

REAL ESTATE COMMISSION
Professional & Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

Date: Friday, October 26, 1984

Place: Board Room, 1010 Richards St.
Kamamalu Bldg, Honolulu, HI

Present: G. A. "Red" Morris, Chairman
Joseph F. Blanco, Member
Gloria J. Damron, Member
Constance B. Smales, Member
Douglas R. Sodetani, Member
Yukio Takeya, Member
Gregg T. Yamanaka, Member
Peter N. Yanagawa, Member

Janice Sevilla, Education Officer
Cynthia Yee, Information Officer
Glenn M. Adachi, Executive Secretary

Eileen W. Luko, HAR Education Director
Marcus Nishikawa, President, Honolulu Board of Realtors
Michael Lilly, Deputy Attorney General
Jack Walker, Applicant for Restoration
Virginia Lee Crandall, Hearings Officer
Rodney A. Maile, Hearings Officer

Excused: Toru Kawakami, Vice Chairman

Call to Order: The meeting was called to order at 9:15 a.m. by
Chairman G. A. "Red" Morris.

Notice of Meeting: The notice of meeting was filed in the Office
of the Lt. Governor on October 19, 1984.

Minutes: The minutes of the September 28, 1984 meeting
were unanimously approved. The motion was made
by Commissioner Sodetani, seconded by Commissioner
Takeya and carried.

Additions to Agenda: The following items were added to the agenda:

1. Request by Vitousek to combine brokers
and salesman classes: Approved.
2. Certification of Instructor:
Jay Spadinger (B & S): Approved.

3. CON-77-17

Upon motion by Commissioner Sodetani, seconded by Commissioner Smales, the Commission unanimously approved to add the above items to the agenda.

Executive Session: The Commission went into executive session to meet with counsel. It was moved by Commissioner Blanco, seconded by Commissioner Sodetani and unanimously carried.

The Commission moved out of executive session and resumed its regular meeting agenda. Motion was made by Commissioner Smales, seconded by Commissioner Blanco and unanimously carried.

Hearings Officer's Report: The Hearings Officer reviewed the proposed settlement agreements and consent order with the Commission.

RE-83-263 - Bertrand Y. Z. Fong, Penthouse Realty Corp.

Upon motion by Commissioner Blanco, seconded by Commissioner Damron, the Commission unanimously approved the terms of the settlement agreement.

RE-80-20, 80-123, 82-35, 82-47 and 83-53 - Menefee Management Corporation, Mildred A. Leroux, Richard I. Blum, Steven P. Fantle, Robert H. Kneisley

The Commission approved a one year suspended sentence and a \$5,000 fine against Menefee Management Corporation, Mildred A. Leroux and Richard I. Blum, jointly and severally, payable in 30 days. In the event the fine is not paid, then one year suspension be imposed. Motion was made by Commissioner Sodetani, seconded by Commissioner Smales and unanimously approved.

Upon motion by Commissioner Smales, seconded by Commissioner Damron, the Commission unanimously approved the dismissal of Steve P. Fantle.

The Commission modified the settlement agreement of Respondent, Robert H. Kneisley, by requiring that in addition to the \$200 fine, Respondent be required to take the RECCAL course within 6 months from our date of the order. Motion was made by Commissioner Yamanaka, seconded by Commissioner Damron and unanimously carried.

RE-84-22 Ernest L. Forde

Upon motion by Commissioner Smales, seconded by Commissioner Damron, the Commission unanimously approved the consent order in the above-entitled case.

Committee Reports: Education Committee

Commissioner Blanco gave a report on the Education Committee meeting and circulated minutes of the meeting for the Commissioners' review.

The Commission approved the Education Committee minutes as circulated. Motion was made by Commissioner Blanco, seconded by Commissioner Sodemani and unanimously carried.

In approving the Education Committee minutes, the Commission authorized Dean Bess to offer the Visiting Chair to Dr. Jerome Dasso for Spring 1985.

Real Estate Exam Proposals

The Commission discussed a format to review the exam proposals. A subcommittee consisting of Commissioners Blanco, Smales, Sodemani and Takeya was appointed to review the proposals. The subcommittee will meet on November 1, 1984 to review the 3 proposals. The Commission agreed to hold a special meeting on November 12, 1984 to meet with representatives from each of the testing firms to review their proposals, answer questions and to give demonstrations on certain of their services.

Instructor Workshop

The Education Committee Chairman voiced his concern that the instructor workshop be opened to pre-licensing instructors as well. The Education Committee Chairman recommended that the Commission approve the proposal for the Instructor Workshop and the budget with the proviso that lunch will not be included.

The Commission approved the proposal and budget for the instructor workshop with the provision that lunch be excluded from the budget. Motion was made by Commissioner Blanco, seconded by Commissioner Sodemani and unanimously carried.

Certificate of Appreciation

Upon motion by Commissioner Blanco, seconded by Commissioner Takeya, the Commission unanimously approved to award a certificate of appreciation to Professor Donald Bell.

Laws and Rules Review Committee

The Executive Secretary reviewed the agenda for the Laws and Rules Review Committee.

The recommendations of the Committee are set forth in the minutes of the Laws & Rules Review Committee meeting dated October 25, 1984.

New Business:

LICENSING

Corporation

Hart Realty & Associates, Inc. - 75-5744 Alii Dr., Ste 113, Kailua-Kona
Dorothy D. Hart, pb

Branch Office

Brock Realty, Ltd. - 1993 So. Kihei Rd, Ste 208
Mary K. Bowen, bic Kihei

Stott Real Estate, Inc. dba ERA Stott Real Estate - 95-390 Kuaahelani Ave., Mililani
Mary Lou Stott, bic

Tradenname

Acres Plus - Gloria K. Wong, dba

Alimanu Development - Douglas S. Taylor, dba

HNL Properties - Mary H. Hudson, dba

Keolani Development - Michael K. Keyes, dba

Earl K. Nakaya, Realtor - Earl K. Nakaya, dba

Corporation Name Change

Conley Dew, Ltd. - formerly Real Estators, Ltd.

The Commissioners reviewed the list of new corporation, branch offices, tradenames and corporation name change for the month of October.

Restorations

Jack D. Walker, applicant for restoration appeared before the Commission. He expressed concern that he would not be able to take a RECCAL course until next February.

The Commission decided that whoever is required to take the course will be allowed to register for the next available course. Motion was made by Commissioner Blanco, seconded by Commissioner Sodetani and unanimously approved.

In addition, the Commission requested staff to increase the class size in order to reduce cost.

The Commission took action to require the following individuals to take the course:

Stanley G. Dunn
Laurie E. Fee
Phil K. Harris
Susan M. Hayashi
Pamela R. Nolen
E. W. Smith
William J. Urso
Jack D. Walker
Michael B. White

Upon motion by Commissioner Smales, seconded by Commissioner Damron, the Commission unanimously approved to require the above applicants to take the RECCAL course.

The Commission voted to restore the real estate license of Kenneth Kiyabu on the basis that the Commission rules have an exemption for public officials. It was moved by Commissioner Smales, seconded by Commissioner Damron and unanimously carried to restore Kenneth Kiyabu's real estate license.

Miscellaneous:

NARELLO Report

Chairman Morris gave a report on the NARELLO meeting attended. He informed the Commission that Hawaii will host the 1986 NARELLO Annual Conference. He reported that the Sub-Agency report was well received by the NARELLO members.

Adjournment:

There being no further business, the meeting was adjourned at 12:50 p.m.

Taken and recorded by:



Glenn M. Adachi
Executive Secretary

11/8/84