

**REAL ESTATE COMMISSION**  
Professional and Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii  
[www.hawaii.gov/hirec](http://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: Thursday, June 23, 2011

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  
Carol Ball, Broker/Maui Commissioner  
Frances Gendrano, Broker/Honolulu Commissioner  
Donna Apisa, Broker/Kauai Commissioner  
Walter Harvey, Broker/Honolulu Commissioner  
Michele Sunahara Loudermilk, Public/Honolulu Commissioner  
Scott A. Sherley, Broker/Hawaii Island Commissioner

Neil K. Fujitani, Supervising Executive Officer  
Jon Ellis M. Pangilinan, Executive Officer  
Diane Choy Fujimura, Senior Real Estate Specialist  
Cynthia Yee, Senior Condominium Specialist  
Amy Endo, Real Estate Specialist  
David J. Grupen, Real Estate Specialist  
Cheryl Leong, Condominium Specialist  
Benedyne Stone, Condominium Specialist  
Shari Wong, Deputy Attorney General  
Karyn Takahashi, Recording Secretary  
Amy Fujioka, Office Assistant

Others: Lei Fukumura, Special Deputy Attorney General  
Andrew K. Won  
Aaron Espinueva, Hawaii Association of REALTORS®  
Myong Oh, Hawaii Association of REALTORS®

Absent: Stanley Kuriyama, Vice Chair, Broker/Honolulu Commissioner  
Mark Suiso, Public/Honolulu Commissioner

Call to Order: The Chair called the meeting to order at 9:01 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.

Executive Officer's  
Report:

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

### **Announcements**

The Commissioners were reminded to turn in their schedule of non-accessible dates for July to December 2011.

The Commissioners and staff bid aloha to Chair Nishihara and Commissioner Apisa. Their terms end June 30, 2011. The SEO thanked both Commissioners for their tireless/thankless work and especially thanked Chair Nishihara for leading the Commission through various transitions.

EO Pangilinan announced his resignation effective June 30, 2011.

### **Minutes of Previous Meeting**

Upon a motion by Commissioner Apisa, seconded by Commissioner Gendrano, it was voted on and unanimously carried to accept the minutes of the May 27, 2011, meeting as distributed.

Committees and  
Program of Work:

### **Program of Work, FY12**

The final draft of the fiscal year 2012 Program of Work was distributed to the Commissioners.

Upon a motion by Commissioner Sherley, seconded by Commissioner Ball, it was voted on and unanimously carried to approve the Program of Work, FY12, as distributed.

### **Laws and Rules Review Committee**

#### Program of Work, Commissioners' Education Program

A copy of the CLEAR Board Member Training Webinar, "The Roles and Responsibilities of a Board Member," was distributed to the Commissioners for their information.

### **Education Review Committee**

#### Administration of Examinations – Test Development

The report of the PSI Prelicense Instructor Item Writing Webinars held on May 24 and 25, 2011, was distributed to the Commissioners for their information.

Specialist Endo reported that the first session did not go very well; however, the second session went well and the instructors conveyed their appreciation that they are now able to participate in the item writing process.

Licensing –  
Ratification:

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

Licensing –  
Applications:

The Executive Officer 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.

**Andrew K. Won**

The Chair asked Mr. Won if he wished to have his application for real estate salesperson license considered in executive session. He declined the offer.

Mr. Won stated that he has learned his lesson and does not speed or drink and drive.

When asked what he currently does, Mr. Won stated that since 2007, he has been employed by a restaurant in Waikiki, he has taken and passed the real estate prelicense course, helps around the house with his niece and nephew and sings in the choir at St. Patrick's Church.

Upon a motion by Commissioner Gendrano, seconded by Commissioner Apisa, it was voted on and unanimously carried to approve the real estate salesperson application of Andrew K. Won.

Chapter 91, HRS,  
Adjudicatory  
Matters:

The Chair called for a recess from the meeting at 9:22 a.m., to discuss and deliberate on the following adjudicatory matters, pursuant to Chapter 91, HRS:

**In the Matter of the Real Estate Brokers' Licenses of Ben Bregman and Timeshare Liquidators of Hawaii, LLC; REC 2009-38-L**

Commissioner Apisa recused herself from discussion and voting on this matter.

Upon a motion by Commissioner Loudermilk, seconded by Commissioner Harvey, it was voted on and unanimously carried to reject the settlement agreement.

**In the Matter of the Real Estate License of Waiakea Villas, LLC, a real estate broker and Simon Bebb, a real estate broker; REC 2007-230-L; REC 2008-33-L; REC 2008-45-L; REC 2008-46-L; REC 2008-48-L; REC 2008-150-L; REC 2008-151-L (Consolidated Cases)**

Commissioner Sherley recused himself from discussion and voting on this matter.

Upon a motion by Commissioner Harvey, seconded by Commissioner Ball, it was voted on and unanimously carried to accept the settlement agreement.

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 9:38 a.m.

Executive Session: Upon a motion by Commissioner Loudermilk, seconded by Commissioner Sherley, 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 pursuant to section 92-5(a)(4), HRS, "To consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities."

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

Committees and  
Program of Work:

**Education Review Committee**

Continuing Education Administration, Curriculum, Courses, Providers, and Instructors – Continuing Education Core Course

This matter was taken under advisement at the June 8, 2011, Education Review Committee meeting.

