

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

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, June 22, 1990

Time: 9:00 a.m.

Place: Hawaiian Electric Auditorium
900 Richards Street, Second Floor
Honolulu, Hawaii

Present: Peter Yanagawa, Chairman (Late arrival)
Barbara Dew, Member (Early departure)
Stanley Kuriyama, Member
Michele Matsuo, Public Member (Late arrival/
Early departure)
Marcus Nishikawa, Member
Douglas Sodetani, Maui Member
Yukio Takeya, Hawaii Member

Calvin Kimura, Executive Secretary
Cynthia Yee, Real Estate Specialist
Russell Wong, Real Estate Specialist
John Morris, Condominium Specialist
Linda Saito, Condominium Registration Clerk
Glenn Grayson, Deputy Attorney General
Irene Kotaka, Secretary
Rodney Maile, Senior Hearings Officer
Charlene Kaninau, Executive Secretary
Verna Tomita, Executive Secretary

John Ramsey, Consultant
Gary Au Young, Real Estate Recovery Fund Counsel
Steve Gilbert, Associate Director, HRREC
Byron Goo, HHREC

Kathy Ingoglia, Licensee
Martin Oliver, Licensee
Michael Fergusson, Applicant
Lori Takara, James K. Schuler
Dave Schmidt, Pankow Development
Harold Fink, Applicant
Richard Wheelock, Applicant
Robert Miller, Attorney for Mr. Wheelock
Earl Lee, Locations

William Crowe, Applicant
Jeanette Fram, Applicant

Excused: Yoshiko Kano, Kauai Member

Call to Order: Vice-Chairman Takeya called the meeting to order at 9:10 a.m., at which time quorum was established.

Chairman's Report: No report was presented.

Executive Secretary's Report: No report was presented.

Disciplinary Cases: PROGRESSIVE INVESTMENT CORPORATION, RE 86-226,
85-1465-RE-262

Upon a motion by Commissioner Sodetani, seconded by Commissioner Dew, it was voted on and unanimously carried to take this matter under advisement.

Chairman Yanagawa arrived.

MARSHALL F. GOLDMAN, RE 85-134

Upon a motion by Commissioner Sodetani, seconded by Commissioner Nishikawa, it was voted on and unanimously carried to take this matter under advisement.

Chairman Yanagawa presided over the meeting.

Additions to the Agenda: Upon a motion by Commissioner Takeya, seconded by Commissioner Sodetani, it was voted on and unanimously carried to add the following items to the agenda:

3. Executive Secretary's Report
 - a. Minutes of the March 30 and May 25, 1990 Meetings
5. Recovery Fund Case Report
 - a. Marvin Greenberg v. Larry Sheller, et al., Civil No. 86-1615
6. Committee Reports
 - b. Laws and Rules Review Committee
 - c. Condominium and Cooperative Review

Committee

9. Licensing - Questionable Applications
William Crowe
Sandra M. Spickler dba Sunset Beach Realty

Approval of Minutes: by Upon a motion by Commissioner Sodetani, seconded by Commissioner Nishikawa, it was voted on and unanimously carried to approve the Minutes of the March 30 and May 25, 1990 Real Estate Commission Meetings as circulated.

Licensing: QUESTIONABLE APPLICATIONS

KAI and Associates, Ltd.

Ms. Kathy Ingoglia was present to answer any questions that the Commission may have about her application for real estate corporation. When questioned, Ms. Ingoglia stated that "KAI" are her initials.

After a review of the information presented by the applicant, Commissioner Nishikawa moved to approve the real estate corporation application of KAI and Associates, Ltd. Commissioner Takeya seconded the motion. The motion was voted on and unanimously carried.

Martin Oliver

Mr. Oliver was present to request that the Commission approve his request to accept the Change Form, dated June 24, 1990 and backdate records.

Mr. Oliver stated that he was active with Len Husen, later became associated with Bradley Properties, and then returned to Len Husen. He requested that the Commission accept the Change form in order for him to have enough experience to qualify for a broker's experience certificate. He stated that he would not be able to take the broker's prelicensing course that he had signed up for until he receives his experience certificate.

The Licensing Branch reported that in June 1990, they had received two Change forms within 10 days of each other. They did not receive the Change form to change from Len Husen to Bradley Properties

and from Bradley Properties to Len Husen.

