

Indiana Real Estate Commission

September 23, 2015

Minutes

I. CALL TO ORDER & ESTABLISHMENT OF QUORUM

Chair John Briscoe called the meeting to order at 9:00 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

Commission Members Absent:

Doug Rose
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 July 8, 2015 MEETING OF THE COMMISSION

Motion was made and seconded to approve the minutes.
Shook/Boyter
8/0/0

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
8/0/0

V. PERSONAL APPEARANCES

A. Jill Werlinger

Re: Positive Response on Application

Reschedule for next commission meeting

B. Marshall Griffith

Re: Positive Response on Renewal

A motion was made and seconded to grant license on probation with no right to petition for removal before completion of criminal probation.

Lumley/Cox
8/0/0

C. Rachel Price

Re: Positive Response on Application

Re-send appearance letter

D. James Siomos

Re: Positive Response on Application

A motion was made and seconded to grant license on probation with no right to petition for removal before completion of criminal probation.

Shook/Boyter
8/0/0

VI. ADMINISTRATIVE HEARINGS

A. In the Matter of the License of: Kiel Shallenberger

Cause No. IREC 14-49

Re: Request to Withdraw Probation

A motion was made and seconded to remove the license from probation.

Boyter/Cox
8/0/0

B. In the Matter of the License of: Brenda Stephens

Cause No. IREC 11-63

Re: Request to Reinstate

A motion was made and seconded to grant respondent's petition for reinstatement of her suspended real estate broker license. The Respondent's real estate broker license is placed on probation indefinitely with no right to petition for withdrawal of the probation for two years from the effective date of the broker license reinstatement. The reinstatement of the Respondent's real estate broker license, is stayed until she obtains the twelve hours of continuing education that was required between July 1, 2014, and June 30, 2015.

Boyter/Litten
7/1/1

C. In the Matter of the License of: Neil Smith CONTINUED

Cause No. IREC 15-22

Re: Petition for Review of Notice of Noncompliance CE Audit

D. In the Matter of the License of: Michelle Turner

Cause No. IREC 15-18

Re: Renewal of Summary Suspension

A motion was made and seconded to renew the 90 day suspension.

McClain/Litten
9/0/0

E. In the Matter of: Upstate Alliance of REALTORS

Cause No. IREC 15-32
Re: Petition to Review Denial of Significant Changes

A motion was made and seconded to approve the SRS designation for 8 Hours and accept withdrawal of 2 hour course.
McClain/Boyer
9/0/0

VII. DELIBERATIONS AND POSSIBLE ISSUANCE OF FINAL ORDERS

- A. In the Matter of the License of: Phyllis L. Wilson**
Cause No. IREC 14-76
Re: Proposed Findings of Fact, Conclusions of Law and Order

A motion was made and seconded to approve
McClain/Litten
9/0/0

- B. In the Matter of the License of: Michael R. Hajek**
Cause No. IREC 13-65
Re: Notice of Proposed Dismissal Order

A motion was made and seconded to approve
McClain/Cox
9/0/0

- C. In the Matter of the License of: Brian E. Woodall**
Cause No. IREC 15-10
Re: Proposed Findings of Fact, Conclusions of Law and Order

A motion was made and seconded to Approve
McClain/Boyer
8/0/1
Bock recuse

VIII. PETITIONS FOR REVIEW ON NOTICE OF NON-COMPLIANCE

IX. INITIAL APPLICATION REVIEW

X. CE AUDIT REVIEW

XI. OLD/NEW BUSINESS

- A. Glenn X Miller**
Re: Cost Memo Approval

A motion was made and seconded to approve
Litten/McClain
9/0/0

- B. Licensee on Suspension**
Re: Continuing to practice after being suspended

- C. John Byrnes**
Re: Salesperson License on Probation/ Broker License Active

- D. Maddison Barlow**
Re: Salesperson License on Probation/ Broker License Active

E. Matthew Burbrink

Re: Salesperson License on Probation/ Broker License Active

F. CE Audits

Re: We have 4 licensees who are required to have their M/U CE to us no later than September 24th.

A motion was made and seconded to suspend the license if we do not get the CE by the 24th.

McClain/Bock
9/0/0

G. Ron Droscha

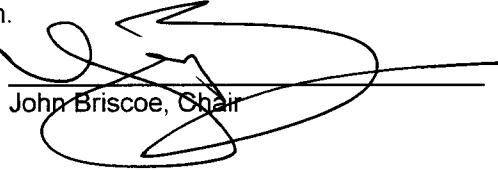
Re: Email – Deceased Broker

H. Rules Update

Re: Draft

X. ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the Indiana Real Estate Commission adjourned at 12:15 p.m.



John Briscoe, Chair