Commissioner Sherley recused himself from discussion and voting on this matter.

Commissioner Apisa moved to accept the Core Course Part A submitted by Digital Learning Centers ("DLC") at this time subject to the Deputy Attorney General negotiating an acceptable settlement with DLC. Commissioner Ball seconded the motion. The motion was voted on and unanimously carried.

Next Meeting: Friday, July 29, 2011  
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, the Chair adjourned the meeting at 10:27 a.m.

Reviewed and approved by:

/s/ Neil K. Fujitani for \_\_\_\_\_  
Jon Ellis M. Pangilinan  
Executive Officer

June 30, 2011 \_\_\_\_\_  
Date

[ X ] Approved as circulated.  
[ ] Approved with corrections; see minutes of \_\_\_\_\_ meeting.

APPROVED APPLICATIONS FOR REAL ESTATE  
REAL ESTATE COMMISSION MEETING ON JUNE 23, 2011

<u>Brokers – Limited Liability Companies and Partnerships</u>	<u>Effective Date</u>
Kauai Dream Homes, LLC Debbie V. Hill, PB	05/10/11
Cornerstone Properties, LLC Carl Leroy Frazier, PB	05/20/11
I Properties LLC Victoria M. Isagawa, PB	05/26/11
Sea Star Maui Realty, LLC Marilyn S. Griffin, PB	06/30/11
Reside – Hawaii.LLC Lori L. Nelson, PB	05/23/11
<u>Brokers – Corporations and Partnerships</u>	<u>Effective Date</u>
Hawaii Military Realty, Inc. David J. Kucic, PB	05/24/11
REDICO Management, Inc. James L. Jonas, PB	05/26/11
Interstate Realty Management Company Mary Keshishian, PB	06/08/11
<u>Brokers – Sole Proprietor</u>	<u>Effective Date</u>
Jill M. Federizo, Hulali Kai Realty	05/24/11
Toby Hay, Toby Hay Realty	05/25/11
<u>Limited Liability Companies and Partnerships Name</u>	<u>Effective Date</u>
Hawaii Real Estate, LLC (fka Pacific Living International, LLC)	05/03/11
First Island Realty, LLC (fka Lava Realty, LLC)	05/18/11
<u>Trade Name</u>	<u>Effective Date</u>
Gray Realty, Inc., Real Estate Manager Co.	04/26/11
Hawaii by the Sea Realty LLC, Happi Hawaii Brokers.com	05/17/11
Douglas Emmett Management Hawaii, LLC, Douglas Emmett	05/20/11
<u>Equivalency to Uniform Section of Examination Certificate</u>	<u>Expiration Date</u>
Anne Middlemiss	05/20/13
Barbara A. Pumbo	05/20/13
Joseph B. Briere	05/23/13
Michael A. Brockway	05/23/13
Steven G. Tinn	05/23/13
Editha J. Reginaldo	05/23/13
Theodore B. Hutz	05/24/13
Gary Dennis Pate	06/07/13
Kurt Eric Myers	06/07/13
Frederick George Gilman	06/07/13
Robert Kevin Tenison	06/07/13
<u>Educational Equivalency Certificate</u>	<u>Expiration Date</u>
Yuji Hata	05/20/13
Anne Middlemiss	05/20/13
Barbara A. Pumbo	05/20/13
Greggor J. P. Ilagan	05/23/13
Joseph B. Briere	05/23/13

Educational Equivalency Certificate

	<u>Expiration Date</u>
Michael A. Brockway	05/23/13
Steven G. Tinn	05/23/13
Editha J. Reginaldo	05/23/13
Theodore B. Hutz	05/24/13
Carole C. Hogg	05/24/13
Gary Dennis Pate	06/07/13
Kurt Eric Myers	06/07/13
Frederick George Gilman	06/07/13
Robert Kevin Tenison	06/07/13
Nadia Anac	06/08/13

Real Estate Broker Experience Certificate

	<u>Expiration Date</u>
Liane M. Freitas	05/19/13
Roddrick B. Newhouse	05/20/13
Barbara A. Polumbo	05/20/13
John J. Mauch	05/20/13
Zenaida W. Lopez	05/20/13
Stephen Kin Sung Zane	05/24/13
Theodore B. Hutz	05/24/13
Carole C. Hogg	05/24/13
Christianna N. Brown	05/31/13
Breze Kainoa Derasin	05/31/13
Gary Dennis Pate	06/07/13
Kurt Eric Myers	06/07/13
Mary Jane Feldberg	06/07/13
Frederick George Gilman	06/07/13
Robert Kevin Tenison	06/07/13
Ryan Preston Ng	06/08/13

Real Estate Broker (upgrade)

	<u>Effective Date</u>
Claude S. McGee	04/18/11
Paul V. Xavier	05/13/11
Melissa J. Lehna	05/16/11
Jaelyn R. Rockman	05/10/11
Susan P. Jackson	05/11/11
Xiaohua Achauer	05/18/11
Debbie V. Hill	05/10/11
Nelson L. Sales	05/16/11
Eric Jon Bricker	05/19/11
Young Kyun Lee	05/20/11
James L. Jonas	05/26/11
Lotus Golden	06/01/11
Trisha Cruz	05/24/11
Liz J. Slater	05/23/11

Restoration – Real Estate Broker

	<u>Effective Date</u>
Debra A. Foley	01/24/11