

**Minutes**  
**Indiana Real Estate Commission**  
June 2, 2010  
Indiana Government Center-South, W064  
402 West Washington Street  
Indianapolis, Indiana 46204

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**I. CALL TO ORDER & ESTABLISHMENT OF QUORUM**

Commissioner Shook called the meeting to order at 10:00 a.m. in 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:**

Charles (Charlie) W. Shook  
H. James Litten  
Susan Daniel  
Mark Bock  
Sue Cox  
Paul Boyter  
Timothy M. Reed  
Michael Lunsford  
Carolyn McClintock  
Norman E. McClain  
DJ Hines  
Jarod Brown

**Commission Members Absent:**

None

**State Officials Present:**

Nicholas W. Rhoad, Commission Director, Indiana Professional Licensing Agency  
Pat Price, Assistant Director, Indiana Professional Licensing Agency  
Stephanie Sims, Commission Litigation Specialist, Indiana Professional Licensing Agency  
Jim Schmidt, Commission Advisory Counsel, Office of the Attorney General

**II. DELIBERATIONS AND POSSIBLE ISSUANCES OF FINAL ORDER**

**A. State of Indiana v. Linda Watson**

IREC 08-10  
Re: Administrative Law Judge Panel Order

A motion was made and seconded to approve the Administrative Law Judge Order. Motion Carried 11-0-1

**B. State of Indiana v. Yvonne Humphires**

IREC 09-01  
Re: Administrative Law Judge Panel Order

A motion was made and seconded to approve the Administrative Law Judge Order. Motion Carried 11-0-1

**C. State of Indiana v. Marilyn E. Reynolds and Alternative Housing Solutions**

IREC 09-15  
Re: Proposed Findings of Fact, Conclusions of Law, and Order

A motion was made and seconded to approve the Proposed Findings of Fact, Conclusions of Law, and Order. Motion Carried 11-0-1

**D. State of Indiana v. Mary Lou Bottomley**

IREC 09-21

Re: Motion for Voluntary Dismissal by Petitioner

A motion was made and seconded to approve the Motion for Voluntary Dismissal by Petitioner.  
Motion Carried 11-0-1

**E. State of Indiana v. Lia Dawson**

IREC 09-51

Re: Proposed Findings of Fact, Conclusions of Law, and Order

A motion was made and seconded to approve the Proposed Findings of Fact, Conclusions of Law, and Order. Motion Carried 11-0-1

**F. State of Indiana v. Laurence Mallah**

IREC 09-58

Re: Proposed Findings of Fact, Conclusions of Law, and Order

A motion was made and seconded to approve the Proposed Findings of Fact, Conclusions of Law, and Order. Motion Carried 11-0-1

**G. State of Indiana v. Carol S. Taylor**

IREC 09-66

Re: Proposed Findings of Fact, Conclusions of Law, and Order

A motion was made and seconded to approve the Proposed Findings of Fact, Conclusions of Law, and Order. Motion Carried 11-0-1

**H. State of Indiana v. Jennifer Robertson**

IREC 09-49

Re: Proposed Findings of Fact, Conclusions of Law, and Order

A motion was made and seconded to approve the Proposed Findings of Fact, Conclusions of Law, and Order. Motion Carried 11-0-1

**III. PETITIONS FOR SUMMARY SUSPENSION**

**A. State of Indiana v. Jerry Starks**

IREC 10-09

Re: Petition for Summary Suspension

A motion was made and seconded to grant the Petition for Summary Suspension.  
Motion Carried 12-0-0

**IV. NOTICE OF SHOW CAUSE**

**A. Jerry Starks**

IREC 10-07

Re: Probationary License

No action was required on this due to the Emergency Suspension Order.

**V. Broker Continuing Education Audit Results**

**A. No Response**

- |    |                  |            |
|----|------------------|------------|
| 1. | Michael Brenan   | IB59200451 |
| 2. | William M. Fryer | IB58705400 |
| 3. | William Leppert  | AB29800445 |
| 4. | Dale Perdue      | IB51285114 |

A motion was made and seconded to issue the above a Conditional License and impose a \$5000 civil penalty. Motion Carried 12-0-0

**B. The following are allegedly deficient with their certificates:**

- |                    |            |   |
|--------------------|------------|---|
| 1. Therome Buford  | PB20301000 | claims to have certificates but is in Florida |
| 2. Kimberli Davis  | IB20401005 | 9 hours taken                                 |
| 3. Joseph Gradison | PB20400103 | renewed 5/14/2009. CE taken on 6/29 – 6/30    |
| 4. Michael Reeder  | AB20001203 | 14 hours timely, 2 hours taken on 3/4/2010    |
| 5. Mary Sherer     | PB20400278 | 15 hours of certificate hours submitted       |
| 6. Rudolph Sliepka | IB29300198 | 16 hours taken after 6/30/2009                |
| 7. Jason West      | PB20201055 | 14 hours of CE presented                      |
| 8. Darcy Weston    | AB20300928 | 12 hours of CE certificates presented         |
| 9. Charles Fox     | PB29600089 | 16 hours of CE taken after 6/30/2009          |

A motion was made and seconded to issue a conditional license and pro-rate the civil penalty based on \$1,000 maximum. Motion Carried 12-0-0

**VI. PERSONAL APPEARANCES FOR LICENSE RENEWAL**

**A. Process update**

**B. Possible licensees needing review by Commission**

1. Jerry Starks #3

No action was necessary due to the ES.

