100*

CHASE

JPMorgan Chase Bank, N.A.  
Phoenix, Arizona 85073  
www.chase.com

*Paul Cassano*

*[Signature]*

RECEIVED  
SEP - 9 2015  
INSPECTIONS

PAUL J. CASSANO

FOLD HERE



U.S. POSTAGE  
\$1.54  
FCM LG ENV  
95027 0072  
08751 115 X  
305 2500 US  
108313717 6

REGISTRAR OF CONTRACTORS  
P.O. BOX 18243  
PHOENIX, AZ 85005-8243



## Debra Skow

---

**From:** Debra Skow  
**Sent:** Tuesday, August 25, 2015 1:48 PM  
**To:** [REDACTED]  
**Subject:** Hotline Complaint #5989 Against Donald Libby  
**Attachments:** Complaint Form.pdf

Attention: Paul Cassano

I am the Legal Assistant for the Registrar of Contractors Unlicensed Investigations department. I have reviewed your hotline complaint in regard to Donald Libby. You state that you entered into an agreement with Mr. Libby to remodel your master bathroom, you paid him \$9,500.00, received what you believe to be about \$3,000.00 worth of work, and have not been paid back the \$6,500.00 balance Mr. Libby owes you.

I have researched our database and do not find a contractor's license for Mr. Libby. He is in our database as a repeat offender and we have submitted previous cases which have been filed against him to the courts for prosecution. We ask that you complete a formal Complaint Form (attached) so that we can assign your case to an Investigator. Please read the attached Instructions & Checklist, complete the Complaint Form, attach your supporting documentation, and then return it to the Registrar of Contractors at the address indicated on the form.

If you have any questions, please feel free to email me at [debra.skow@azroc.gov](mailto:debra.skow@azroc.gov) or give me a call.

Thank you for reporting unlicensed contracting activity.

*Debra Skow*

Legal Assistant, Unlicensed Investigations  
Arizona Registrar of Contractors  
1700 W. Washington St., Suite 105  
Phoenix, AZ 85007  
Office: 602-771-6822  
Fax: 602-542-1520

The ROC is now on social media!

Make sure to follow us on:



Assigned Officer: \_\_\_\_\_

Investigator: \_\_\_\_\_

Hotline # 5989 \_\_\_\_\_

**INVESTIG**

Tips Hotline |



**Allegation:** Contracting without a license

**Suspect Information**

**Suspect Name:** Donald Libby

**Suspect Company Name:**

**Suspect Address:** unknown

**Suspect City:** Surprise

**Suspect State:** AZ

**Suspect Zip:** \_\_\_\_\_

**Suspect Phone:** \_\_\_\_\_

**Jobsite Information**

**Jobsite Address:** \_\_\_\_\_

**Jobsite City:** Phoenix

**Jobsite State:** AZ

**Jobsite Zip:** 85050

**Residential?** Yes

**Commercial?**

**Violation Date:** 8/21/2015

**Job in Progress?** Yes

**Job Completed?**

**Job Status Unknown?**

**Other Information:** Mr. Libby and I entered into an agreement that he would be redoing my Master bathroom, demo, build new shower, replace cabinets, counters and fixtures. The original date of our agreement was 11/9/2014. At the request of Mr. Libby, all checks were to be made out to his Wife Brenda Libby. He stated that he didn't have a bank account due to some tax lien issues. After paying them \$9,500.00, I only received approximately \$3,000 worth of work leaving an OWED balance of \$6,500.00. Mr Libby has continued to fail in his obligation to pay me back. He has lied on every occasion and I have a years worth of text messages to prove him at fault. The story is very detailed as to the deception of this project.

**Reported By Contact Information**

**First Name:** Paul

**Last Name:** Cassano

**Email:** \_\_\_\_\_

**Telephone:** \_\_\_\_\_

**Fax:** \_\_\_\_\_

**NOTES:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_





# ARIZONA REGISTRAR OF CONTRACTORS



Douglas A. Ducey, Governor

Jeff Fleetham, Director

November 19, 2015

Paul James Cassano

Phoenix, AZ 85050-3235

Re: Complaint No. 2015-3780

Dear Paul James Cassano,

Your complaint regarding Donald Elliot Libby II has been received and recorded under the above complaint number. A check of our records determined that Donald Elliot Libby II is not licensed with the Arizona Registrar of Contractors and may have contracted with you in violation of Arizona State statutes. It is therefore necessary that I compile certain supporting documents and other material in order to proceed with this investigation. Items of evidence that I will need to present to a prosecutor before he or she will file criminal charges or to issue a civil citation are as follows:

- Copies of any proposals, contracts, or purchase orders relating to your case.
- A copy of both sides of any check(s) paid to the suspect as partial or full payment of your project.
- A copy of any other evidence of payment, such as credit card billings, if applicable.
- A copy of any business card, flyer, or other form of advertising that influenced your decision to contract with the suspect and led you to believe he or she was a duly licensed contractor in Arizona.
- Any other documents obtained by you or the suspect that are related to your construction project, such as permits, sketches, photos, etc.
- Thank you for submitting the required supporting documents needed for a successful prosecution.

Please do not send original documents. Retain original documents for your records or any future criminal or civil proceedings. If you do not have access to this information, please contact me at your earliest convenience. I will be happy to advise you in gathering sufficient documentation and in determining what is pertinent for presentation to a prosecutor. I must receive this requested information within 10 days, or will have no alternative but to close your complaint.

If I am unable to locate the suspect, or if he or she denies having contracted with you, it may be necessary for you to identify the suspect from a group of photographs. This can be done at my office, at your home, or at your place of business, whatever is most convenient for you.

If you have any questions, or wish to speak to me for any other reason relating to your case, please call me or leave a message on my voice mail at the number listed below.

Sincerely,

/s/ **Alex Figueroa #145**

Alex Figueroa #145, Investigator  
1700 W. Washington St. Ste. 105  
Phoenix, AZ 85007-2812  
Phone: (602) 771-6768 Fax: (602) 542-1520

**Alex J. Figueroa**

---

**From:** Paul Cassano [REDACTED]  
**Sent:** Monday, October 05, 2015 9:48 AM  
**To:** Alex J. Figueroa  
**Subject:** Fwd: Blank 2.pdf  
**Attachments:** Blank 2.pdf; ATT00001..htm

Alex,

Call me odd, but I decided to give Mr. Libby the chance to pay me back over time. I have text messages from him that he wanted to have this contract drafted, he was to sign and start paying for (October 1st). I have text after text that he could not perform to the contract that "he" initiated.

Enclosed is the contract doc for my file that you are compiling.

Thank you

Paul

Begin forwarded message:

**From:** Paul Cassano [REDACTED]  
**Subject:** Blank 2.pdf  
**Date:** September 20, 2015 at 7:40:28 AM MST  
**To:** Donnie Libby [REDACTED]

Donnie,

Here's the contract that you asked for. 4 payments with the option to pay it early. Please sign it and return it.

Paul

## Contract Resolution

This contract resolution is based on the agreement that was written and agreed to by the following parties, Donald Libby (GC) and Paul Cassano (homeowner). The Resolution has been put in place so that repayment of outstanding funds can be accomplished. The following payment schedule has been put in place to insure those are repaid. If the schedule is adhered to and funds repaid in full then I, Paul Cassano, agree to withdraw the ROC compliant. The complaint will only be withdrawn if paid in full.

AMOUNT DUE: \$6,500.00

Amount Due October 1st. - \$1,500  
Amount Due November 1st. - \$1,500  
Amount Due December 1st. - \$1,500  
Amount Due January 1st. - \$2,000

The resolution can be completed earlier if Donald Libby pays the amount earlier. All payments MUST be paid by no later than January 1st, 2016

Agreed to this day, \_\_\_\_\_, 2015

Donald Libby \_\_\_\_\_

Paul Cassano \_\_\_\_\_



## Alex J. Figueroa

---

**From:** donald libby [REDACTED]  
**Sent:** Thursday, March 17, 2016 12:21 PM  
**To:** Alex J. Figueroa  
**Subject:** RE: ROC Complaint 2015-3780

thank you I'll see you on the 28th .and I will reach out to Paul today thank you

Sent from Yahoo Mail on Android

On Thu, Mar 17, 2016 at 12:03 PM, Alex J. Figueroa  
<[Alex.Figueroa@azroc.gov](mailto:Alex.Figueroa@azroc.gov)> wrote:

Mr. Libby,

This email is a follow-up from our phone conversation.

