

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, June 29, 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
Stanley Kuriyama, Vice Chair, Broker/Honolulu 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 (Late arrival)

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

Others: Mark Goodman
David Baker
Ashley Wood
Lei Fukumura, Special Deputy Attorney General, DCCA
Suzanne Young

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.

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.

Announcements

The Commissioners and staff bid aloha to Chair Ball and Commissioner Loudermilk. Their terms end June 30, 2012. The SEO thanked both Commissioners for their tireless/thankless work and especially thanked Chair Ball for leading the Commission through various transitions.

Minutes of Previous Meeting

Upon a motion by Commissioner Sherley, seconded by Commissioner Loudermilk, it was voted on and unanimously carried to accept the minutes of the May 25, 2012, meeting as distributed.

Committees and
Program of Work:

Program of Work, FY 13

The final draft of the fiscal year 2013 Program of Work was distributed to the Commissioners.

Upon a motion by Commissioner Sherley, seconded by Commissioner Cobb, it was voted on and unanimously carried to approve the Program of Work, FY13, as distributed.

Licensing –
Ratification:

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

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.

Mark S. Goodman

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

Mr. Goodman stated that he first received his securities broker's license in California in 1978. In 2001, he applied for an Ohio Securities License and the application was denied because of his record of over two decades of clients and transactions was not perfect. The company that he was employed with urged him to fight the denial license and appeal the decision; however, at that time he had a busy career and was licensed in four other states.

Mr. Goodman also provided documentation relating to a default judgment relating to a promissory note. He has a remaining balance of approximately \$365,000 of the original \$1,300,000.

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

Ashley N. Wood

The Chair asked Ms. Wood if she wished to have her application for real estate salesperson license considered in executive session. She declined the offer.

Ms. Wood informed the Commission that she was involved in a confrontation with another girl when she was in high school over a boy. The situation escalated and immediately it was settled right after. She still remains friends with the other girl.

Commissioner Wada arrived at 9:25 a.m.

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

Chapter 91, HRS,
Adjudicatory
Matters:

The Chair called for a recess from the meeting at 9:26 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 Nemo Realty, Inc., Mikiko Malasek and Vojtech Malasef; REC 2004-92-L

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

In the Matter of the Real Estate Salesperson's License of Leilani P. Emberate, REC 2011-193-L

Upon a motion by Commissioner Loudermilk, seconded by Commissioner Kuriyama, 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 9:30 a.m.

Executive Session:

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

Licensing –
Applications:

Mark S. Goodman

After review of the information presented by the applicant, Commissioner Loudermilk moved to approve the real estate salesperson license of Mark S. Goodman. Commissioner Gendrano seconded the motion. The motion was voted on and carried.

Alyce C. Phillips

After review of the information presented by the applicant, Commissioner Sherley moved to defer decision making on the real estate salesperson application of Alyce C. Phillips for the following reasons:

1. Requests additional up-to-date statements from employers, business associates, clients, and others who can attest to her reputation for or record of competency, honesty, truthfulness, financial integrity, fair dealing, and rehabilitation; and
2. Requests applicant's presence at the next Commission meeting convenient to her schedule.

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

Hatsady "Tony" Phommachanh

After review of the information presented by the applicant, Commissioner Kuriyama moved to approve the real estate salesperson license of Hatsady "Tony" Phommachanh. Commissioner Loudermilk seconded the motion. The motion was voted on and unanimously carried.

Ashley N. Wood

After review of the information presented by the applicant, Commissioner Loudermilk moved to approve the real estate salesperson license of Ashley N. Wood. Commissioner Gendrano seconded the motion. The motion was voted on and unanimously carried.

Next Meeting:

Friday, July 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
 9:47 a.m.

Reviewed and approved by:

/s/ Neil K. Fujitani

Neil K. Fujitani
Supervising Executive Officer

July 12, 2012

Date

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

APPROVED APPLICATIONS FOR REAL ESTATE
REAL ESTATE COMMISSION MEETING ON JUNE 29, 2012

<u>Brokers – Limited Liability Companies and Partnerships</u>	<u>Effective Date</u>
TLC Realty, LLC Cherise Antoque-Tilton, PB	05/16/2012
Lusk Enterprises, LLC Bradford Lusk, PB	05/22/2012
Reliance Realty, LLC Trina Martin, PB	05/18/2012
Hawaii Home Land Realty, LLC David Wayne Deweese, PB	05/21/2012
Commercial Investment Strategies, LLC Christina M. Low, PB	05/21/2012
Resort Trust, LLC dba Resort Trust Hawaii Martin Zialcita, Jr., PB	05/29/2012
Shellz Ohana Realty, LLC Shelly M. Freitas, PB	05/29/2012
Aloha Vacation Ownership Marketing, LLC Philip C. Henry, PB	06/13/2012
Luva, LLC Albert A. Gulick, PB	06/15/2012

