

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

MINUTES OF MEETING

Date: Monday, April 23, 1984

Place: Exam. Conf. Room, 1010 Richards St.  
Kamamalu Bldg, Honolulu, Hawaii

Present: G. A. "Red" Morris, Chairman  
Joseph F. Blanco, Member  
Gloria J. Damron, Member  
Toru Kawakami, Member  
Constance Smales, Member  
Yukio Takeya, Member  
Gregg T. Yamanaka, Member

Janice Sevilla, Education Officer  
Cynthia T. Alm, Information Officer  
Glenn M. Adachi, Executive Secretary  
Saeko Whang, Secretary

Robert Alm, Hearings Officer  
Virginia Lea Crandall, Hearings Officer  
Sheila Lau, Director, SBMP, Univ. of Hawaii  
Robert Fishman, Consultant  
Dr. Nicholas Ordway, Present Chairholder  
John Stapleton, President of Hawaii Institute of  
Real Estate

Absent: Edwin Shiroma, Member  
Ralph S. Yagi, Member

Call to Order: The meeting was called to order by Chairman  
G. A. "Red" Morris at 9:10 a.m.

Notice of Meeting: The notice of meeting was filed with the Office  
of the Lt. Governor on April 17, 1984.

Minutes of  
Previous Meeting: Upon motion by Commissioner Blanco, seconded  
by Commissioner Takeya, the minutes of  
March 30, 1984 were approved. Motion carried  
unanimously.

Hearings Officer's  
Report: The Hearings Officers, Robert Alm and Virginia  
Lea Crandall, summarized the following cases  
which were previously heard and for which findings  
of fact, conclusions of law and recommended orders  
were presented to the Commission for their review  
and action.

Reports

1. In the Matter of . . . the Real Estate Corporation License of Menefee Management Corporation and the Real Estate Salesman License . . . of Johannette Edralin . . . RE-80-20, 80-123, 82-34, 83-35, 83-47 and 83-53

Upon motion by Commissioner Blanco, seconded by Commissioner Damron, the Commission unanimously accepted the Hearings Officer's recommendation for stipulation for dismissal.

2. In the Matter of the Real Estate Salesman's License of Douglas C. Herkes, RE-LIC-84-2

Upon motion by Commissioner Damron, seconded by Commissioner Takeya, the Commission unanimously accepted the Hearings Officer's Findings of Fact, Conclusions of Law and Recommended Order for denial of the petition.

3. RE-82-66 James Smith

Upon motion by Commissioner Damron, seconded by Commissioner Takeya, the Commission unanimously approved the Hearings Officer's Findings of Fact, Conclusions of Law and Recommended Order for revocation of license.

4. RE-82-84 Charles Bond and Patricia Mims

Upon motion by Commissioner Damron, seconded by Commissioner Takeya, the Commission unanimously accepted the Hearings Officer's Findings of Fact, Conclusions of Law and Recommended Order for approval of the Settlement Agreement, dismissal for Respondent Charles Bond and 6 months suspension to Respondent Patricia Mims.

Committee Reports: Real Estate Education Committee Report

Education Officer Jan Sevilla distributed to the members a copy of her activities for the month of April.

Laws and Rules Review Committee

There was nothing to report at this time.

Hawaii Institute of Real Estate

John Stapleton was present at the meeting. He had earlier submitted a letter from the Real Estate Schools of Hawaii which stated that the association voted not to approve the guarantee for completion of courses that an individual school begins but cannot complete.

Enforcing the current bonding requirement will be an economic burden on the schools and Stapleton had proposed the following:

1. Creation of a special recovery fund
2. Reduce the bonding amount
3. Have bond be equal to maximum between \$3,000 to \$5,000

Cynthia Alm stated that the staff will look at the possible alternatives to protect the students and not be burdensome to the schools.

Chairman Morris requested that staff come up with some recommendations at the next meeting.

Real Estate Resource Center

After a lengthy discussion, Commissioner Damron moved and Commissioner Smales seconded to adopt the principle of establishing a real estate research and education center as generally outlined in Bob Fishman's report with supplements from Jan Sevilla's report and that the Commission go forward to solicit, to work on the agreement with the University and to structure the advisory council inputs from the industry. Motion carried unanimously.

Real Estate Chair

Prof. Ordway announced that he will be making his final report on May 9, 1984 at the Education Committee meeting.

New Business:

LICENSING

Corporation

Dial Your Flow, Inc. - 841 Bishop St., Ste 1707  
Jack E. Brasher, pb Hon.