The Executive Secretary stated that the Commission does not require that applicants have their broker's experience certificate prior to registering for the broker's prelicensing course.

Upon a motion by Commissioner Nishikawa, seconded by Commissioner Dew, it was voted on and unanimously carried to take this matter under advisement.

Commissioner Matsuo arrived.

Michael Ferguson

Mr. Ferguson was present to answer any questions the Commissioners may have regarding his application for a real estate salesperson's license.

Mr. Ferguson stated that he has taken the salesperson's prelicensing course and has passed the real estate licensing examination. He can guarantee that he will be honest, ethical, and worthy of the Commission's compassion.

Upon a motion by Commissioner Sodetani, seconded by Commissioner Matsuo, it was voted on and unanimously carried to take this matter under advisement.

Jeanette Fram

Ms. Fram was present to request an equivalency to the two closed sales transaction requirement in order to obtain her broker's experience certificate.

Commissioner Kuriyama asked if the transactions listed in her May 16 letter are all of the transactions that she had participated in. Ms. Fram stated that those were just a few of her transactions. She has participated in 60 lease transactions and that most of her experience is in commercial leasing. She has participated in only one sale.

Upon a motion by Commissioner Sodetani, seconded by Commissioner Matsuo, it was voted on and unanimously carried to take this matter under advisement.

William Crowe

Mr. Crowe was present to request a nine month equivalency in order to qualify for the broker's experience certificate.

Mr. Crowe stated that he has eight months experience in California as a real estate broker. He has a law degree from Australia. He stated that in Australia the attorneys handle all of the title and escrow work involving real estate transactions. He is not a licensed practicing attorney in Hawaii, but he does still hold an active real estate broker's license in California.

After a review of the information presented by the applicant, Commissioner Matsuo moved to grant a nine-month equivalency to Mr. Crowe. Commissioner Takeya seconded the motion. The motion was voted on and unanimously carried.

Lois Smith-Freitas
Bernice Poole

Mr. Earl Lee, principal broker of Locations, Inc., was present to request that the Commission grant a 15-day equivalency to Lois Smith-Freitas and Bernice Poole in order to qualify for the broker's experience certificate.

Mr. Lee stated that the broker-in-charge of the branch office was on maternity leave and did not renew the branch office license and as a result, all licensees associated with that branch office were placed on an inactive status.

Upon a motion by Commissioner Matsuo, seconded by Commissioner Nishikawa, it was voted on and unanimously carried to take this matter under advisement.

Chairman Yanagawa turned the meeting over to Commissioner Matsuo. Commissioner Matsuo, Chairman Pro Tem, presided over the meeting.

Executive Session: Upon a motion by Commissioner Yanagawa, seconded by Commissioner Takeya, it was voted on and unanimously carried to enter into executive session at 9:55 a.m., pursuant to Chapter 92-5(a)(1), "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 Takeya, seconded by Commissioner Dew, it was voted on and unanimously carried to move out of executive session at 10:45 a.m.

Recovery Fund Report: MARVIN GREENBERG VS. LARRY SHELLER, ET AL.,
CIVIL NO. 86-1615

Mr. Au Young stated that the Claimant was the owner of three properties located on Oahu, with a total value of \$1.5 million. The licensee, Lawrence Sheller, responded to advertisements made by the Claimant regarding the sale of these properties. Later, Mr. Sheller introduced the Claimant to the Defendants, Frank V. Cruz and Elvia Cruz. The Claimant, the Cruzes, and Mr. Sheller entered into an exchange agreement in which the Claimant agreed to purchase a shopping center valued at \$4.5 million, known as The Barn at Lucerne, located in St. Louis, Missouri, partially in exchange for the Plaintiff's three properties. During the negotiations, the Cruzes and Mr. Sheller represented to the Claimant that title to The Barn would be in the name of the Cruzes as of the time of the exchange. The Claimant claimed that the Cruzes and Mr. Sheller knew that the title to The Barn was not as represented by continued to negotiate with the Claimant. Mr. Sheller also prepared the DROA, escrow instructions, and the exchange contract.

Under the exchange agreement, the Cruzes paid the Claimant \$37,500 over a couple of years. After the payments stopped, the Claimant investigated and discovered that The Barn was not in the name of the Cruzes.