As discussed, we will meet Monday March 28, 2016 at 10:00 am at the ROC office in Phoenix.

The address is below, but the main cross streets are 19<sup>th</sup> Ave. and Jefferson. There is a large parking lot on the North-East Corner of 19<sup>th</sup> Ave. and Jefferson, park there and enter the capital building and ask security for the ROC office.

They will point you my way.

Paul asked you text message him at [REDACTED].

Regards,

*Alex Figueroa #145  
Investigator-Unlicensed Activity  
Arizona Registrar of Contractors  
1700 W. Washington St. Suite 105  
Phoenix, AZ 85007  
Office: (602) 771-6768 Cell: (602) 568-1683 FAX: (602) 542-1520*

E-Mail: [alexj@azroc.gov](mailto:alexj@azroc.gov)

Unlicensed Investigator Survey

Fill out AZ ROC's survey to let us know how we're  
doing and how we can better serve you!



*The ROC is now on social media!*

*Make sure to follow us on:*



---

**From:** Alex J. Figueroa  
**Sent:** Thursday, March 17, 2016 11:14 AM  
**To:** [REDACTED]  
**Cc:** [REDACTED] Kim Cassano [REDACTED]  
**Subject:** ROC Complaint 2015-3780

Mr. Libby,

I am the investigator assigned to the above mentioned complaint which Paul and Kim Cassano have placed against you with the ROC office.

You have previous complaints for unlicensed contracting and used to hold a license with the ROC. Yet the ROC office continues to receive more unlicensed complaints against you.

The Cassano's have tried to be more than amicable and reach a civil resolution with you. They have explained they trusted you as a friend and never anticipated to have to file a complaint against you.

I tried reaching out to you by phone, but you did not answer.

This is my final attempt to reach out to you and make an appointment at the ROC office to discuss this complaint in person.

This is a criminal investigation and I am looking to provide you an opportunity to explain yourself.

If you fail to contact me or at least provide me with a current address for a court summons to be issued, then I will use the [REDACTED] in Surprise as your most current address.

As you know, the court summons will be sent there and if the address is incorrect, a warrant will be issued for failure to appear.

Contact me by noon Monday March 21<sup>st</sup>.

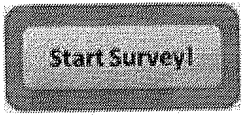
*Alex Figueroa #145  
Investigator-Unlicensed Activity  
Arizona Registrar of Contractors  
1700 W. Washington St. Suite 105  
Phoenix, AZ 85007  
Office: (602) 771-6768 Cell: (602) 568-1683 FAX: (602) 542-1520*

*E-Mail: [alex@azroc.gov](mailto:alex@azroc.gov)*

Unlicensed Investigator Survey

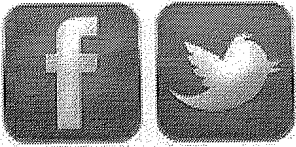
Fill out AZ ROC's survey to let us know how we're

doing and how we can better serve you!



*The ROC is now on social media!*

*Make sure to follow us on:*





## Alex J. Figueroa

---

**From:** Alex J. Figueroa  
**Sent:** Monday, April 04, 2016 9:37 AM  
**To:** [REDACTED]  
**Subject:** RE: RE: donald libby

Donnie,

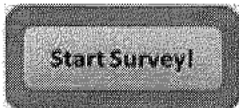
Just an FYI...this case will be filed with the Maricopa County Attorney's Office.

Regards,

**Alex Figueroa #145**  
**Investigator-Unlicensed Activity**  
**Arizona Registrar of Contractors**  
**1700 W. Washington St. Suite 105**  
**Phoenix, AZ 85007**  
**Office: (602) 771-6768 Cell: (602) 568-1683 FAX: (602) 542-1520**  
**E-Mail: [alexj@azroc.gov](mailto:alexj@azroc.gov)**

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**Make sure to follow us on:**



**From:** donald libby [mailto:[buffbird@yahoo.com](mailto:buffbird@yahoo.com)]  
**Sent:** Wednesday, March 30, 2016 4:36 PM  
**To:** Alex J. Figueroa  
**Subject:** RE: RE: donald libby

calling you .you said to call you  
Sent from Yahoo Mail on Android

On Wed, Mar 30, 2016 at 16:32, Alex J. Figueroa  
<[Alex.Figueroa@azroc.gov](mailto:Alex.Figueroa@azroc.gov)> wrote:

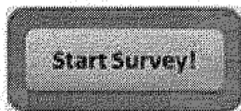
Calling me or calling him?

*Alex Figueroa #145  
Investigator-Unlicensed Activity  
Arizona Registrar of Contractors  
1700 W. Washington St. Suite 105  
Phoenix, AZ 85007  
Office: (602) 771-6768 Cell: (602) 568-1683 FAX: (602) 542-1520*

*E-Mail: [alex@azroc.gov](mailto:alex@azroc.gov)*

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doing and how we can better serve you!**



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*Make sure to follow us on:*



**From:** donald libby [mailto:[donald.libby@azroc.gov](mailto:donald.libby@azroc.gov)]  
**Sent:** Wednesday, March 30, 2016 4:32 PM  
**To:** Alex J. Figueroa  
**Subject:** RE: RE: donald libby

please tell him I've been calling

Sent from Yahoo Mail on Android

On Wed, Mar 30, 2016 at 16:30, Alex J. Figueroa

<[Alex.Figueroa@azroc.gov](mailto:Alex.Figueroa@azroc.gov)> wrote:

Don't worry about it...I will reach out to you tomorrow...I am dealing with my deadlines also.

I will explain to Paul the situation.

Regards,

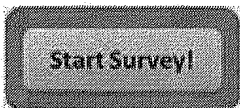
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*E-Mail: [alex@azroc.gov](mailto:alex@azroc.gov)*

Unlicensed Investigator Survey

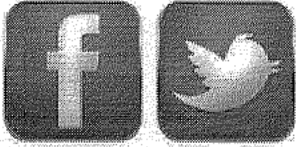
**Fill out AZ ROC's survey to let us know how we're**

**doing and how we can better serve you!**



*The ROC is now on social media!*

*Make sure to follow us on:*



**From:** donald libby [mailto: [REDACTED]]  
**Sent:** Wednesday, March 30, 2016 4:27 PM  
**To:** Alex J. Figueroa  
**Subject:** Re: RE: donald libby

I didn't want to miss the weds afternoon I was supposed to call you by

Sent from AT&T Mail on Android

---

**From:** "Alex J. Figueroa" <Alex.Figueroa@azroc.gov>  
**Date:** Wed, Mar 30, 2016 at 16:25  
**Subject:** RE: donald libby

Donnie,

I saw I missed your call...I will need to reach out to you tomorrow. I am busy right now, but I can call you tomorrow afternoon.

If you want to try me after 1:00 pm tomorrow, that would be best.

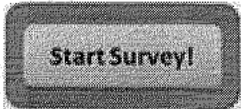
Regards,

*Alex Figueroa #145  
Investigator-Unlicensed Activity  
Arizona Registrar of Contractors  
1700 W. Washington St. Suite 105  
Phoenix, AZ 85007  
Office: (602) 771-6768 Cell: (602) 568-1683 FAX: (602) 542-1520*

*E-Mail: [alex@azroc.gov](mailto:alex@azroc.gov)*

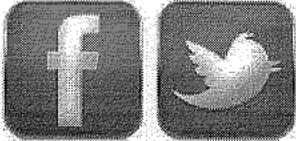
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**From:** donald libby [mailto: [REDACTED]]  
**Sent:** Monday, March 28, 2016 1:23 PM  
**To:** Alex J. Figueroa  
**Subject:** RE: donald libby

thank you for your help

Sent from Yahoo Mail on Android

On Mon, Mar 28, 2016 at 13:22, Alex J. Figueroa

<[Alex.Figueroa@azroc.gov](mailto:Alex.Figueroa@azroc.gov)> wrote:

Donald,

FYI...I will have to reach out to the Maricopa County Attorney's office on the status of the cases with Conrad McGinnis.

I will notify what I've learned once I hear something, it may be a few days.

