

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 24, 1994

Time: 9:00 a.m.

Place: Kuhina Nui Room
HRH Princess Victoria Kamamalu Building
1010 Richards Street, Second Floor
Honolulu, Hawaii

Present: Marcus Nishikawa, Chair, Oahu Member
Barbara Dew, Vice Chair, Oahu Member
Alvin Imamura, Maui Member
Yoshiko Kano, Kauai Member
Carol Mon Lee, Public Member

Calvin Kimura, Supervising Executive Officer
Christine Rutkowski, Executive Officer
Jan Yamane, Real Estate Specialist
Russell Wong, Real Estate Specialist
Lee Ann Teshima, Real Estate Specialist
Stephen Okumura, Condominium Specialist
Shari Wong, Deputy Attorney General
Irene Kotaka, Recording Secretary

Sharon On Leng, Complaints Enforcement Officer, RICO
Cynthia Nakamura, Supervising Attorney, RICO
Marlene Young, Special Deputy Attorney General
Rodney Nishida, Real Estate Recovery Fund Counsel
Sheryl Nagata, Hearings Officer, Office of Administrative Hearings

Cynthia Yee, Hawaii Real Estate Research & Education Center
Nicki Thompson, Hawaii Association of Realtors
Christine O'Brien, Hawaii Association of Realtors
Naniolo Wong, Applicant
Kristen Huynh, Applicant
Andrew Shimozono, Applicant
Barry Fong, Coldwell Banker McCormack
James L. Vance, Applicant
Harold Iseke, Applicant
Phillip L. Lopez, Applicant

Excused: Theo Butuyan, Public Member
Jerry Hirata, Hawaii Member
Stanley Kuriyama, Oahu Member

Call to Order: Chair Nishikawa called the meeting to order at 9:09 a.m., at which time quorum was established.

Chair's Report: The Chair reported that this would be the last meeting for Commissioner Kano as her appointment expires on June 30, 1994. He thanked her, on behalf of the Commission, the staff and the licensees, for her hard work. Commissioner Kano thanked the Commissioners and staff for their support over the years.

The Chair introduced Michael Ching, who will be succeeding Commissioner Kano and will be representing the island of Kauai on the Commission.

Upon a motion by Commissioner Kano, seconded by Commissioner Dew, it was voted on and unanimously carried to approve the following appointments of the Real Estate Commission and its Committees:

Real Estate Commission

Marcus Nishikawa, Chair
Barbara Dew, Vice Chair

Condominium & Cooperative Review Committee

Carol Mon Lee, Chair
Michael Ching, Vice Chair
Charles Aki, Member
Barbara Dew, Member
Alvin Imamura, Member
Stanley Kuriyama, Member
Nora Nomura, Member

Laws & Rules Review Committee

Stanley Kuriyama, Chair
Nora Nomura, Vice Chair
Charles Aki, Member
Michael Ching, Member
Barbara Dew, Member
Alvin Imamura, Member
Carol Mon Lee, Member

Education Review Committee

Alvin Imamura, Chair
Charles Aki, Vice Chair
Theo Butuyan, Member
Michael Ching, Member
Barbara Dew, Member

Nora Nomura, Member
Marcus Nishikawa, Member

Executive Session:

Upon a motion by Commissioner Kano, seconded by Commissioner Imamura, it was voted on and unanimously carried to move into executive session pursuant to Section 92-5(a)(4), "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 Lee, seconded by Commissioner Kano, it was voted on and unanimously carried to move out of executive session.

Recovery Fund Report:

Barbara Hogan v. Irene Fragiao, et al., First Circuit Court, Civil No. 92-1110-03

Upon a motion by Commissioner Imamura, seconded by Commissioner Kano, it was voted on and unanimously carried to approve the withdrawal of the settlement authorization in the above-referenced case.

Executive Officer's Report:

Additional Distribution

The following additional items were distributed to the Commissioners:

3. Executive Officer's Report
 - a. Announcements, Introductions, Correspondence, and Additional Distributions - Schedule of Non-Accessible Dates for July to December 1994
 - b. Minutes of Previous Meetings - May 11, 1994 and May 26, 1994
6. Committee Reports
 - a. Condominium and Cooperative Review Committee - Condominium Reference Library
 - b. Education Review Committee
9. Questionable Applications
Phillip L. Lopez
Harold J. K. Iseke
Helen Peil Baker

Schedule of Non-Accessible Dates for July to December 1994

The Commissioners were asked to return the completed calendar of dates in which they are not available. The master calendar will be distributed once all of the information is compiled.

