

REAL ESTATE COMMISSION
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii
www.hawaii.gov/hirec

MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by Section 92-7(b), Hawaii Revised Statutes.

Date: Friday, July 27, 2007

Time: 9:00 a.m.

Place: Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii

Present: Trudy Nishihara, Chair, Broker/Honolulu Commissioner
Stanley Kuriyama, Vice Chair, Broker/Honolulu Commissioner
Louis Abrams, Broker/Kauai Commissioner
Annette Aiona, Broker/Hawaii Island Commissioner
Carol Ball, Broker/Maui Commissioner
William S. Chee, Broker/Honolulu Commissioner
Frances Gendrano, Broker/Honolulu Commissioner
Mark Suiso, Public/Honolulu Commissioner

Calvin Kimura, Supervising Executive Officer
Neil Fujitani, Executive Officer
Diane Choy Fujimura, Senior Real Estate Specialist
Cynthia Yee, Senior Condominium Specialist
Ryan Yamashiro, Real Estate Specialist
Amy Endo, Real Estate Specialist
Cheryl Leong, Condominium Specialist
David Grupen, Condominium Specialist
Shari Wong, Deputy Attorney General
Lei Fukumura, Special Deputy Attorney General
Irene Kotaka, Secretary

Christ Pang
David Catanzaro

Absent: Michele Sunahara Loudermilk, Public/Honolulu Commissioner

Call to Order: The Chair called the meeting to order at 9:00 a.m., at which time quorum was established.

Chair's Report: The Chair announced that the Commission may move into executive session to consider and evaluate personal information relating to individuals applying for licensure in accordance with Section 92-5(a)(1), HRS, and/or to consult with the Commission's attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities, and liabilities in accordance with Section 92-5(a)(4), HRS.

Commissioner Loudermilk was excused from the meeting. Prior notification of her non-attendance was received.

Executive Officer's Report:

Additions to the Agenda

Upon a motion by Commissioner Ball, seconded by Commissioner Gendrano, it was voted on and unanimously carried to add the following items to the agenda:

2. Chair's Report
 - a. Organization of the Real Estate Commission
 - b. Travel Policy

Additional Distribution

The following material was distributed prior to the start of the meeting:

7. Chapter 91, Hawaii Revised Statutes, Adjudicatory Matters
 - b. In the Matter of the Real Estate Licenses of Abe W. H. Lee dba Abe Lee Realty, LLC; Abe W. H. Lee; and Darin K. Nakagawa; REC 2006-322-L

Chair's Report:

Chair Nishihara thanked the Commissioners for serving on the Real Estate Commission and asked for their continued support and commitment to the Commission.

Organization of the Commission

A copy of Chair Nishihara's memo, dated July 27, 2007, regarding the organization of the Commission was distributed to the Commissioners for their information. The leadership positions remain unchanged.

Commission's Travel Policy

A copy of Chair Nishihara's memo, dated July 27, 2007, regarding the Commission's travel policy was distributed to the Commissioners for their information. The memo was updated to include the current practices and policies.

Executive Officer's Report:

The Executive Officer informed the Commissioners that the original applications with any original associated documents to be considered at the meeting were available for review.

Minutes of Previous Meeting

There was a discussion on the inclusion of the conditions in the minutes when the Commission issues a license with specific conditions for licensure.

Upon a motion by Commissioner Ball, seconded by Commissioner Abrams, it was voted on and unanimously carried to accept the minutes of the June 29, 2007 meeting.

Licensing –
Ratification:

Upon a motion by Commissioner Chee, seconded by Commissioner Aiona, it was voted on and unanimously carried to ratify the attached list.

The Commission congratulated Commissioner Gendrano for obtaining her real estate broker's license.

Licensing –
Applications:

The EO informed the Commissioners that the information provided to the Commissioners is related only to the issue that is before the Commission for consideration. The other materials submitted are available for the Commissioners review should they desire to review it. If the applicants have an issue, which is personal in nature, they have the right to request that their application be considered in executive session.

Christ T. S. Pang

Christ T. S. Pang was present to answer any questions the Commission may have regarding his application for a real estate salesperson's license application. Mr. Pang was asked if he wished to have his application considered in executive session. He accepted the offer.

Executive Session:

Upon a motion by Commissioner Abrams, seconded by Commissioner Kuriyama, it was voted on and unanimously carried to enter into executive session, pursuant to Section 92-5(a)(1), HRS, "To consider and evaluate personal information, relating to individuals applying for professional or vocational licenses cited in section 26-9 or both."

Upon a motion by Commissioner Aiona, seconded by Commissioner Suiso, it was voted on and unanimously carried to move out of executive session.

Licensing –
Applications:

Law and Agency Update 2007: A 2-Hour Core Course

David Catanzaro was present to answer any questions the Commission may have regarding the "Law and Agency Update 2007: A 2-Hour Core Course," as a CE core course submission.

Approval of this course was deferred from the July 11, 2007 Education Review Committee meeting subject to revising the time frame and course materials for the legislative update and agency topic.

