

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, March 23, 2012

Time: 9:00 a.m.

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

Present: Carol Ball, Chair, Broker/Maui Commissioner
Rowena Cobb, Broker/Kauai Commissioner
Frances Gendrano, Broker/Honolulu Commissioner
Walter Harvey, Broker/Honolulu Commissioner
Michele Sunahara Loudermilk, Public/Honolulu Commissioner
Nikki T. Senter, Public/Honolulu Commissioner
Scott A. Sherley, Broker/Hawaii Island Commissioner
Aileen Wada, Broker/Honolulu Commissioner

Neil K. Fujitani, Supervising Executive Officer
Miles Ino, Executive Officer
Diane Choy Fujimura, Senior Real Estate Specialist
Cynthia Yee, Senior Condominium Specialist
Amy Endo, Real Estate Specialist
Cheryl Leong, Condominium Specialist
Benedyne Stone, Condominium Specialist
Shari Wong, Deputy Attorney General
Lesley Matsumoto, Recording Secretary

Others: Lei Fukumura, Special Deputy Attorney General
Patrick Kelly, Regulated Industries Complaints Office
Fukuyuki Puckett
Justin Brunold
Cynthia Nakamura, Esq.
Kalani Deacon

Absent: Stanley Kuriyama, Vice Chair, Broker/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.

Commissioner Kuriyama was excused from the meeting. Prior notification of his non-attendance was received.

Supervising Executive Officer's Report: The Supervising Executive Officer ("SEO") 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

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."

Chair Ball took matters out of order of the agenda.

Licensing – Applications: The SEO 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.

Justin Brunold

Mr. Brunold requested that his preliminary decision be considered in executive session.

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

Upon a motion by Commissioner Sherley, seconded by Commissioner Cobb, it was voted on and unanimously carried to take the matter under advisement.

Chapter 91, HRS, Adjudicatory Matters: The Chair called for a recess from the meeting at 9:15 a.m., to discuss and deliberate on the following adjudicatory matters, pursuant to Chapter 91, HRS:

In the Matter of the Real Estate License of Cynthia Giubardo, a Real Estate Salesperson; REC 2011-219-L

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

In the Matter of the Real Estate Broker's License of Kalani Deacon; REC 2009-103-L

Patrick Kelly, attorney representing the Regulated Industries Complaints Office, was present for oral arguments. Ms. Cynthia Nakamura, attorney for Mr. Kalani Deacon, was present for oral arguments.

Commissioner Wada moved to draft a proposed final order. Commissioner Senter seconded the motion. Commissioners Harvey, Gendrano, Cobb, and Ball voted aye. Commissioners Loudermilk and Sherley voted nay. The motion passed.

In the Matter of the Real Estate Licenses of Douglas Leopold, Larry Clutter and Sun and Sea Realty, Inc.; REC 2007-2-L and REC 2009-245-L

Upon a motion by Commissioner Loudermilk, seconded by Commissioner Senter, it was voted on and unanimously carried to approve the final order.

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 10:26 a.m.

Minutes of Previous Meeting

Upon a motion by Commissioner Harvey, seconded by Commissioner Sherley, it was voted on and unanimously carried to approve the minutes.

Committees and
Program of Work:

Education Review Committee – Continuing Education Administration, Curriculum, Courses, Providers, and Instructors – Course – “Real Estate Evaluation”; Author/Owner: David Catanzaro; Provider: REMI School of Real Estate; Course Categories: Investment, Finance, Risk Management, Broker Management; Clock Hours: Revised up to 6 Hours

Upon a motion by Commissioner Harvey, seconded by Commissioner Sherley, it was voted on and unanimously carried to approve the amended course from three to six hours.

Licensing –
Ratification:

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

Licensing –
Applications:

Justin Brunold

After review of the information presented by the applicant, Commissioner Sherley moved to approve the real estate salesperson license of Justin Brunold. Commissioner Harvey seconded the motion. The motion was voted on and unanimously carried.

Next Meeting:

Friday, April 27, 2012
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
10:40 a.m.

Reviewed and approved by:

/s/ Neil K. Fujitani

Neil K. Fujitani
Supervising Executive Officer

April 19, 2012

Date

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

APPROVED APPLICATIONS FOR REAL ESTATE
 REAL ESTATE COMMISSION MEETING ON MARCH 23, 2012

| <u>Brokers – Limited Liability Companies and Partnerships</u> | <u>Effective Date</u> |
|---|-----------------------|
| CNH Advisory Services, LLC Christine A. Nakashima-Heise, PB | 02/05/2012 |
| John Baumgartner, LLC dba Big John Realty John Baumgartner, PB | 02/22/2012 |
| K Realty, LLC Kathleen Morgado, PB | 02/28/2012 |
| Tomar Realty, LLC Libby Tomar, PB | 02/28/2012 |
| Racebrook Marketing Concepts, LLC dba Sheldon Good & Co. James R. Cote, PB | 03/08/2012 |