The Claimant filed the instant lawsuit on April 30, 1986, against the Cruzes, Mr. Sheller, and the escrow company. The Plaintiff alleged causes of action for breach of express and implied warranties, breach of contract, fraud, misrepresentation, violation of §467-14, HRS, negligent infliction and emotional distress, and unfair and deceptive trade practices.

On December 14, 1989, the Court granted summary judgment against Mr. Sheller in the amount of \$1.5 million plus attorneys fees of \$38,125.00. Based on the summary judgment against Mr. Sheller, the Claimant filed the instant motion requesting that the Real Estate Commission pay the Claimant the sum of \$25,000 out of the Fund. Recovery Fund Counsel objected to the Claimant's request and the Court ordered payment out of the Recovery Fund in the amount of \$10,000.

Upon a motion by Commissioner Takeya, seconded by Commissioner Yanagawa, it was voted on and unanimously carried to approve payment of \$10,000 to Marvin Greenberg from the Real Estate Recovery Fund, against the account of Lawrence Sheller.

DAVID A. LEE VS. WALTER WONG

Mr. Au Young reported that the Commission has received a payment of \$310.00 from Walter Wong via the Tax Intercept Program.

Upon a motion by Commissioner Sodetani, seconded by Commissioner Dew, it was voted on and unanimously carried that the Commission approve disbursement of real estate recovery funds received be applied to prior claimants who have not received full payment.

Licensing: QUESTIONABLE APPLICATIONS

Richard Wheelock

Mr. Wheelock and his attorney, Robert Miller, were present to answer any questions that the Commissioner may have.

Mr. Miller stated that Mr. Wheelock has enrolled in the Real

Estate Essentials course, pursuant to the Commission's Administrative Order. He anticipates completing the course in approximately six or seven weeks.

Mr. Miller stated that Hawaii National Bank had admitted that the check written by Mr. Wheelock for his renewal fees was inadvertently returned as insufficient and that Mr. Wheelock was not at fault, nor was he negligent in the handling of his account.

Based on economic hardship and on the fact that Mr. Wheelock was not at fault, Mr. Miller requested the immediate restoration of Mr. Wheelock's license.

After a review of the information presented by the applicant, Commissioner Yanagawa moved to approve immediate restoration of Mr. Wheelock's license. Commissioner Takeya seconded the motion. The motion was voted on and unanimously carried.

Harold Fink

Mr. Fink was present to answer any questions the Commission may have. Mr. Fink stated that he has provided the Commission with all the information requested.

Upon a motion by Commissioner Nishikawa, seconded by Commissioner Dew, it was voted on and unanimously carried to take this matter under advisement.

Committee CONDOMINIUM AND COOPERATIVE REVIEW COMMITTEE
Reports:

Nuuanu Parkside

Commissioner Yanagawa was excused from the meeting due to a conflict of interest.

Mr. Schmidt was present to answer any questions the Commission may have.

Commissioner Nishikawa asked Mr. Schmidt how many days had passed from the time the notice was printed to the time the applications were mailed in.

Mr. Schmidt stated that the original notice was published on May 31, 1990. The second notice was published on

June 3 and two notices were subsequently published in the paper. They had tried keep every one involved unaware of the place and time that the reservation would take place. However, on the eve prior to the reservation, the first group of people started to arrive. When he returned to the site at 12 midnight, he discovered that there was no order to the line. After consulting with the Police, it was decided to call off the reservations.

Commissioner Sodetani asked if Mr. Schmidt would be willing to provide the Commission with a copy of the list of buyers for the entire project. Mr. Schmidt stated that he would be willing to do so.

Commissioner Nishikawa asked if Mr. Schmidt would consider republicizing the program so that the interested parties would know what would happen. Mr. Schmidt said that he would not feel comfortable doing so.

Mr. Schmidt stated that on June 3, a notice was published stating that there was a new process and interested purchasers should contact the real estate brokers' sales offices. They distributed more than 1,600 packets. Interested purchasers were instructed to return the affidavits by certified mail, return receipt requested. When the mail was delivered, a representative from Peat Marwick stamped and labeled the envelope. They received 700 applications for the 39 units.

The Executive Secretary asked Mr. Schmidt if he could provide the Commission with a copy of the packet distributed to the brokers, a copy of the original list, and a copy of the list of incomplete applications.

When asked if the interested purchasers were required to submit a deposit at the time of application, Mr. Schmidt stated yes. He stated that the deposits were kept in Founders Escrow and would be returned if the purchasers wished to withdraw their application.