The Commissioners raised concerns about some of the errors they found in the information that was submitted. Mr. Catanzaro acknowledged the errors and said that he has already corrected the information.

Mr. Catanzaro informed the Commissioners that he had computer problems and had to recreate his submission in order to meet the deadline, which explains why there are errors in the submission. Mr. Catanzaro said that he had asked Jeff Grad to review the information in his course.

Mr. Catanzaro was asked about the sources of information he used for his course content. He said that he had looked at other states to see what problems they were having and determined if they were pertinent to Hawaii. He also used

a RSS feed from the Legislature and subscribed to updates from the Hawaii Association of REALTORS, among others.

Upon a motion by Commissioner Ball, seconded by Commissioner Kuriyama, it was voted on and unanimously carried to refer this matter back to the Education Review Committee for further review.

It was recommended that Mr. Catanzaro use the statutory terms for real estate licensees, such as broker or salesperson.

Chapter 91, HRS,
Adjudicatory
Matters:

The Chair called for a recess from the meeting at 9:51 a.m., to discuss and deliberate on the following adjudicatory matters, pursuant to Chapter 91, HRS:

In the Matter of the Real Estate Broker's Licenses of Kumulani Vacations and Realty, Inc. dba Kumulani Rentals and David William Cudlipp; REC 2007-63-L

Upon a motion by Commissioner Kuriyama, seconded by Commissioner Abrams, it was voted on and unanimously carried to accept the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Commission's Final Order.

In the Matter of the Real Estate Licenses of Abe W. H. Lee dba Abe Lee Realty, LLC, Abe W. H. Lee, and Darin K. Nakagawa; REC 2006-322-L

Commissioner Aiona moved to accept the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Commission's Final Order. Commissioner Abrams seconded the motion. The motion was voted on and carried. Commissioner Chee voted against the motion.

In the Matter of the Real Estate Licenses of Bob Ball dba White Sands Realty, and Niki M. Rogerson; REC 2007-109-L

Commissioner Suiso moved to accept the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Commission's Final Order. Commissioner Ball seconded the motion. The motion was voted on and carried. Commissioner Chee voted against the motion.

Following the Commission's review, deliberation, and decisions in these matters, pursuant to Chapter 91, HRS, the Chair announced that the Commission was reconvening its scheduled meeting at 10:09 a.m.

Executive Session:

Upon a motion by Commissioner Chee, seconded by Commissioner Ball, it was voted on and unanimously carried to enter into executive session, pursuant to Section 92-5(a)(1), HRS, "To consider and evaluate personal information, relating to individuals applying for professional or vocational licenses cited in section 26-9 or both;" and Section 92-5(a)(4), HRS, "

Upon a motion by Commissioner Suiso, seconded by Commissioner Chee, it was voted on and unanimously carried to move out of executive session.

Licensing –
Applications:

Christ T. S. Pang

After a review of the information presented by the applicant, Commissioner Suiso moved to approve the real estate salesperson's license of Christ T. S. Pang. Commissioner Kuriyama seconded the motion. The motion was voted on and unanimously carried.

Glenda Ball

After a review of the information submitted by the applicant, Commissioner Abrams moved to defer decision making on Glenda Ball's application for a real estate salesperson's license subject to receipt of further information and to request Ms. Ball's appearance at the August 24, 2007 Real Estate Commission meeting. Commissioner Kuriyama seconded the motion. The motion was voted on and unanimously carried.

AJ Karas Auctioneers, LLC

After a review of the information submitted by the applicant, Commissioner Ball moved to deny the request to change the name of the limited liability company from Auction Option LLC's to AJ Karas Auctioneers, LLC, pursuant to Section 467-9(b)(1)(2)(3), HRS. Commissioner Chee seconded the motion. The motion was voted on and unanimously carried.

Recovery Fund
Report:

No report was presented.

Next Meeting:

Friday, August 24, 2007
9:00 a.m.
Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii

Adjournment:

With no further business to discuss, Chair Nishihara adjourned the meeting at 10:35 a.m.

Reviewed and approved by:

/s/ Neil Fujitani
Neil Fujitani, Executive Officer

August 24, 2007
Date

[] Approved as circulated.
[] Approved with corrections; see minutes of _____ meeting.