| <u>Brokers – Sole Proprietor</u> | <u>Effective Date</u> |
|---|-----------------------|
| Calvin K. Sumida | 12/23/2011 |
| Gregory S. Raap | 01/04/2012 |
| Jamie-Jo D. Sobering | 01/11/2012 |
| Carmen M. Mitsuyasu-Gapero | 01/11/2012 |
| Stuart W. Wade | 01/17/2012 |
| Phyllis A. Young | 01/11/2012 |
| Marshall W. Hung | 01/18/2012 |
| Hiroshi H. Maeda | 01/20/2012 |
| Betty J. Bell | 01/26/2012 |
| Thaddeus V. Marckesano | 01/25/2012 |
| Edward Portela Valencia dba Valencia Properties | 02/14/2012 |
| Margaret Sung Wong | 02/22/2012 |

| <u>Trade Name</u> | <u>Effective Date</u> |
|---|-----------------------|
| Leonore Payne dba West Coast Pacific Realty | 03/09/12 |

| <u>Educational Equivalency Certificate</u> | <u>Expiration Date</u> |
|--|------------------------|
| Alison Regan Wisnom | 02/14/2014 |
| Keith Kiyoshi Suzuka | 02/14/2014 |
| Carlin Yamashita | 02/14/2014 |
| Kevin Charles Ryan | 02/15/2014 |
| Steven Lane Shelley | 02/16/2014 |
| Kristin Tavia Mihelic | 02/17/2014 |
| Brett Justin Gomes | 02/22/2014 |
| Donna Jean Murguia | 02/22/2014 |
| Mary Boyce Choi | 02/22/2014 |
| William Warren Jacques | 02/24/2014 |
| Anthony M.C. Chang | 02/28/2014 |
| Casey R. Ching | 02/28/2014 |
| Sean Arnold Kuanane Fujimoto, Jr. | 03/01/2014 |
| Keith Christopher Mackenzie | 03/01/2014 |
| Marvin Kurt Abing | 03/01/2014 |
| Hong H. Vuong | 03/01/2014 |
| Janet Louise Becker | 03/01/2014 |
| Kenton Duane Sondeno | 03/02/2014 |
| Paul Bulanov | 03/07/2014 |
| Michelle Denise Gaddie | 03/12/2014 |

| | |
|------------------------|------------|
| Thomas Paul McNamara | 03/14/2014 |
| Michael Curtiss Burer | 03/14/2014 |
| Italo Monteiro Taborda | 03/15/2014 |
| Jeannie Wenger | 03/16/2014 |

| <u>Equivalency to Uniform Section of Examination Certificate</u> | <u>Expiration Date</u> |
|--|------------------------|
| Alison Regan Wisnom | 02/14/2014 |
| Kevin Charles Ryan | 02/15/2014 |
| Steven Lane Shelley | 02/16/2014 |
| Kristin Tavia Mihelic | 02/17/2014 |
| Donna Jean Murguia | 02/22/2014 |
| Mary Boyce Choi | 02/22/2014 |
| William Warren Jacques | 02/24/2014 |
| Kenton Duane Sondeno | 03/02/2014 |
| Robert John Nelson | 03/02/2014 |
| Paul Bulanov | 03/07/2014 |
| Michelle Denise Gaddie | 03/12/2014 |
| Thomas Paul McNamara | 03/14/2014 |
| Michael Curtiss Burer | 03/14/2014 |
| Italo Monteiro Taborda | 03/15/2014 |

| <u>Real Estate Broker Experience Certificate</u> | <u>Expiration Date</u> |
|--|------------------------|
| Eva Lehua Robello | 02/14/2014 |
| Carlin Yamashita | 02/14/2014 |
| Kevin Charles Ryan | 02/15/2014 |
| Kristin Tavia Mihelic | 02/17/2014 |
| Matthew Duane Bennett | 02/22/2014 |
| Edit McDonald | 02/22/2014 |
| Hyesung Park | 03/01/2014 |
| Patricia Jean Carter | 03/01/2014 |
| Kevin Dee Taylor | 03/01/2014 |
| Kenton Duane Sondeno | 03/02/2014 |
| Keori Masutani | 03/02/2014 |
| Megumi N. Nekotani | 03/06/2014 |
| Nathan William Smith | 03/06/2014 |
| Gail Lynn Swanson | 03/06/2014 |
| Edgar Paul Miner | 03/06/2014 |
| Paul Bulanov | 03/07/2014 |
| Michael Curtiss Burer | 03/14/2014 |

| <u>Real Estate Broker (upgrade)</u> | <u>Effective Date</u> |
|-------------------------------------|-----------------------|
| Donna G. Pollard | 02/09/2012 |
| Liane M. Freitas | 02/10/2012 |
| Deborah L. Kessler | 02/13/2012 |
| Sherrie E. Au | 02/15/2012 |
| Kirsten Elaine Cano | 02/15/2012 |
| Allyson N. Riter | 02/21/2012 |
| Patrick Lambert | 02/24/2012 |
| Libby Tomar | 02/28/2012 |
| James R. Cote | 03/08/2012 |

| <u>Restoration – Real Estate Salesperson</u> | <u>Effective Date</u> |
|--|-----------------------|
| Katharine P. Laing | 02/22/2012 |
| Lorna G. Cerny | 02/27/2012 |