Commissioner Nishikawa stated that all developers are to notify the Commission of their intention to sell 15 days prior to the publication of the notice of

intention. The Commission did not receive the developer's notice of intention for this project.

The Executive Secretary reported that Commission staff had received telephone calls from those standing in line and participating in the mail in. One of the allegations made is that when the line was set up prior to Midnight, a representative from the broker's sales office started to pass around a sign up sheet and someone took the list away.

Mr. Schmidt stated that the developer did not create a list and they would not acknowledge the list if it had appeared.

Upon a motion by Commissioner Matsuo, seconded by Commissioner Dew, it was voted on and unanimously carried to take this matter under advisement.

LAWS AND RULES REVIEW COMMITTEE

Upon a motion by Commissioner Takeya, seconded by Commissioner Sodehara, it was voted on and unanimously carried to approve the recommendations of the June 21, 1990 Laws and Rules Review Committee Meeting, as follows:

1. The Commission to proceed to public hearing on the proposed rules; that the hearing be scheduled at least seven days prior to the August Commission Meeting; and that Commission staff write a memorandum to the neighbor island Commissioners informing them of the procedures to follow at the informational meetings.
2. The Commission to refer the mandatory errors and omissions issue to the Hawaii Real Estate Research and Education Center as part of their program of work and that Commissioner Takeya work with the Center on the program of work.
3. Defer discussion on House Concurrent Resolution No. 163, H.D.1, regarding the leasehold information brochure, until the Commission receives further information from the Housing Finance and Development

Corporation as to the status of the informational brochure on leaseholds.

4. Commission staff to inform Condominium Rentals of Hawaii that they need to comply with the bonding requirements for condominium hotel operators.
5. Deny J.L.B. Inc. dba MDR/Maui Diversified Real Estate's condominium hotel operators' fidelity bond excluding real estate licensees and inform them that they must comply with the statutes.
6. Approve the revised program of work and submit it to the Director for his approval.

EDUCATION COMMITTEE

Upon a motion by Commissioner Nishikawa, seconded by Commissioner Dew, it was voted on and unanimously carried to approve the recommendations of the June 13, 1990 Education Committee Meeting, as follows:

1. Approve the change in budgeting procedure from annual to biennial and approve the proposed biennium budget.
2. Approve for compelling medical reasons, precluding attendance, the request by Vincent Loven to take a home study salesperson prelicensing course, subject to satisfaction of the required contact hours.
3. Approve as a prelicensing salesperson provider, ERA of Hawaii, Inc., subject to a records check into the nature of prior complaints, if any, as it relates to providing prelicense instructions, and subject to clarification, on the part of the applicant, as to the school's contact person or administrator, and location of its principal office.

4. Approve Charlee D. C. Abrams as a prelicensing salesperson instructor, subject to a records check into the nature of any prior complaints, if any, as it relates to providing prelicense instructions.
5. Approve the following continuing instructors for the modules listed:
Alice L. Lee - Finance
Ricardo D. Seiler - Contracts and Finance
Jane Muramatsu - Contracts and Finance
George Yamashiro - Contracts and Finance
David L. Bourgoin - Contracts, Finance, and
Laws and Ethics

CONDOMINIUM AND COOPERATIVE REVIEW COMMITTEE

Upon a motion by Commissioner Yanagawa, seconded by Commissioner Nishikawa, it was voted on and unanimously carried to approve the recommendations of the June 21, 1990 Condominium and Cooperative Review Committee Meeting, as follows:

1. Staff to work with the Community Associations Institute to present the proposal for the neighbor island seminars at the July Condominium and Cooperative Review Committee Meeting.
2. Defer discussion of the Holua at Mauna Loa Villages condominium project to the July Condominium and Cooperative Review Committee Meeting.
3. Staff to implement Commissioner Kuriyama's recommendation that: (1) to expedite the report review process, REC consultants should take on more of the functions of reviewing public report filings from the condominium clerk; and (2) the REC consultant fees should be increased from \$350 to \$700.
4. Defer discussion of the Mililani Retirement Community condominium project to the July 1990 Condominium and Cooperative Review Committee Meeting.