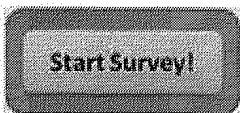
Regards,

*Alex Figueroa #145  
Investigator-Unlicensed Activity  
Arizona Registrar of Contractors  
1700 W. Washington St. Suite 105  
Phoenix, AZ 85007  
Office: (602) 771-6768 Cell: (602) 568-1683 FAX: (602) 542-1520*

*E-Mail: [alex@azroc.gov](mailto:alex@azroc.gov)*

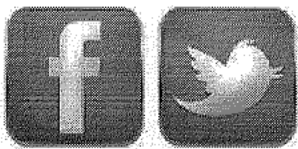
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*Make sure to follow us on:*



**From:** donald libby [mailto: [REDACTED]]  
**Sent:** Monday, March 28, 2016 11:34 AM  
**To:** Alex J. Figueroa  
**Subject:** donald libby

Alex it was nice to meet you today.could you give me a call when you can.thank you donald lobby

480 381 5229

Sent from Yahoo Mail on Android

SMS with [REDACTED]  
1/22/15, 8:14 PM

Never heard of that? Weird, sure it's not an IV?

it has a little plug like thing hanging out of it

Cool

1/23/15, 11:10 AM

still in the hospital?

1/23/15, 1:43 PM

still in the hospital?

1/23/15, 8:09 PM

Home yet?

1/24/15, 1:05 PM

Home yet?

1/24/15, 7:31 PM

Home yet?

1/25/15, 7:34 AM

Haven't heard from you since Friday? You were going to call me when you got home? All ok? Or were there complications?

1/25/15, 8:52 AM

sorry paul they put me on a ventilator Friday. oxygen level low still. feeling ok just waiting for doc to come at 11.

Ok, pleasee keep me posted. I may have to take a part of Monday off to meet with the cabinet people. If I need to do it, I will, but cabinets for sure on Monday. One way or another.

1/25/15, 6:58 PM

Shoot me over the cabinets guys name and number please

1/26/15, 7:51 AM

let me know what you find out?

1/26/15, 12:48 PM

No call from the cabinet guy?

okav I'm on it



1/26/15, 2:30 PM

Cb in a minute

1/26/15, 4:43 PM

FYI no call yet

on it

Is this guy for real? 545 nothing

Now I'm irritated

1/27/15, 4:55 PM

What do you do you learn?

1/28/15, 1:28 PM

So nothing yet?

give me a call when you are free

1/30/15, 9:03 AM

we're all ready for Monday morning me cabinets Victor and painter. Joey called and said were set up for Monday. I'll make sure he has your money also. I'll

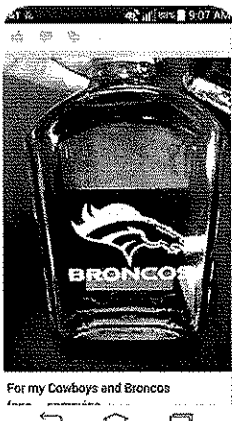
call you in a few. I'm gonna send you the info on my moms house also. just waiting for lawyer to email offer.

On side note were you able to acquire the tickets?

I'm gonna call her now .she didn't get home until after 12 because after phx open they had to go downtown for super bowl display

kk

I'll review the offer when you send it



do you want a vote of gentlam Jack and what would you want engraved .Steelers,Abbey etc

Abbey would be cool. I could send you the logo

send 8llbhave her make you one



1/30/15, 5:00 PM

anything new happening? was she able to acquire any tickets?

hadn't heard from you..

going to my sister when she gets off.Josh got punched today at special needs school by a down syndrome kid.he got a shiner.i guess he was making noises.h

es tougher than me

Yikes! That's crazy!!! Thank you for that again

I you want to bring that guns when you drop the tix that would be good too!

1/30/15, 7:18 PM

Never saw the offer to review?

they didnt email it yet

Kk

1/31/15, 2:58 PM

It's now 3pm on Saturday. was I going to hear from you today?

1/31/15, 10:14 PM

I'm still waiting for my sister to come by my house.if she has the good passes I'll text you and put them under your mat.she's been downtown at the fest

downtown.

2/2/15, 6:39 AM

Pls let me know when everyone is arriving today. Kim has the day off and I would appreciate giving her a time

soon as i hear from Victor and cabs ill let you know.

Thanks

2/2/15, 7:57 AM

any word? I thought that we were scheduled for today?

I'd like to give Kim as much notice as possible

i have calls to both.im just waiting to hear back.

Texted Joey yesterday to confirm on my own and he never responded... I thought that most subs started their day before now?

Paul im trying my best. i want this over as bad as you do.

I get it too... Kim is off today so i am trying MY best to give her some sort of an agenda so she can manage her day.

soon as i hear im heading over.nobody will be there without me.my nerves cant take much more.Ive been worried all weekend.

we shall see. we are going on your word that they will all be there today.

2/2/15, 9:50 AM

almost 10, any word?

Joey, Hey it's about 11 o'clock and I haven't heard anything about the delivery of the cabinets. On Saturday you assured me that they were on track to start on Monday, thats what I told my customer. Please know that I may need to make alternative arrangements to get these installed. I know i had some issues earlier but my customer is the one that is still not completed. I would also need to make arrangements to have the refund check passed along to the customer

thank you thats good

2/2/15, 11:26 AM

i just left him the message

If you don't hear from him by 1 we use your other guy for install tomorrow

yes sir

is he available to do them tomorrow? if necessary?

ill call gabe

Put him as plan b

got it

2/2/15, 3:41 PM

soon. looks like your new guy is our new guy! No call no show no text. did you get a hold of him?

2/2/15, 4:53 PM

looks like your new guy is our new guy! No call no show no text. did you ever get a hold of him?

yes got a hold of both .Gabe is going in the morningpick Up cabinets.joey thinks im picking Up cabinets.joey coming bymy house tonite Bring me check.

thats forward progress!

god i hope so.i cant e at i have upset atomica all day

2/2/15, 9:22 PM

So I guess the guy lied about coming over too?

he called me about hour ago .i told him i was Up until at least 1100

Ok. I guess we'll see

im praying

Me 2

2/3/15, 8:09 AM

well? did he keep his promise?

he didnt come last Night.hes Meeting me this morning

we shall see... please let me know when Gabe is scheduled to arrive

im not telling you anything until i know hes got them and on his way .no false promises im trying to learn

2/3/15, 1:11 PM

well, I am growing sad that I have NOT heard anything since early this morning

2/3/15, 4:32 PM

hello McFly anyone there?

call you in 15 min

k

2/3/15, 6:03 PM

Any expectation of delivery tonight?

2/3/15, 7:42 PM

Does gabe have my cabinets or not?

2/4/15, 7:06 AM

Tentative arrival time?

have not heard from gabe yet.i will call you soon as i hear.i promise

Still no check yet? I am growing impatient with this guy.

i have the money

Yeah!

How about that, starting to come back together

Don't forget to bring the samples, vessel sink please

ok

If you are still concerned about the guns you can bring them too

I can put them in the office for now

Up to you...

2/4/15, 9:33 AM

930???

call me when you can

2/4/15, 12:55 PM

hey Paul i tried you a couple Times.Saw gabe  
.everything is Fine.there trying to get done putting  
baseboard in this house.he already had it  
sceduled.that

s why he wanted to install the cabs yesterday.if there  
done quick they will get over to your house.he  
promised me that if its too late they will be at yo

ur house between 9 and 10 tommorow morning.were  
also gonna work on doors and have a painter there  
also.he has nothing sceduled for the next few days.i h

ope thats okay it s the best i can do by myself.i think  
this will work best.give me a call when you can.

2/4/15, 3:56 PM

this will have to do... can i say that I am thrilled that  
another day has come and gone. with nothing done. If  
we have issue tomorrow I will be forced to make a real  
assessment as to how we progress.

im with you.i deposited check in Bank as it was written  
to me.i can pull the Cash out in the .morning and give  
you the Cash.is that okay.

thats fine

2/5/15, 7:13 AM

Looking forward to the start of the project

2/5/15, 9:15 AM

what time is everyone arriving?

im waiting for him to call me that hes close.im waiting.  
at home depot.

got ya

garage code is 5620 enter, you might have to press  
and hold the enter button

another hour?????

2/5/15, 11:37 AM

and another hour?

2/5/15, 3:18 PM

Any new news

or are you now working at that Carls Jr? Lol

2/5/15, 7:04 PM

I'm assuming no cabinets?

im not home yet.had to pick up Brenda at 7.im supposed to call him when i get home.he lives in avondale.he did call me couple Times but dalton is working

at the gym so he needs to wait until i get home.

Ok...

2/5/15, 9:34 PM

Well???

Looks and feels like I won't have cabinets tomorrow either!