**VII. Costs**

**A. State of Indiana v. Philip Anderson**

IREC 09-28

Re: Review and approval of costs

A motion was made and seconded to approve the costs as proposed.

**VIII. HEARINGS FOR WITHDRAW OF PROBATION**

**A. State of Indiana v. Carla D. Wims**

IREC 06-12

A motion was made and seconded to approve the petition for withdraw.  
12-0-0

**B. State of Indiana v. Nikita Wyle**

IREC 06-17

A motion was made and seconded to approve the petition for withdraw.  
12-0-0

**IX. Rule Hearings**

**A. LSA 09-677**

Re: A rule to adopt fingerprinting requirements for appraiser applicants

A motion was made and seconded to adopt LSA 09-677.

**X. OLD/NEW BUSINESS**

**A. Renewal number updates**

Mr. Rhoad provided the Commission with a renewal update

**B. ROEC – “Top Five List”**

Mr. Shook provided the Commission with the ROEC list and it was approved for forwarding to PLA.

**C. New Seller’s Disclosure Form**

The Commission continued to review the Seller’s Disclosure Form.

**D. Licensure and Education Committee Taskforce Update**

Mr. Lunsford provided the Commission with an update on the taskforce.

**E. Appraisal management company update**

Mr. Rhoad provided an update to the Commission regarding AMC licensure beginning on July 1, 2010.

**F. Pre-licensing education certificates, diplomas, and other credentials submitted with applications**

Mr. Rhoad informed the commission that candidates must supply the original course completion certificate with their application.

**G. Letter(s) to the Commission**

**1. Objection to IAR / RECP acquisition**

The Commission determined this was out of their jurisdiction.

**H. Census questions**

The Commission was informed the Census would no longer ask licensees to disclose whether or not a property was occupied or vacant on a certain date.

**I. Future meeting dates for consideration:**

1. 7/14
2. 8/25
3. 10/6
4. 12/15

The Commission determined the above dates for future meetings.

**XI. Application Review Committees**

**A. Positive Responses**

1. Jon Olinger A
2. Alison Moran A
3. Robert Sightler A
4. Christopher Ananias A
5. Harold Hurst A
6. Justin Suhre A
7. Robert W. Fox A
8. Michael Robert Mattingly A
9. Randy A. Myers A
10. Karl Steven Fennig A
11. Andrew Smith A
12. Todd Michael Frost A
13. Debbie Burgess A
14. Dennis McIntosh A
15. Yelena Tellez A
16. James Roberson A
17. Anthony M. Morris A
18. Zachari A. George A
19. Faith Bracken A
20. William G. Wilson A
21. Richard J. Davis A
22. Jeffrey G. Morgan A
23. Jarod C. Turner A
24. Lisa M. Hutchins A
25. Murray R. Hunt A
26. Imon D. Robinson A
27. Chad J. Brodhacker A

**B. Application for Acceptance of College Course Credits**

1. Theodore Flores

2. Alison Banks
3. Alan Ledford
4. Daniel Sandlin
5. Victoria Feddeler

**C. Application for Waiver of One Year Experience**

1. Joseph Day
2. Bill White
3. Turner Corn

**D. Application for Continuing Education Instructors**

1. Susan Landberg
2. Melissa Breeden
3. Jason Lueking A
4. Mary A. Slade
5. John Wooten A
6. Blanca Houston
7. Ana Carlsgaard
8. Brian Thompson

**E. Application for Pre-Licensing Instructors**

1. Nancy Bevli

**F. Application for Approval of School Site**

1. Indiana School of Real Estate

**G. Pre-Licensing Course Providers**

1. Indiana School of Real Estate

**H. Continuing Education Providers**

1. **Linder Partners, LLC d/b/a Site Hawk Retail Real Estate**
2. **Houston Properties Real Estate Services LLC**  
**Courses:** Introduction to Real Estate Spanish 2.0E
3. **NBI, Inc**  
**Courses:** Examining and Resolving Title Issues 7.0 E  
Land Use and Zoning Law Litigation 7.0E
4. **Coldwell Banker West Shell**  
**Courses:** Fair Housing 2.0M/1.0E
5. **Continuing Ed Express LLC**  
**Courses:** Green Remodeling 3.0E  
Federal Fair Housing Laws and Practices 2.0M/1.0E
6. **McKissock**  
**Courses:** National USPAP Update Equivalent 7.0E  
HVCC and the Future of Appraising: Taking Back Our Profession! 4.0E  
REO and Short Sale Appraisal Guidelines 4.0E
7. **Real Estate Knowledge Center**  
**Courses:** Residential Landlord/Tenant Issues 2.0 E  
Contract Law course Summary 2.0 M
8. **Appraisal Institute Hoosier State Chapter**  
**Courses:** spotlight on USPAP: Confidentiality 2.0 E

**XII. ELECTION OF COMMISSION CHAIRPERSON**

A motion was made and seconded to elect Commissioner McClintock as Chairperson.  
Motion Carried 11-0-1

**XIII. ELECTION OF COMMISSION VICE-CHAIRPERSON**

A motion was made and seconded to elect Mr. Lunsford as vice-chairperson.  
Motion Carried 11-0-1

**XXI. ADJOURNMENT**

A motion was made and seconded to adjourn the meeting.  
Motion Carried 12-0-0

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Carolyn McClintock, Chair