5. Refer the issue of the status of the Puu Alii Community Association, as stated in the Attorney General's Opinion, dated July 13, 1989, back to the Attorney General's Office for further review.
 6. Defer action on the 1260 Richard Lane project until the association's insurance agent or other representative provides a written explanation of why the association cannot obtain a bond which complies with statutory requirements.
 7. Approve Gary Furuta's request for a bond exemption based on the fact that he is one person who manages one project and handles no association funds, and that staff examine the problem raised in his request of accountants and bookkeepers who handle association funds.
8. Defer action on the seminar proposal by the Hawaii Council of Associations of Apartment Owners.

Condorama Seminar Review

Upon a motion by Commissioner Dew, seconded by Commissioner Takeya, it was voted on and unanimously carried to defer approval for payment of the expenses incurred by CAI for the Condorama until more information is received from CAI as to the breakdown of costs.

Program of Work and Condominium Management Education Fund

Upon a motion by Commissioner Sodetani, seconded by Commissioner Takeya, it was voted on and unanimously carried to approve the revised budget and program of work.

Nuuanu Parkside

Upon a motion by Commissioner Sodetani, seconded by Commissioner Nishikawa, it was voted on and unanimously carried that the Commission explain to the developer of the Nuuanu Parkside condominium project that the Commission neither approves nor

disapproves with the method used and that the Commission advises the developer to follow the intent of the law, including the 15-day notice provision.

Licensing: RATIFICATION

Upon a motion by Commissioner Sodetani, seconded by Commissioner Nishikawa, it was voted on and unanimously carried to ratify the following applications:

Real Estate Brokers

Keith A. Shelley

HP Realty, Ltd.
TG Properties, Inc.
Monarch Land & Livestock Co., Inc.
PATDI, INC.
Gentle Island Holidays, Inc. dba Gentle Island Realty
Twins Property Corporation, Ltd.
Comprehensive Properties, Inc.
International Exchange Corporation dba Vision Group
Julie Liu dba J L Realty

Branch Offices

Century 21 Associated Realty, Inc. (Kailua-Kona, Hawaii)
Century 21 Associated Realty, Inc. (Hilo, Hawaii)
Century 21 Associated Realty, Inc. (Kamuela, Hawaii)
Locations, Inc. (Kihei, Maui)
Paradise Pacific Properties, Ltd. (Kilauea, Kauai)

Trade Names

Robert L. Paris dba A & R Paris Associates
Globe Realty Corporation dba MCS Properties
Mauka Development Corporation dba Help-U-Sell Real Estate of Maui
Rex E. Herren dba Rex Hawaii Properties
Edward P. Pelekai dba Pacific Paradise Properties
A Million or More Corp.
Real Estate for Sale, Inc.
Catherine Lee dba Cathy Lee Associates

CRW, Inc.
Condominium Hotel Operators

The Land Mart, Inc. dba Pat's Rentals
Michael C. Curtis dba R & R Realty & Rentals

Condominium Managing Agents

Frank L. Robar Management, Inc.

Condominium Property Regime Public Reports

May 1990

Kalihiwai Palms Condominium, Kauai (Preliminary)
Lokahi Gardens Condominium, Kauai (Final)
Project Lanihuli, Honolulu (Final)
Rolling Meadows Condominium, Kauai (Preliminary)
Tsugi Estates Condominium, Kauai (Final)
59-286 and 59-288 Kamehameha Highway, Honolulu
(Final)
Ka'eo Kai Phase III, Kauai (Second Supplementary)
84-984 Lahaina Street, Honolulu (Final)
Lawai Loa Estates, Kauai (Final)
Umi Kumakahi Condominium, Kauai (Preliminary)
Halau O' Malani, Hawaii (Preliminary)
Kapalama Makai, Honolulu (Preliminary)
Kapalama Uka, Honolulu (Preliminary)
Punaluu Shores III, Honolulu (Final)
Jillveh Estates Condominium, Kauai (Final)
Waikalua Bayside Estates, Honolulu (Preliminary)

June 1990

Komaia Place, Honolulu (Final)
Maitre Place, Honolulu (Final)
324-B/324-B-1 Olomana Street, Honolulu (Final)
Poha Kea Point, Phase IV, Increment I, Honolulu
(Final)
Halealii, Hawaii (Final)
Hanalei Hale, Honolulu (Final)
Kamani Trees Condominium, Phase I, Hawaii (Final)
Kinohou Estates, Lot 20, Hawaii (Final)
Martinson Estate, Hawaii (Final)
79 Puako Beach Drive, Hawaii (Final)
Royal Ko Olina, Honolulu (Preliminary)
Mililani Parkway, Phase IV, Honolulu (Final)