2/6/15, 10:25 AM

ry.ill call you soon as i got them.thanks

hey Paul .just got home from dropping dalton and Josh at school.had to Drive Brenda to work also her car died yesterday.calling gabe now to set Up delive

Please make sure that you bring the cash and the sinks/faucets... TY

2/6/15, 1:16 PM

whats the new news?

it's been hours since I have heard from you

2/6/15, 7:51 PM

Well I guess I file a police report

Expect a call from the police department tomorrow

they can call me i understand.

I'm fine till morning

2/7/15, 3:42 PM

Please text me the picture...

It will help with Kim's sanity

sorry

Well????

2/7/15, 5:12 PM

Maybe email? No pic

i sent 4 times

i emailed

2/7/15, 6:37 PM

Eating dinner gjo the photo thanks!

you got it?

Yes

2/9/15, 10:01 AM

What's happening?

2/9/15, 2:05 PM

Well?

2/9/15, 6:42 PM

Are you trying to get the cabinets here?

im trying.the locksmith got here about 6.also the owner of the house just got here.hes having someone install a new Arcadia door.

Sooooo

Ive been trying to call you

Me too

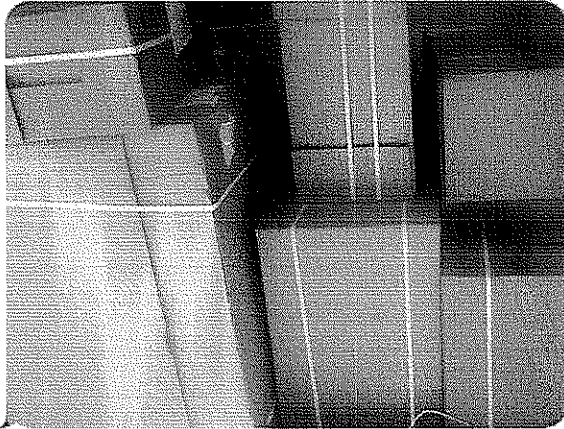
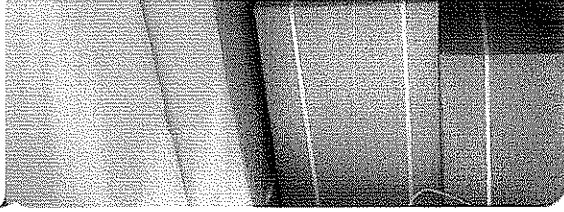
2/10/15, 7:47 AM

pls advise me as to the schedule today please

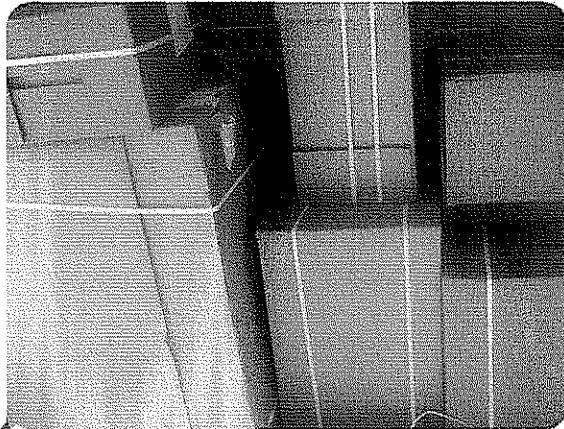
2/7/15, 4:58 PM







2/7/15, 5:08 PM



2/10/15, 6:59 PM

I'll call you right back.

2/11/15, 9:12 AM

It after 9 am and I haven't heard anything from you?  
What's happening today?

2/12/15, 8:59 AM

5620 enter. Might have hit enter twice

2/12/15, 5:21 PM

All the door handles are upside down?

I'll fix it

2/12/15, 6:36 PM

---

Glad your back in the daily grind!

Are you growing a grandpa beard?

thank you .stress beard

R u still there?

left 10 min ago

left 10 min ago

2/12/15, 10:30 PM

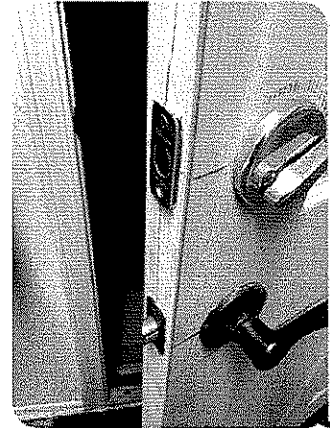
Please do not throw my old garage door away, when you removed it, the alarm sensor was not replaced in the new door.

oh sorry

ill take care of it

2/13/15, 6:52 AM

Still not thrilled about the fit and finish, looks ghetto.



dont worry not finished.ill take care of them

Thank you, I will be home early today... Will you be able to have the refund monies today?

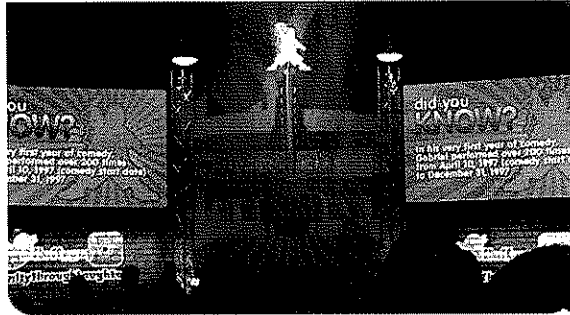
2/13/15, 1:10 PM

how is the progress?

10 min Call you

2/14/15, 7:31 PM





Nice seats

Indeed

fluffy sponsored by Abbey Home elevator

2/16/15, 8:10 AM

Getting ready to board my flight, Kim is home all day today..

okay going to the House at 930

Perfect

2/16/15, 10:17 AM



you think something likw this

Nah. if we use the detent, spring loaded ball as the latch, I think we just use a low profile cabinet button knob

okay

okay

Asked about cabinets? Kim said no

That's good bronze color?

2/16/15, 1:41 PM



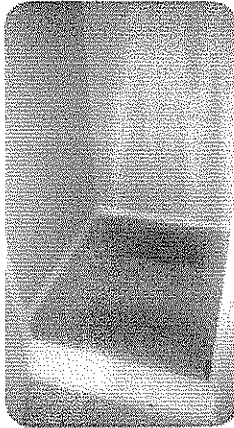
looking good

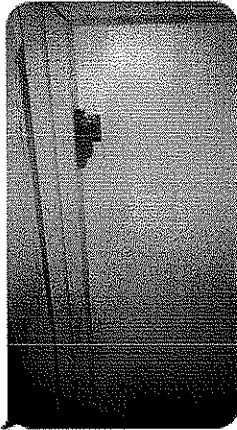
It is good job

2/16/15, 3:53 PM

Cabinets?

2/16/15, 6:29 PM





call you back

Looks good.

Well?

2/18/15, 8:28 AM

Never heard back, cabinets delivered this morning?

2/18/15, 3:32 PM

well, whats our progress

2/18/15, 6:59 PM

So I guess we are buying cabinets elsewhere. I will sit down with you this weekend and find out what funds we have coming back to us other than the 3k that I would like you to deliver to my house tomorrow.

2/19/15, 1:05 PM

Home Depot show yet?

2/20/15, 7:37 AM

Really need to chat with you on this... can't say I'm impressed



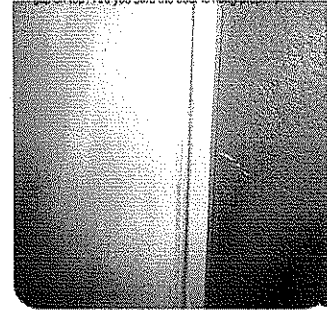
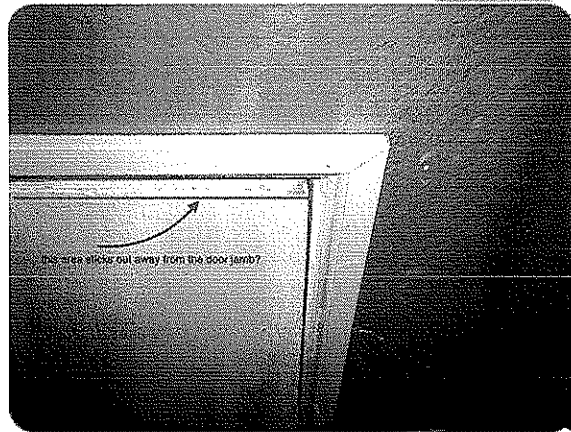
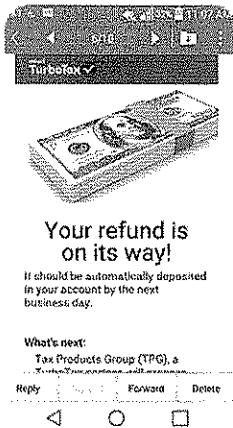


Photo #2



2/20/15, 4:34 PM

Home Depot stuff show up?



