

Indiana Real Estate Commission

November 4, 2015

Minutes

I. CALL TO ORDER & ESTABLISHMENT OF QUORUM

Chair John Briscoe called the meeting to order at 8:49 a.m. in Conference Room W064 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204 and declared a quorum in accordance with Ind. Code § 25-34.1-2-3(b).

Commission Members Present: Roll Call

John Briscoe, Chair
Charles (Charlie) W. Shook
Justin Busch
Paul Boyter
Mark Bock
Norman McClain
Pam Lumley
James Litten
Sue Cox
Doug Rose

Commission Members Absent:

Michael Lunsford

State Officials Present:

Blake Weaver, Director, Indiana Professional Licensing Agency
Deanna Alexander, Assistant Director, Indiana Professional Licensing Agency
Jim Schmidt, Commission Advisory Council, Office of the Attorney General

Transcriptionist:

Sherri Rutledge

II. APPROVAL OF MINUTES OF THE September 23, 2015 MEETING OF THE COMMISSION

Motion was made and seconded to approve the minutes.
Busch/McClain
10/0/0

III. INDIANA ATTORNEY GENERAL'S OFFICE REPORT

Derek Peterson gave the Attorney General report.

IV. REAL ESTATE EDUCATION ADVISORY COUNCIL REPORT

A motion was made and second to approve the report
Boyter/Cox
10/0/0

V. PERSONAL APPEARANCES

9:00 a.m.

A. Rachel Price

Re: Positive Response on Application

A motion was made and seconded to grant the license on probation with no right to petition for removal until completion of criminal probation.
Rose/Boyter

4/6/0

A second motion was made and seconded to delegate authority to Shook and Lumley to approve the license on probation with no right to petition for removal until the completion of criminal probation.

Shook/Litten
10/0/0

B. Jill Werlinger

Re: Positive Response on Application

A motion was made and seconded to issue the license.

Shook/Lumley
10/0/0

C. Ruth Hutt

Re: Positive Response on Application

A motion was made and seconded to issue the license on probation with terms that run concurrent with the court order.

Shook/McClain
9/0/1

VI. ADMINISTRATIVE HEARINGS

9:00 a.m.

A. In the Matter of the License of: James C. Wright

IREC 14-41

Re: Request to Withdraw Probation

A motion was made and seconded to approve.

Boyter/Litten
10/0/0

B. In the Matter of the License of: Neil Smith

IREC 15-22

Re: Petition for Review of Notice of Noncompliance CE Audit

A motion was made and seconded to reduce the civil penalty to \$334, which must be paid within 21 days, and make up 9 hours of CE within 6 months.

Cox/McClain
10/0/0

C. In the Matter of the License of: Michael Ellis

IREC 15-33

Re: Petition for Review

A motion was made and seconded to deny Mr. Ellis's appeal of the commission previous decision.

Bock/Shook
10/0/0

D. In the Matter of the License of: Cody Studebaker

IREC 15-04

Re: Request to Withdraw Probation

A motion was made and seconded to grant his withdraw from probation.

McClain/Boyter
9/0/1

E. In the Matter of the License of: Roger Shoot

IREC 13-39

Re: Renewal of Summary Suspension

A motion was made and seconded to extend the summary suspension for another 90 days.

McClain/Cox
10/0/0

F. In the Matter of the License of: Michael Hajek

IREC 13-65

Re: Petition to Withdraw Probation

A motion was made and seconded to grant his withdraw from probation.

McClain/Litten
10/0/0

VII. DELIBERATIONS AND POSSIBLE ISSUANCE OF FINAL ORDERS

A. In the Matter of the Unlicensed Practice of: Wayne Ervin

Cause No. IREC 14-79

Re: Administrative Law Judge Panel Order

A motion was made and seconded to approve the ALJ Order.

Cox/McClain
10/0/0

B. In the Matter of the License of: Joseph Haymore

Cause No. IREC 14-48

Re: Administrative Law Judge Panel Order

A motion was made and seconded to approve the ALJ Order.

Cox/McClain
10/0/0

C. In the Matter of the License of: Judith L. Albertson

Cause No. IREC 14-67

Re: Administrative Law Judge Panel Order

A motion was made and seconded to approve the ALJ Order.

Cox/McClain
10/0/0

D. In the Matter of the License of: Veronica Martinez

Cause No. IREC 15-16

Re: Administrative Law Judge Panel Order

A motion was made and seconded to approve the ALJ Order.

Cox/McClain
10/0/0

VIII. PETITIONS FOR REVIEW ON NOTICE OF NON-COMPLIANCE

IX. INITIAL APPLICATION REVIEW

- A. Glen B. Stowers**
Re: Still on criminal probation

A motion was made and seconded to issue the license on probation running concurrent with criminal probation with no right to petition for removal until criminal probation is completed.

Lumley/McClain
9/0/1

X. CE AUDIT REVIEW

XI. OLD/NEW BUSINESS

- A. Donald Crossley (CE Waiver Application)**

License should be in active status and he has 2 years to do the 30 hour post licensing course.

- B. Brenda Stephens**

Schedule for a hearing in December

McClain/Cox
10/0/0

- C. Dannetta J. Hiatt (Broker Transition Application) DOR Hold**

Issue Broker License

McClain/Cox
10/0/0

X. ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the Indiana Real Estate Commission adjourned at 11:34 p.m.


John Briscoe, Chair