<u>Brokers – Sole Proprietor</u>	<u>Effective Date</u>
Doreen H.F. Parker	05/01/2012
Gordon C.Y. Au	05/02/2012
Marcus D. Hester	05/09/2012
Sharon L. Moffatt	05/17/2012
Diana Chang dba Happy Land Properties	05/29/2012

<u>Trade Name</u>	<u>Effective Date</u>
Atrium Properties, LLC dba The Longhouse Group	05/16/2012

<u>Educational Equivalency Certificate</u>	<u>Expiration Date</u>
Graeme Sharrock	05/14/2014
Steven Jason Marcus	05/14/2014
Donna L. Byers	05/17/2014
Mitchell Holland Lundquist	05/18/2014
James J. Forno	05/18/2014
Rex Alan Corey	05/21/2014
Edward Bogart	05/23/2014
Mary L. Thompson	05/24/2014
Colin Joseph Coggins	05/25/2014
Toni L. Sutherland	05/29/2014
Jennifer Anne Atwell	06/01/2014
Rita Marie Bruegger	06/01/2014

David Peter Starr	06/04/2014
Tammy Sue Lord	06/04/2014
Jose Miguel Bustamante	06/06/2014
Andrea Packard Bemrose	06/06/2014
A Sean Aguilar	06/06/2014
Marion Charles Barrios	06/06/2014
Vendula Matocha	06/06/2014
Tobin Michael McAndrews	06/06/2014
Fabiano Da Silva	06/06/2014
Malia Rose Pucong	06/07/2014
Ryan Joseph McNally	06/12/2014
Hilary B. Peters	06/14/2014
Megan Mieko Tsuchida	06/15/2014
Leane Elizabeth Darling	06/15/2014
Christian Normann	06/18/2014
Julie Wettstein	06/18/2014
Aimee Yun Zhen Hui	06/19/2014

Equivalency to Uniform Section of Examination Certificate

Expiration Date

Graeme Sharrock	05/14/2014
Donna L. Byers	05/17/2014
Mitchell Holland Lundquist	05/18/2014
James J. Forno	05/18/2014
Rex Alan Corey	05/21/2014
Victoria Spicer	05/22/2014
Edward Bogart	05/23/2014
Mary L. Thompson	05/24/2014
Colin Joseph Coggins	05/25/2014
Toni L. Sutherland	05/29/2014
Jennifer Anne Atwell	06/01/2014
Rita Marie Bruegger	06/01/2014
David Peter Starr	06/04/2014
Tammy Sue Lord	06/04/2014
Enrico Pereze Lovett	06/06/2014
Andrea Packard Bemrose	06/06/2014
A Sean Aguilar	06/06/2014
Marion Charles Barrios	06/06/2014
Vendula Matocha	06/06/2014
Tobin Michael McAndrews	06/06/2014
Brenda Ann Charlebois	06/07/2014
Ryan Joseph McNally	06/12/2014
Hilary B. Peters	06/14/2014
Christian Normann	06/18/2014
Julie Wettstein	06/18/2014
Aimee Yun Zhen Hui	06/19/2014

Real Estate Broker Experience Certificate

	<u>Expiration Date</u>
Graeme Sharrock	05/14/2014
Steven Jason Marcus	05/14/2014
James J. Forno	05/18/2014
Rex Alan Corey	05/21/2014
Victoria Spicer	05/22/2014
Mary L. Thompson	05/24/2014
Rosemary Smith	06/01/2014
Andrea Packard Bemrose	06/04/2014
Christina Marlies Muff	06/06/2014
Jose Miguel Bustamante	06/06/2014
A Sean Aguilar	06/06/2014
Marion Charles Barrios	06/06/2014
Christian Normann	06/18/2014
Julie Wettstein	06/18/2014
Aimee Yun Zhen Hui	06/19/2014

Real Estate Broker (upgrade)

	<u>Effective Date</u>
Martin O. Zialcita, Jr.	05/11/2012
Jeannie Wenger	05/16/2012
Bradford Lusk, Jr.	05/22/2012
Roy M. Vandoorn	05/23/2012
Anita L. White	05/23/2012
Bryan C. Henry	05/24/2012
Sheila Marie Pesebre	05/24/2012
Maria Chan	05/25/2012
Kevin D. Taylor	05/25/2012
Sandra Lee West	06/01/2012
Skip White	06/05/2012
Brandy S. Knight	06/05/2012
Dahlia Galbreath	06/08/2012

Restoration – Real Estate Salesperson

	<u>Effective Date</u>
Augustina Cabrerros Salon	05/22/2012