Crosthwaite, Hawaii (Final)
Iliwahi/Ililani, Honolulu (Final)
3765 Manini Way/1618 Iwi Way, Honolulu (Final)
338 A and 338 A-1 Manono Street, Honolulu (Final)
Tapioca, Honolulu (Final)
Brewer Ridge Condominium, Kauai (Final)
Waiakalua Palms Condominium, Kauai (Final)

Executive Upon a motion by Commissioner Sodetani, seconded
Session: by Commissioner Nishikawa, it was voted on and
unanimously carried to enter into executive session
at 12:30 p.m., pursuant to Chapter 92-5(a)(1), "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 Sodetani, seconded by
Commissioner Nishikawa, it was voted on and
unanimously carried to move out of executive
session at 1:15 p.m.

Licensing: RESTORATIONS

Milton T. Ito
Beverly A. Speece
William Soares, Jr.

After a review of the information submitted by the
applicants, Commissioner Yanagawa moved that
restoration be approved upon submitting evidence of
successfully passing the real estate salesperson's
licensing examination, with a one-time waiver of
the education requirement. Commissioner Nishikawa
seconded the motion. The motion was voted on and
unanimously carried.

Bonnie M. Barry
Cory D. Coles
James T. Costello
Cindi L. Jayubo
Karen M. Jones-Kato
Peter K. Kubota
Donald S. Mitsumura
Wayne T. Niide
Marion F. Oki

After a review of the information submitted by the applicant, Commissioner Yanagawa moved that restoration be approved upon submitting evidence of successfully completing a series of Commission-approved courses. Commissioner Takeya seconded the motion. The motion was voted on and unanimously carried.

Disciplinary PROGRESSIVE INVESTMENT CORPORATION, RE 86-226,
Cases: 85-1465-RE-262

Upon a motion by Commissioner Sodetani, seconded by Commissioner Nishikawa, it was voted on and unanimously carried to approve the Settlement Agreement After Filing of Petition and Commission's Final Order.

MARSHALL F. GOLDMAN, RE 85-134

Upon a motion by Commissioner Sodetani, seconded by Commissioner Nishikawa, it was voted on and unanimously carried to approve the Settlement Agreement After Filing of Petition and Commission's Final Order and to deny Mr. Geshell's request to edit the reporting of the case in the Real Estate Bulletin.

Licensing: QUESTIONABLE APPLICATIONS

SGR Investments, Ltd.

After a review of the information submitted by the applicant, Commissioner Sodetani moved to approve the real estate corporation application of SGR Investments, Ltd. Commissioner Yanagawa seconded the motion. The motion was voted on and unanimously carried.

CHAMAR Realty Limited Partnership

After a review of the information submitted by the applicant, Commissioner Sodetani moved to deny the real estate partnership application of CHAMAR Realty Limited Partnership. Commissioner Yanagawa seconded the motion. The motion was voted on and unanimously carried.

Dean T. W. Ho

After a review of the information submitted by the applicant, Commissioner Yanagawa moved to approve Mr. Ho's request for preapproval of his experience certificate. Commissioner Takeya seconded the motion. The motion was voted on and unanimously carried.

Martin Oliver

After a review of the information submitted by the applicant, Commissioner Sodetani moved to deny Mr. Oliver's request to accept the June 24, 1989 Change Form and backdate the licensing records. The license records are to reflect changes on the date that Licensing Branch received a completed, original Change Form. Commissioner Nishikawa seconded the motion. The motion was voted on and unanimously carried.

Hawaiian Island Resorts, Inc.

Commissioner Takeya was excused from the meeting.

After a review of the information submitted by the applicant, Commissioner Yanagawa moved to deny Hawaiian Island Resorts, Inc.'s request to approve their fidelity bond for six legal entities with a \$25,000 deductible. Commissioner Sodetani seconded the motion. The motion was voted on and carried.

Commissioner Takeya returned to the meeting.

Sandra M. Spickler dba Sunset Beach Realty

After a review of the information submitted, Commissioner Sodetani moved to refer this matter to staff. Commissioner Dew seconded the motion. The motion was voted on and unanimously carried.