2/20/15, 8:01 PM

What is the overall width of our bath cabinets?

2/21/15, 2:47 PM

Donnie what time tomorrow do you want to get together and discuss situation? We went to Lowes and Home Depot and they are all 3 week lead times.

Please plan on bringing all receipts of materials

chatting, call you right back!

Just finishing my mission call ya later

2/22/15, 5:52 PM

Since I didn't hear from you I presume you never got to look at our cabinets... Or lack there of!

2/22/15, 9:30 PM

me and dalton are leaving hospital.were gonna stop by cab guys place to see if hes back yet.

Like I said, bazaar that he wants you to buy them, but is now not communicating with you at all today. What a dumbass

2/23/15, 6:59 AM

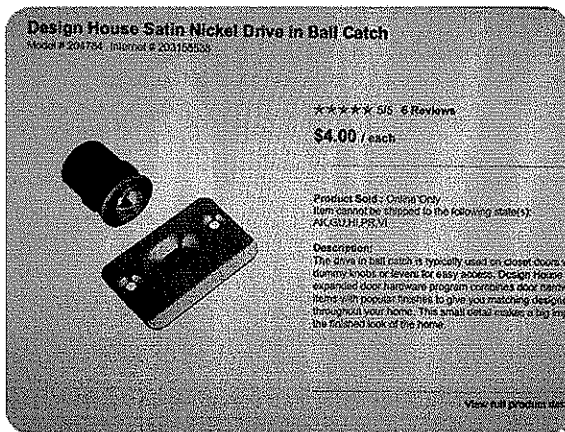
Well, was it a bust? Or are they ready to go?

2/23/15, 6:55 PM

chatting, call you right back!

i love to chat

2/25/15, 3:36 PM



does the circle cartridge screw into side of door

Yes

It's a spring-loaded latch

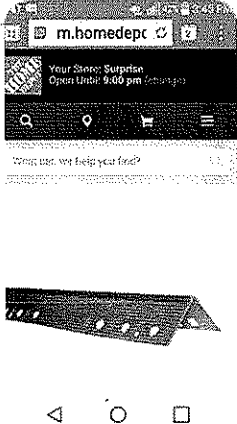
I see them on higher-end homes being used on closet doors

do we eliminate the knob on front

nope, still have to have a way to grab the door to open

is the knob i bought okay

Yeah to work fine



we need this For inside corner



the white one looks better

2/25/15, 6:59 PM

can you chat.i tried you a couple tomes

Sure

2/27/15, 3:30 PM

Apparently no check.. Very sad  
I discuss with you when I get back

Paul I will have the money.I have had nothing but problems with Josh.its gotten worse.you will have you're money to order the cabs for Monday.

I haven't wanted to bother you on vacation.I'm not gonna let you down

I haven't wanted to bother you on vacation I'm not



I haven't wanted to bother you on vacation in the  
gonna let you down

Understood. I was expecting a picture of my check  
once again, nothing. Don't be. I am sorry about Josh. I  
am sorry we are in this mess. Monday is the deadline  
no check Monday and we will not be chatting so  
politely anymore. I understand that are issues, but  
your issues can't become my issues! Sorry

When you were having fun. I'm sorry I won't let you  
down

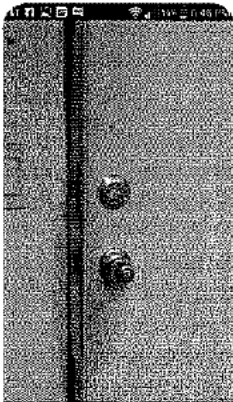
I understand you have been more than fair with me. I'm  
not getting you a check. I'm getting you a cashier's  
check. I didn't want to call you and talk shop w

3/2/15, 10:33 AM

When are you dropping off the check?

3/2/15, 7:09 PM

Ph: AZ 85050





That crazy

3/3/15, 11:06 AM

10:00 has come and gone, when will you be here with the check?

really busy, can you just give me a time that you are coming by?

I'm just waiting for them to release the funds, soon as they do I'm coming to you

3/3/15, 1:05 PM

my branch verified check, she's just waiting for Chase hold department to release hold.

ok, keep me posted

I promise I want it over with

3/3/15, 4:05 PM

any news?

I'm gonna run over and see if I can get it

ok

3/3/15, 6:37 PM

I take it, it's not happening again today?

I can get in the morning, but don't lose faith, my sister is checking to see if she has cash at home, her husband keeps cash in his safe, if she has it I can

bring you all in cash, she doesn't know how much he has, she's gonna call me back, then I can give it back to her tomorrow.

Why, can't you get it at the bank in the morning?

I want to bring tonite

Ok, whatever works

3/4/15, 11:12 AM

In a mtg

sorry

3/4/15, 3:49 PM

Well, any luck?

I'm going by bank leaving hospital now

ok

3/4/15, 5:55 PM

just dropped Brenda. I'm gonna go to Chase at greenway and 303. there open until 7. I'm working it

K

chatting, call you right back!

they wouldn't give it to me. they said the computer said it was on hold. I'll go by my branch soon as they open and get it. I already have them the lein rel

ease. so she should be able to give it to me. I'm so sorry I promise I'll run it straight to you

Sorry as well, this once again sucks. I will be patient til Friday. Period. Please stop telling me you are going to get it. Please don't call me again until it's in your hands. Sorry Donnie this isn't how I want this to go down.

yes sir I understand

3/6/15, 9:49 AM

Am I going to hear from you today? Why isn't my money available?

you told me don't call you until I had money in hand. I don't have it yet should be good today. but you said don't tell you it's coming until I have it. I'm sorry

how did Derek do in his game?

Trying to get a gauge

I don't understand

He did well pitched 5 innings. 2 for 3 1 RBI

did he pick anyone off

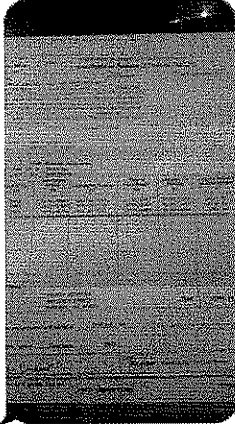
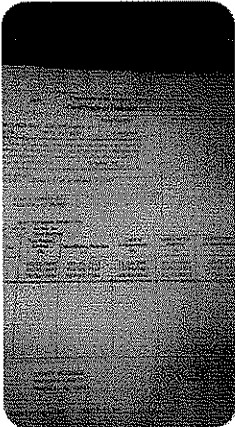
I have to have an end plan. There will be a time that I call it quits, spend thousands more on cabinets and move ahead. I would be sad if this has to go legal

it wont

3/9/15, 7:15 AM

Today is the last day to provide us the funds owed. You have till the close of business (6pm) today. Kim and I have decided that we need to take this out of the "friend zone" and look at it as a business deal gone bad.

3/9/15, 1:12 PM



3/9/15, 2:23 PM

got n it. now lets get the check

3/11/15, 12:33 PM

Any update?

Dr appt

chase is waiting for the irs to fax over there paperwork. I called irs they said it would be done today

Good keep me posted

I sure will

3/12/15, 1:37 PM

unfortunately I guess the IRS is quite truthful either! I ordered cabinets last night \$3,300 more dollars. Will I have my check by Friday? yes tomorrow

3/13/15, 2:53 PM

Donnie, it's 3pm on Friday now. any news?

ill call you in a fes. I. trying

3/13/15, 6:16 PM

3hrs later I haven't heard anything? Just a text me is you have it or not.

i dont have it yet. chase says it received the lean release should be good tonite. im sorry i was moving our stuff into storage when you called. if its goo

d tonite ill run it over soon as they opened. im just slammed moving

Are you moving?

evicted. ill keep you updated. were gonna move to My mother in laws. ill send you address

KK

My landlord wouldnt budge. i told him i needed a couple days.

Patience can be tough

not like hes gonna get anybody faster

No kidding. sister can't float you til monies arrive?

3/14/15, 10:30 AM

So no funds still?

3/15/15, 6:36 PM

Funds tomorrow?