Ferguson Properties, Inc. - 970 No. Kalaheo Ave  
David A. Ferguson, pb Ste C-109, Kailua

Hawaiian Resort Corporation (Honolulu), Ltd. -  
2222 Kalakaua Ave., Ste 914, Hon.  
Sam S. Isokane, pb

Lifespace Services, Inc. - 54-3858 Akoni Puli  
Craig S. Cornell, pb Hwy, Kapaau

Owen Homes of Hawaii, Inc. - 377 Keahole St.,  
Warner L. Owen, pb Ste 200, Hon.

Sugai Realty, Inc. - 737 Bishop St., Ste 2790  
Karen E. Prentiss, pb Hon.

Washington Mortgage Corporation - 1001 Bishop St  
Walter Jung, pb Pac. Twr, #882, Hon.

Branch Office

Bradley Properties, Ltd. - 78-6740 Alii Dr.,  
Keauhou Beach Hotel, Kailua-Kona  
Putnam D. Clark, bic

CPA Realty, Inc. - 2155 Kalakaua Ave., #304  
John S. Fenton, bic Hon.

Tradename

Belt the Broker - Dwight C. Belt, dba

Carpenter & Assoc. - Carl L. Carpenter, dba

Patricia A. Chung, Realtor - Patricia A. Chung  
dba

Nelson K. Hardenbergh, Real Estate Broker &  
Appraiser - Nelson K. Hardenbergh, dba

Kekuna Realty - Kekuna Ltd., dba

Al Manhan - Real Estate - Albert R. Manhan, dba

Martins & Martins Realty - David R. Martins, dba

Maui Properties International - Martin B. Lurie,

Noe Perea Properties - Noe Perea, Jr., dba

Rayonna Properties - Peter Z. Dyck, dba

Rohrer Realty - Louise Rohrer, dba

Virginia Yee, Realtor - Virginia Yee, dba

Corp. Name Change

American Plus Properties, Inc. - formerly  
Leavitt & Company, Inc.

The Commission reviewed the list of new corporations, branch offices, tradenames and corporation name change for the month of April.

Restorations

Raquel H. Ikeda

Raquel Ikeda had submitted additional evidence in order to restore her license without taking the RECCAL course.

Upon motion by Commissioner Damron, seconded by Commissioner Blanco, the Commission unanimously reaffirmed its previous decision.

Noriko H. Burke	Alan Lavoie
Donald J. Evans	Norman W. Lawson, Jr.
Richard B. Hansen	Robert H. Looper
Kenneth H. Irvine	Camela J. Marshall
Rodney S. Iwamoto	Doris J. Ng
Henry P. Jacinto	Daniel J. Reardon
Mark A. Kallenberger	Elizabeth S. Squires
Elaine C. Kam	Michael H. Thompson
Ruth J. La Gana	Sharon L. Trehern

The Commission authorized the Executive Secretary to act on the above restorations based upon the Commission's previous actions.

Miscellaneous:

Recovery Fund

Mark Wightman v. Donald G. Clark Realtor,  
Civil No. 72276

An order directing payment from the Real Estate Recovery Fund was received from Sidney Ayabe.

Upon motion by Commissioner Blanco, seconded by Commissioner Damron, the Commission unanimously approved payment of \$20,000 from the Real Estate Recovery Fund.

Chairman Morris requested that Mr. Ayabe be present at the next Commission's meeting.

Request for Experience Waiver

Robert Russell Campbell

Chairman Morris relinquished the Chair to Commissioner Blanco on this matter because of conflict of interest.

Robert Campbell is requesting waiver of the experience requirement - he is 5 months short of the 2-year requirement.

Upon motion by Commissioner Damron, seconded by Commissioner Takeya, the Commission unanimously denied Campbell's request for waiver.

RICO's Request for Financial Assistance

The Regulated Industries Complaints Office has requested financial aid to help fund in sending two investigators to the NARELLO Investigators Workshop in Virginia Beach in May 14-16, 1984.

Following discussion, Commissioner Blanco moved and Commissioner Kawakami seconded to approve funding up to \$3,000 with the following stipulations: (1) that the two investigators are primarily working in real estate investigations; (2) have them report back to the Commission and share the information with the other investigators; and (3) have them look into the possibility of bringing someone down to conduct the seminar/workshops. Motion carried unanimously.

Request from Vermont Real Estate Commission

The Vermont Real Estate Commission requested Hawaii's Education Chairman, Joe Blanco's expertise at its conference on June 27-30.

Upon motion by Commissioner Takeya, seconded by Commissioner Kawakami, the Commission unanimously consented to send Commissioner Blanco to Vermont.

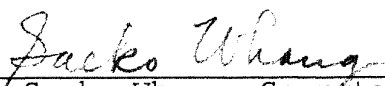
Adjournment:

There being no other business to transact, the meeting was adjourned at 11:20 a.m.

Taken and recorded by:

APPROVED:

  
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GLENN M. ADACHI  
Executive Secretary

  
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Saeko Whang, Secretary