Paulette Nims

After a review of the information submitted by the applicant, Commissioner Sodetani moved to approve Paulette Nims's real estate salesperson's application. Commissioner Yanagawa seconded the motion. The motion was voted on and unanimously carried.

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Steve Fisher

After a review of the information submitted by the applicant, Commissioner Nishikawa moved to approve Mr. Fisher's real estate salesperson's application. Commissioner Yanagawa seconded the motion. The motion was voted on and unanimously carried.

Louis Gilbert LaRue

After a review of the information submitted and acting pursuant to the Attorney General's advisement, Commissioner Sodetani moved to rescind Mr. LaRue's real estate salesperson's license. Commissioner Nishikawa seconded the motion. The motion was voted on and unanimously carried.

Michael S. Ferguson

After a review of the information presented by the applicant, Commissioner Sodetani moved to approve Mr. Ferguson's real estate salesperson's application. Commissioner Yanagawa seconded the motion. The motion was voted on and carried. Commissioner Matsuo abstained from voting.

H & H Properties, Inc.

After a review of the information submitted by the applicant, Commissioner Sodetani moved TO approve the real estate corporation application of H & H Properties, Inc. Commissioner Yanagawa seconded the motion. The motion was voted on and unanimously carried.

Edward W. Brinkman dba Alexandra Zachary Real Estate

After a review of the information presented by the applicant, Commissioner Sodetani moved to deny the trade name, "Edward W. Brinkman dba Alexandra Zachary Real Estate." Commissioner Yanagawa seconded the motion. The motion was voted on and unanimously carried.

K. C. Realty, Inc.

After a review of the information submitted by the applicant, Commissioner Dew moved to approve the

real estate corporation application of K. C. Realty, Inc.
Commissioner Yanagawa seconded the motion. The
motion was voted on and unanimously carried.

JEFFCO Realty, Inc.

After a review of the information submitted by the applicant,
Commissioner Sodetani moved to deny the real estate
corporation application of JEFFCO Realty, Inc.
Commissioner Takeya seconded the motion. The
motion was voted on and unanimously carried.

Allen Yap, Realtors, A Real Estate Corporation

After a review of the information submitted by the applicant,
Commissioner Sodetani moved that a letter be sent
to Mr. Yap, informing him of the proper usage of
the term, "Realtor". Commissioner Takeya seconded
the motion. The motion was voted on and
unanimously carried.

Niihau Apartment Hotel, Inc.

After a review of the information submitted by the applicant,
Commissioner Takeya moved to approve the exemption
from the real estate broker license requirement for
Niihau Apartment Hotel, Inc.'s condominium hotel
operator registration. Commissioner Sodetani
seconded the motion. The motion was voted on and
unanimously carried.

Jeanette Fram

After a review of the information presented by the applicant,
Commissioner Takeya moved to approve Ms. Fram's
request for an equivalency to the two sales that
have closed escrow requirement. Commissioner Dew
seconded the motion. The motion was voted on and
unanimously carried.

Lois A. Smith-Freitas

After a review of the information submitted by the
applicant, Commissioner Takeya moved to approve Ms.
Smith-Freitas's request for one-half month of
salesperson's experience. Commissioner Sodetani

seconded the motion. The motion was voted on and unanimously carried.

Bernice E. C. Poole

After a review of the information submitted by the applicant, Commissioner Takeya moved to approve Ms. Poole's request for one-half month of salesperson's experience. Commissioner Sodetani seconded the motion. The motion was voted on and unanimously carried.

Yong Hui Kim

Commissioner Matsuo was excused from the meeting. Chairman Yanagawa resumed presiding over the meeting.

After a review of the information submitted, Commissioner Sodetani moved to deny Ms. Kim's request for reconsideration. Commissioner Nishikawa seconded the motion. The motion was voted on and unanimously carried.

Commissioner Dew was excused from the meeting.

Harold Fink

This matter was deferred to the July 27, 1990 Meeting due to a lack of quorum.

Next Meeting: Friday, July 27, 1990
Kuhina Nui Room
HRH Princess Victoria Kamamalu Building
1010 Richards Street, Second Floor
Honolulu, Hawaii

Adjournment: With no further business to discuss, Chairman Yanagawa adjourned the meeting at 1:25 p.m.

Taken and recorded by:

Irene S. Kotaka, Secretary

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Reviewed and approved by:

Calvin Kimura
Executive Secretary

Date