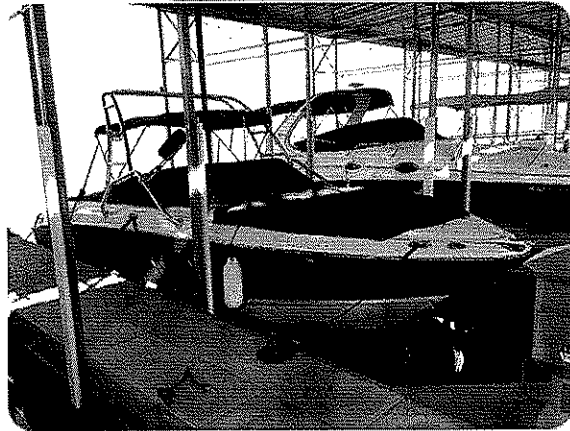
yes Sir.i want yo go on the elevate up boat.

looked fun

It will be good to get the check finally. Sure i can take you

3/16/15, 3:10 PM

when can i anticipate the checks arriaval?





3/16/15, 5:04 PM

5pm any success?

not yet im here

At the bank?

yyes sir

not good yet.they said the 17th.manager says it will be released tonite at midnite.ill grab it first thing and run ir to your Office.i promise

I also have the sinks and faucets if you didn't order yet

I am in Cali all day tomorrow it will have to be Wednesday morning. Why not today?

All I can say it better be Wednesday

I will promise.I need it so I can find somewhere to live

What was the stopper this time

They keep telling you it's released and it never is????

They said the banking doesn't happen on the weekend

Btw they had all day today and it's Monday!

They told Me Friday they got the IRS release.

Then Wednesday unless you want to bring tomorrow. Justin will be home all day. Why did you need my address?

They need an address for the cashiers check

They need an address for the cashiers check

3/17/15, 5:34 PM

Did you get our check?

3/18/15, 9:11 PM

Did you get our check? I didn't get a text?

You still in your meeting

No

Give me a call when you can.

3/19/15, 11:45 AM

I'll call you right back.

Be gone for about an hour

OK I'm on phone with chase.

That's nice.

3/19/15, 2:28 PM

Well, haven't heard anything

What is the todays issue or what excuse?

3/19/15, 6:12 PM

I would say go take that check cash it today and bring over the 5500. Then when the rest is available bring it over. Why are the other funds not being released? This has been days and days????

When I get to my mother in laws I'll look at where the check is drawn from. if its local I'll just cash it and give it too you. I talked to the hold depart

ment at chase and they said they would make sure they would get it released immediately. I don't want to tell you I have it until I have in my hand.

This is exhausting

Did you find some othervones

I won't call you tonight. Pls just let me know when you have the funds. Yes, they have us the more expensive ones at same cost

What's the brand



RSI, they are architectural concepts brand

Sorry Architectural Bath

3/23/15, 5:04 PM

Really no communication since Thursday

ould have all your money tomorrow .I just don't want to tell you that again.

I'm sorry my phones were shut off since Friday.I couldn't get them on until around 1 today.I'll call you in about 30 minutes .at hospital with josh.I sh

If you check it out I have no Facebook or internet since my phones were shut off.

Ok, I am out in Call starting tomorrow. If available please get to Kim!

3/26/15, 2:54 PM

What is the story? You want me to trust you yet it's Thursday and no ones heard from you?

3/26/15, 4:06 PM

Call you in 15 min

3/27/15, 4:57 PM

What time do you want to drop off the check?

3/28/15, 10:10 AM

I should be back from the gym at 11. what time do you want come over?

I'm trying to find my wallet .I'm waiting for the chevron in flagstaff manager to call me back.I hope I left my wallet when I was getting gas last night.

I'm gonna go get it if they have it.never ends.

3/28/15, 11:14 AM

Truthfully, what else can come up stopping you from getting our check?

3/30/15, 7:21 AM

Please deliver my check today

3/30/15, 2:58 PM

Donnie, Are you going to be delivering my check today?

I won't be back until tomorrow morning. I'm gonna go first thing and get a new license and then I'll go to the bank. Should have it by 11.

understood

After I drop check I want to go out on the boat looks like fun. Sometime when you can

it certainly is

I wouldn't ride on the raft I'm too scared

you don't swim, a raft is unsafe

I need floaties

a life vest will do

3/31/15, 4:53 PM

Apparently no monies today either?

You said by 11

I'm trying to get a license. I'm in motor vehicle insun city.

4/1/15, 3:24 PM

Well?

4/2/15, 7:27 PM

Well another day and evening has gone by. I am beginning to not believe you any longer.

I'm so sorry. I had to order a new birth certificate from Illinois. I paid extra so they would send fast. I'm supposed to have tomorrow. I'll go get the lic

ense soon as it gets here.

Key word is supposed to, you've telling me these same things for the last month...

4/4/15, 9:08 AM

Donnie here's the deal. I am back in Illinois for a meeting all next week. I will be back on Monday, the 13th. If the funds aren't in my possession by the time I get back Kim and I are filing a police report. I am sick and tired of all the crap. All you need to return is the 6,000.00 that you owe me back. I paid you 9500 and I'm accounting for 3,500 for the shower, toilet and

doors. I can't take it anymore

4/10/15, 8:14 PM

So, am I now to understand that since you haven't contacted Kim or I that I should now consider you nothing more than a common thief? I am so disappointed in you. Please understand that will be filing on Monday. I am so sad. I never would have thought that I would have taken advantage off by a friend... Sad very sad

4/12/15, 2:14 PM

What time are you dropping the money off today?

4/13/15, 6:11 AM

Have faith in you? No call, no text? PLS by noon today at my office

4/13/15, 11:56 AM

wow, it's close to noon, guess you're not going to make that deadline either. Sorry, that it has to go this way

I got your call but no voicemail. I think it is best that since you were given ample time, you were reimbursed tax monies, you were given back insurance monies for the cabinets and doors, you were given inheritance monies and yet you have failed to pay me any on the funds, that we only communicate by text. I'm sorry that it has come to this. I am going to make it a mission to try and reclaim my monies. As soon as it arrives, I will call it off. Tomorrow morning I have a meeting with my attorney and filing a police report.

By the way, the police report will have to end up in Brenda's name

I am trying I can't give you what I didnt have. I've had nothing but problems. I'm trying I'll do whatever you want me too.

Where is ALL this money that you supposedly got Donnie? Insurance fraud is far worse than Paul fraud. 30K from the inheritance, 5,500 from the insurance folks for the cabinets & doors stolen? Tax refund? Tell me where is it all, or was it all a lie? I can't tell

Please call me .

There is no sense in calling I will not answer. I get too emotional about the whole situation. Its not good

Im upset, I'm irritated, I'm ashamed that I let it get this far. I'm angry at myself for cutting you check after check with nothing to so for it.

The cabinets and granite are the only thing not done. I'm not a bad guy. please can we talk

never said you would. But you, unintentionally, have hurt me and my family. Whether or not you intended to, you have hurt my relationship with my wife; you have said things TIME AND TIME again that have never come to fruition and ALL I have asked is that you make it right. And you haven't. Like I said, either all the claims to all this money that you supposedly getting was a lie or your just having trouble understanding right and wrong. This is just wrong and tomorrow it ends

Can you talk to me 1 more time and than I'll leave you alone.

Donnie, as we discussed there was 2000.00 paid to the tile guy for the construction of the shower, 700-800 for tile & supplies, 300-400 paid for the doors, so far only 3200 of our original monies pd has had anything done. that leaves over 6000 worth of the money unaccounted for. In our discussions today I agreed for you to pay me 3,500 or , preferably, 4000 and then we work towards you paying me the balance of the 6,000 owed. I will still be meeting with my attorney to make sure that I have plan in case you don't execute this agreement. I will await your call in a few hours.

Agreed thank you

4/13/15, 7:25 PM

I'm finished with the fire place. I just need to grout. just giving you an update. thank you so much for your help. we will get through this and I promise I'

ll make everything right.

4/14/15, 7:07 AM

Well, obviously he didn't deliver the funds. Meeting with the attorney at 8, won't be available til 9 or 930

Sounds good. I'm on my way over to grout t he fireplace I set last night. I'll keep you updated. I did text you last night

Just remember that today is the last chance. If I don't

see you with monies in hand by 3pm, police report gets filed

I tried you twice this morning.

I'm on a conference call, did you get the money? are you bringing it over?

I text you last night to tell you I was done setting the fireplace. I'm going to grout now. I'll call the customer when I'm done, give me a buzz when you're done.