APPROVED APPLICATIONS FOR REAL ESTATE
REAL ESTATE COMMISSION MEETING ON JULY 27, 2007

<u>Brokers – Limited Liability Companies and Partnerships</u>	<u>Effective Date</u>
Ka'u Realty LLC Andrew S. Bashrum, PB	05/31/07

<u>Brokers – Corporations and Partnerships</u>	<u>Effective Date</u>
Athome Consulting Group Hawaii, Inc., AtHome Realty-Hawaii Elton A. Behrens, PB	07/05/07

<u>Brokers – Sole Proprietor</u>	<u>Effective Date</u>
Alisa M. Y. Woo, Joy Realty	06/25/07
Anne Pearson	06/21/07
Terra Amber Lazarus	06/26/07
Ricky Viernes	06/27/07
Joann Y. Sugino, Joann Hawaii Realty	06/28/07
Rick Wilson	06/28/07
Elizabeth T. Merk, Elizabeth Merk Investments	07/06/07
Danette Mettler, MP Property Services	07/11/07

<u>Equivalency to Uniform Section of Examination Certificate</u>	<u>Expiration Date</u>
Cynthia Ann Palmer	06/20/09
Denise Leslie Milburn	06/20/09
Ruthann Yeo	06/20/09
Amie Arbid	06/20/09
Samuel Mark Cavallaro	06/21/09
Anita Miller Tanner	06/21/09
Jennifer Marie Begley	06/21/09
Christian Arbid	06/22/09
Gloria Ann Weaver	06/22/09
Valle I. Schmid	06/22/09
Michael Edward Staggs	06/25/09
Jim Atwell Somerville	06/27/09
Marlene V. Celestino	06/28/09
Don Cruz Datanagan	06/28/09
Michael Francis Marlowe	06/28/09
Debra Sue Maio	06/29/09
Scott Wayne Bosshardt	06/29/09
Estrellita San Pedro Villegas	06/29/09
Yevgeniy Pravdin	06/29/09
Nicole Renee Persley	07/03/09
William Dornin Schoettle	07/06/09

Equivalency to Uniform Section of Examination Certificate

Timothy Michael Downey
Peter Shaffer
Estelita Ajolo Pumares
David K. Nopper
Donald L. Plunkett, Jr.

Expiration Date

07/06/09
07/09/09
07/12/09
07/17/09
07/18/09

Educational Equivalency Certificate

Cynthia Ann Palmer
Denise Leslie Milburn
Ruthann Yeo
Lawrence James Lademan
Amie Arbid
Samuel Mark Cavallaro
Anita Miller Tanner
Thomas Francis Edwards III
Jennifer Marie Begley
Christian Arbid
Gloria Ann Weaver
Valle I. Schmid
Michael Edward Staggs
Lorraine B. Packer
Jim Atwell Somerville
Marlene V. Celestino
Yoonmi Elizabeth Ji
Don Cruz Datanagan
Michael Francis Marlowe
Debra Sue Maio
Scott Wayne Bosshardt
Estrellita San Pedro Villegas
Anne Elton Castles
Yevgeniy Pravdin
Scott Kenji Omae
Toko Aoki Kaya
Nicole Renee Persley
Anh Tuyet Luong
Cynthia Kubas
William Dornin Schoettle
Timothy Michael Downey
John Randal Ratkay
Vincent A. Betts
Peter Shaffer
Estelita Ajolo Pumares

Expiration Date

06/20/09
06/20/09
06/20/09
06/20/09
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07/06/09
07/09/09
07/09/09
07/12/09

Educational Equivalency Certificate

	<u>Expiration Date</u>
Heman Cheng	07/16/09
David K. Nopper	07/17/09
Frankie Kay Wooten	07/18/09
Donald L. Plunkett, Jr.	07/18/09

Real Estate Broker Experience Certificate

	<u>Expiration Date</u>
Amie Arbid	06/20/09
Samuel Mark Cavallaro	06/21/09
Matthew Connell Daniells	06/21/09
Jennifer Marie Begley	06/21/09
Sara Coughlin	06/21/09
Christian Arbid	06/22/09
Clifford Richard Colvin	06/25/09
Alan Yoshiharu Kaneda	06/25/09
Curtis Barrett Robb	06/25/09
Sachiko Tsutsumi Trillo	06/25/09
Christopher William Deucher	06/27/09
Don Cruz Datanagan	06/28/09

Real Estate Broker Experience Certificate

	<u>Expiration Date</u>
Michael Francis Marlowe	06/28/09
Karolyn J. Morris	06/29/09
Yevgeniy Pravdin	06/29/09
Nicole Renee Persley	07/03/09
Sheldon Morio Tatei	07/05/09
William Dornin Schoettle	07/06/09
Derek Kang	07/06/09
Russell James Vatalaro	07/12/09
Vanessa Lillian Schwabenland	07/13/09
Donald L. Plunkett, Jr.	07/18/09

Real Estate Broker (upgrade)

	<u>Effective Date</u>
Edla C. Chory	06/18/07
Joie Houli	06/18/07
Hans J. Schlegel	06/19/07
Steven W. Blackington	06/19/07
Jenny Y. Adams	06/20/07
Anne Pearson	06/21/07
Katy Gallagher	06/22/07
Elizabeth T. Merk	06/22/07
Kristina Renee Shugars	06/25/07
Lynn T. Toma	06/26/07

Real Estate Broker (upgrade)

Susan J. Halas

Frances T. Gendrano

Maureen Atkinson

Victoria Cheromcka

Ricky Viernes

Simpson N. Tsang

Terra Amber Lazarus

Effective Date

06/26/07

06/26/07

06/25/07

06/27/07

06/27/07

06/28/07

07/06/07