I'm very busy today. Pls just text me when you have the funds ready to bring over.

We already discussed attorney this morning and that gives you today as agreed. If no funds today, police report tomorrow am

OK .I don't know why your upset with me already today, you told me to communicate with you, and I'm trying, you told me you would give me a day and at 7.00

am you're already upset with me, you told me to tell you the truth and don't promise something until I can deliver. I'm working on the money for today, its

the best I can do, if you don't want to work with me I understand, I'm still gonna get you the money.

I'm on a fuckin conference call and already your starting on me. we agreed on a number, I agreed to hold off on the police report today but still going to the attorney. You said that he was going to get you the money yesterday and that you would keep me in touch. all you texted me was that you were going to grout. Why didn't he didn't the monies to you as requested?

I'm sorry I wasn't trying to make you mad, I'll contact you when I have it, he gave me a punch list and wanted me to tile the fire place, I told you that yes

terday at like 5, I tiled the fireplace and informed you this morning I was going to grout. I'm sorry I was trying to communicate and was not trying to ma

ke you mad, again I'm sorry

I just can't talk right now, I am working. Just text me when you have the funds and we can talk then

4/14/15, 4:00 PM

chatting, call you right back!

chatting, call you right back!

What did you learn

4/14/15, 8:36 PM

Are you still in meeting

4/14/15, 9:45 PM

Just done!

Call you in 5 min

I tried you but it went to your Verizon email

Me too

4/16/15, 11:04 AM

On the phone!

Sorry

4/16/15, 8:10 PM

So no funds again?

You still in class

No

4/17/15, 1:37 PM

wow, another 1/2 a day and no call from you? what is the deal?

On the other line

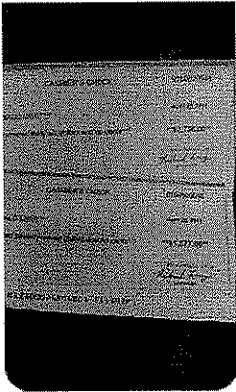
I'm trying all avenues.my bank says today.I'm trying to get the money from the guy who owes me the \$3,600 right now.call me when you can

this gets so old, the bank was yesterday, now today, really. This is insane. I get too frustrated when I call, just keep trying. I have given you ALL week and nothing ...

I understand I'm doing everything I can.I don't like this.I want it over with also.

4/20/15, 3:08 PM





Paul my customer at grayhawk sent me this picture that he purchased the cashiers checks for me. I'm heading to the job to wait for him. I'll call you

Donnie, I am not really interested in the checks until they become cash and end up in my hands. LOL. I have MCSO tonight so do what you need to do to get the cash and call me when it's in your hands. I really don't feel the need to talk until that happens, and hopefully another week doesn't go by

Yes sir

4/22/15, 10:13 AM

Ok, it's Weds and still no cash. I guess its time for another deadline since you have failed once again to produce anything. Friday by 5pm. Period

4/24/15, 6:50 AM

It's Friday, any plans on dropping off my money?

My customer is supposed to be back today. Tuesday he sent me the pics that he had bought the cashiers checks. but he has been out of town for work. when yo

u text me Wednesday I sent your texts to him. He text me back and said he would be back Friday. I haven't called you because you said don't call you.

His wife has been out of town too? So get the funds and deliver them today pls

Did you install cabs?

Yes

Did she pick granite

Pick a granite

Oh, thought you were talking elevator cabs! No cabinets still not here

No granite pick!

Calling Lowes today

OK

4/24/15, 5:38 PM

So I take it since its 530 that nothing good has happened.

He's supposed to call me as soon as he gets where

4/29/15, 7:48 AM

When are the funds coming Donnie? This is getting ridiculous?

4/30/15, 6:09 AM

Donnie, I hate to see our relationship end this way. You have failed to right the wrong that you created when you decided to help on my project. You have squandered thousands of dollars from my family and not done anything to repay me but break promise after promise. I know that you have endured a lot, but so have we. Monday it all ends.

5/1/15, 4:08 PM

Haven't heard from you???

I am home, please bring the funds you promised to have today?

5/3/15, 5:31 PM

Once again, not even sure how many times that you have told me that I would have my money, and not delivered. Be prepared, meeting with MCSO tomorrow to fill out the police report. You have once again, again and again screwed me over

Don't call me... If you have the money deliver it tonight if not, it makes no difference. I filing the report based on me not having any of the monies, you didn't hold up yo any of your broken promises. Maybe this will show that one of us is serious. You should be ashamed of yourself.

Btw the agreement that you made with me was April 13th, it's May 3rd

5/5/15, 6:35 AM



Just to be clear, you might want to do yourself a favor and drop by the sinks and faucets. In your possession they aren't doing yourself any favors. Please bring them by my house, if you don't want to say anything to anyone, no worries leave them in the alcove by the front door.

5/5/15, 12:16 PM

If you haven't figured it out, I have no interest in chatting. Please just bring the sinks and faucets by my house. You are currently in possession of things that belong to me.

I called you too see if you wanted the granite still.that's the only reason

Let's start with the sinks.. Since apparently you're not going pay me

5/5/15, 6:23 PM

And no sinks today? Are you purposefully trying to screw us now? Seriously

No sir I tried to call you to find out what you want and make a plan

I want you to bring the sinks and the faucets, as I asked this morning! I left you specific instructions to leave them in the front foyer if you didn't want to talk with anyone. Donnie, you are not even making an attempt to make this right? It's always a phone call, I wasn't action not bs chat

Want action

Paul you called me this morning and told me about the sinks I am NOT home I will not be home until tomorrow and I was going to tell you that I could bring

g the sinks and the granite if you wanted you said bring the sinks and we'll talk about the granite I just haven't been there at home.

Soon as I get back tomorrow I'll text you when I'm back and I'll run the sinks over

First of all, I never called you! I texted you at 6:30am. please bring the sinks and faucets tomorrow. I can't have you here anymore other than to deliver the thousands of dollars you owe me and my family. No more talk only actions

5/5/15, 4:50 PM

← Messages

Don

Details

Text Message  
Yesterday 6:57 PM

hey paul,Alex  
from roc told me  
to reach out to  
you. I'm not  
contracting  
anymore.i would  
love to talk and  
see if we could  
figure this out.if  
you don't wan  
t too I  
understand.thank  
s donnie



Text Message

Send

RECEIVED ROC

MAR 23 2016

ALEX FIGUEROA

Messages

Don

Details

Donnie, if you can finally get past all of the empty promises that you've made me in the past maybe we can chat. You know where I stand. The old amount was \$6500, if it goes to court I'm going to also ask for restitution on the granite the plumbing and the electrical and the



Text Message

Send

RECEIVED ROC

MAR 23 2016

ALEX FIGUEROA

electrical and the cabinets I had to buy from Lowe's which is another 5300.

I have over 70 pages of texts dating back to the beginning, the case is pretty strong.

Unfortunately this time it's not going to go away with a simple "I'm sorry"...



Text Message

Send

RECEIVED ROC  
MAR 23 2016  
ALEX FIGUEROA

can I call you if  
not I undrrstand

I think the best  
thing right now is  
for you to go and  
meet with Alex,  
and then we can  
figure out a  
strategy from  
there.

OK he said you  
told me to text  
you

OK he said you  
told me to text



Text Message

Send

RECEIVED ROC  
MAR 23 2016  
ALEX FIGUEROA

← Messages

**Don**

Details

Only when you're ready to deliver a payment, there is no other reason to discuss anything

**OK I understand**

Only when you're ready to deliver a payment

I'm sure you can understand that the time of forgiveness has come and gone



Text Message

Send

RECEIVED ROC

MAR 23 2016

ALEX FIGUEROA



# ARIZONA REGISTRAR OF CONTRACTORS



*Douglas A. Ducey, Governor*

*Jeff Fleetham, Director*

## A F F I D A V I T

STATE OF ARIZONA    )  
  )ss  
COUNTY OF MARICOPA    )

JEFF WILLS, being duly sworn upon his oath deposes and says:

That he is the duly appointed CHIEF OF INVESTIGATIONS for the Registrar of Contractors for the State of Arizona and that Alex Figueroa #145 is a current employee of this agency and a custodian of the records, and as such, is authorized to search the files of this agency and to execute the attached affidavit and/or certification.

That the attached document bears the true and genuine signature of the employee whose name appears thereon.

WITNESS MY HAND AND SEAL OF THIS OFFICE this 12th Day of April 2016

\_\_\_\_\_  
JEFF WILLS  
Chief of Investigations  
Arizona State Registrar of Contractors

Subscribed and sworn to before me this  
12th Day of April 2016

\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires





# REGISTRAR of CONTRACTORS STATE of ARIZONA



1700 W. Washington St. Suite 105 • Phoenix, AZ 85007-2812 • 602-542-1525 • AZ Toll Free 1-877-692-9762 • Fax 602-542-1599

Douglas A. Ducey, *Governor*

Jeff Fleetham, *Director*

## A F F I D A V I T

STATE OF ARIZONA     )  
  )ss  
COUNTY OF MARICOPA )

Submitted\_for\_Prosecution being first duly sworn upon his oath deposes and says:

That he is an employee of the Registrar of Contractors and is one of the custodians of the records of this department.

That he has made a diligent search of the records of this department which disclosed the following:

That there is no record of any other inactive license, active license nor pending application for:

Donald Elliot Libby II

WITNESS my hand this 12th Day of April 2016.

\_\_\_\_\_

Subscribed and sworn to before me this 12th Day of April 2016.

My commission expires: \_\_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC





# REGISTRAR of CONTRACTORS STATE of ARIZONA



1700 W. Washington St. Suite 105 • Phoenix, AZ 85007-2812 • 602-542-1525 • AZ Toll Free 1-877-692-9762 • Fax 602-542-1599

Douglas A. Ducey, *Governor*

Jeff Fleetham, *Director*

Date: April 13, 2016

I, \_\_\_\_\_ on behalf of the Maricopa County Attorney's Office, acknowledge receipt of one (1) criminal complaint and summons and/or a request for injunctive relief from Alex Figueroa #145, Investigator with the Arizona Registrar of Contractors. The defendant in this case is Donald Elliot Libby II. The Arizona Registrar of Contractors' complaint number is 2015-3780.



# REGISTRAR of CONTRACTORS STATE of ARIZONA



1700 W. Washington St. Suite 105 • Phoenix, AZ 85007-2812 • 602-542-1525 • AZ Toll Free 1-877-692-9762 • Fax 602-542-1599

Douglas A. Ducey, *Governor*

Jeff Fleetham, *Director*

April 12, 2016

Paul James Cassano

████████████████████  
Phoenix, AZ 85050-3235

Re: Complaint No. 2015-3780  
Filed against Donald Elliot Libby II

Dear Mr. Cassano:

The above mentioned complaint is being closed/cleared for the following reason(s):

- We are sorry you were a victim of an unlicensed contractor. Your case has been investigated by this office and has been turned over to the prosecutor's office for review. After review you may be notified by the prosecutor's office of the trial date so you may appear and testify. Your appearance at the trial is especially important if you are seeking restitution for damages caused by the defendant.
- The defendant was issued a Cease and Desist Order and the case is now closed.
- The case is being closed because the Registrar of Contractors has no jurisdiction in this matter.
- The offender has been issued a Civil Citation and is being given an opportunity to obtain a contractor's license and pay a Civil Penalty.

You may have the right to file a civil complaint through the court system against this contractor. In any future construction work you might consider the use of a licensed contractor, as we have jurisdiction over the workmanship of licensed contractors.

Enclosed is a survey card regarding the service you received from the Agency. Please take a few moments to answer the questions so we may better understand the needs of our customers.

If you have any questions, please feel free to contact the undersigned investigator.

Sincerely,

/s/ **Alex Figueroa #145**  
Alex Figueroa #145, Investigator  
1700 W. Washington St. Ste. 105  
Phoenix, AZ 85007-2812  
Phone: (602) 771-6768 Fax: (602) 542-1520

COURT INFORMATION SHEET (CIS)

County Attorney Case Number: 0131602673

STATE v. DONALD E LIBBY, II,  
aka Donnie Libby  
aka D and Z Custom Tile  
aka Donald Elliot Libby, II  
aka Donald Elliot Libby  
aka Donald Elliott Libby, II

Defendant's Summons  
Last Known Address: [REDACTED]  
Peoria, AZ 85382

Defendant's Attorney: Unknown

DEFENDANT'S DESCRIPTION:

Race: [REDACTED]

FBI#: [REDACTED] SID#: [REDACTED] Booking#: UNK Soc Sec#: [REDACTED]

FILING STATUS:

JC Complaint

Justice Court #: JC 2016-133438 Date Filed: 07/14/16  
Justice Court Precinct: Desert Ridge Justice Court

Attorney: Evelyn R Hernandez Bar ID: 026209 Location: Downtown

CHARGES:

COUNT 1: CONTRACTING WITHOUT A LICENSE, A CLASS 1 MISDEMEANOR

<u>Count</u>	<u>ARS Literal</u>	<u>Date of Crime</u>	<u>PCN</u>
1	32-1164A2	11/6/2014	

DEPARTMENTAL REPORTS:

DR 20153780 - AZ Registrar of Contractors Office

EXTRADITE: Arizona Only

CO-DEFENDANTS:

16 JUL 14 PM 4: 58  
DESERT RIDGE  
JUSTICE COURT  
FILED

DESERT RIDGE  
JUSTICE COURT  
FILED

16 JUL 14 PM 4:27

WILLIAM G MONTGOMERY  
MARICOPA COUNTY ATTORNEY

Evelyn R Hernandez  
Deputy County Attorney  
Bar ID #: 026209  
301 West Jefferson, 7th Floor  
Phoenix, AZ 85003  
Telephone: (602) 506-7259  
mcaooed@mcao.maricopa.gov  
MCAO Firm #: 00032000  
Attorney for Plaintiff

DR 20153780 - AZ Registrar of Contractors Office  
0131602673

IN THE DESERT RIDGE JUSTICE COURT  
COUNTY OF MARICOPA, STATE OF ARIZONA

THE STATE OF ARIZONA,

Plaintiff,

vs.

DONALD E LIBBY, II,  
aka Donnie Libby  
aka D and Z Custom Tile  
aka Donald Elliot Libby, II  
aka Donald Elliot Libby  
aka Donald Elliott Libby, II

Defendant.

*JC 2016-133438*

COMPLAINT

**COUNT 1: CONTRACTING WITHOUT A  
LICENSE, A CLASS 1 MISDEMEANOR  
(Donald E Libby II)**

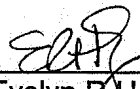
The State of Arizona complains on information and belief against DONALD E LIBBY, II,  
charging that in DESERT RIDGE JUSTICE COURT, Maricopa County, Arizona:

**COUNT 1:**

DONALD E LIBBY II, on or about November 6, 2014, in the business of contractor (or  
did act or offer to act in the capacity of a contractor), did engage to perform a certain contract

with and for Paul Cassano on the property located at 3407 East Rosemonte Drive, Phoenix, Arizona, without having first obtained a license therefore issued by the State Registrar of Contractors, all in violation of A.R.S. §§ 32-1151, 32-1164, 32-1101, 13-707, and 13-802.

Dated this 13 day of July, 2016.

BY:   
\_\_\_\_\_  
/s/ Evelyn R. Hernandez  
Deputy County Attorney

It is requested that a **SUMMONS** be issued.

**IT IS** requested that Defendant appear for fingerprints and photograph, if not already obtained.

EH:sa



# Maricopa County Attorney

ALLISTER ADEL

October 14, 2020

**Liaison email address: SEND PAPER DISPOSITION LETTER**

Agency: **AZ Registrar of Contractors Office** DR: **20153780**  
Case Agent/Officer: Alex Figueroa  
Badge #: 145  
Defendant: Donald E Libby, II DOB: 05/16/1964  
AKA: Don Libby, D and Z Custom Tile,  
Donald Elliot Libby, Donald Elliot Libby II,  
Donald Elliott Libby II, Donnie Libby  
County Attorney No.: 1602673 Court No.: JC2016-133438-001  
Prosecutor: County Attorney Justice Courts West Bureau: TPC-Justice Court West

**RE: Final Disposition Notification**

The above case has been finalized in court. The final disposition of the charges is as follows:

**FINAL DISPOSITION OF FILED CHARGES:**

**Count 1** (32-1164A2) Contracting Without A License, a class 1 **Date of Crime:** 11/06/2014  
Misdemeanor  
**Dispo Date:** 01/09/2017 Dismissed, Pled In Other Case

**Release Property:** Yes

**Defendant Forfeits All Interest in Weapons:** No weapon to forfeit

*\*As to this defendant only. Do not release any property still needed to prosecute co-defendant(s).*

**Co-Defendant(s):**