Amendment to the March 24, 1994 Real Estate Commission Meeting Minutes

Upon a motion by Commissioner Imamura, seconded by Commissioner Kano, it was voted on and unanimously carried to amend the minutes of the March 24, 1994 Real Estate Commission Meeting, as follows:

"Contract - Gary Lee

Real Estate Specialist Wong reported to the Commission that the Recovery Fund attorney has a conflict of interest with a recovery fund case and is requesting that another firm handle the case. They would also like to draw up another contract.

Upon a motion by Commissioner Kano, seconded by Commissioner Imamura, it was voted on and unanimously carried to approve contracting of attorney services with Matsubara, Lee and Kotake, Attorneys at Law, to handle only recovery fund cases where Sidney Ayabe, present recovery fund attorney, has conflicts of interest. The remuneration of the contract to be identical to the Sidney Ayabe contract."

Certificate of Appreciation - M. Theresa Espejo

Upon a motion by Commissioner Kano, seconded by Commissioner Lee, it was voted on and unanimously carried to approve the issuance of a Certificate of Appreciation to M. Theresa Espejo, Clerk-Typist, for her work with the continuing education program.

Introduction of Special Deputy Attorney General

Cynthia Nakamura, Supervising RICO Attorney, introduced Marlene Young, the Special Deputy Attorney General, to the Commissioners. Ms. Young will be responsible for handling the adjudicatory matters which come before the Commission and also for representing the Commission in any licensing appeals.

Adjudicatory Matters:

The Chair called for a recess from the Commission meeting at 9:25 a.m., to discuss and deliberate on the following adjudicatory matters pursuant to Chapter 91, Hawaii Revised Statutes:

- a. Ronald A. Kawahara, Destination Maui, Inc., REC 91-129 - Approved the Settlement Agreement After Filing of Petition for Disciplinary Action Against Real Estate Brokers' Licenses of Ronald A. Kawahara and Destination Maui, Inc., dba Ronald A. Kawahara Realty and Commission's Final Order.
- b. Garry Crosby and Bonna Jean Rivera aka Jeannie Rivera, REC 92-110-L - Adopt the Hearings Officer's Findings of Fact, did not adopt the Hearings Officer's Conclusions of Law and instead, finds and concludes that respondents' conduct constitutes violations of §§467-14(8) and 467-14(13), HRS and §§16-99-3(a) and 16-99-3(b), HAR. Respondents to each pay \$500.00 fine within 60 days of the Commission's 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 Commission meeting at 9:55 a.m., pursuant to Chapter 92, HRS.

Committee Reports:

Laws and Rules Review Committee Report

RICO Real Estate Advisory Committee

Sharon On Leng, Complaints Enforcement Officer, RICO, was present to give the Commissioners an overview of RICO's Real Estate Advisory Committee. She stated that RICO has set up advisory committees which contains members from the industry which serves as consultants to RICO. When RICO receives a complaint which may contain industry-standard deviations, they utilize the members of the committee to determine if a deviation has occurred. She had been informing industry members at meetings that she attends of the Advisory Committee and has been soliciting names of people wishing to serve on the Committee. If a name is submitted, the Commission has the option to look at the licensee's file and ask for a resume to be submitted to determine if the individual is fit to be a member of the Advisory Committee. A complaints check is also done to ensure that the individual does not have any complaints against them. If the individual is used as a consultant when the matter goes to a hearing, the individual would have to be deemed qualified by the Office of Administrative Hearings to serve as an expert witness. It is up to the Commission to determine if they would like to submit the name of the individual to the Director for consideration as an expert witness.

If an individual is interested in serving on the RICO Real Estate Advisory Committee, they will be asked to provide, at the minimum, a resume when submitting their name for review.

Upon a motion by Commissioner Kano, seconded by Commissioner Imamura, it was voted on and unanimously carried to approve the Laws and Rules Review Committee Report of the June 8, 1994 meeting as follows:

1. Chair's Report - Chair Kano thanks everyone for their support during her term as LRRC Chair.
2. Accepted the minutes of the April 13 and May 11, 1994 meetings.
3. Hawaii Real Estate Research and Education Center Report
 - Program of Work and Budget, FY95. Discussion at the June 9, 1994 Advisory Council Meeting.
 - Advertising Brochure. Submission of next draft to REC staff by June 16, 1994.
 - Professional Responsibility Course. Commended for inclusion of §436B, HRS. Submission on next draft during the week of June 20, 1994.

- Broker Experience Certification. Submission of draft during July 1994.
 - Real Estate Summit I. Maui-June 15, 1994, Kauai-July 20, 1994, Hilo- July 26, 1994, Kona-July 27, 1994, Honolulu-August 17, 1994.
 - HREREC Laws and Rules Review Manual and Reference Manual. Will provide latest version of manuals to REC staff.
 - §436B, HRS, Professional and Vocational License Law. Request that §436B be included in all appropriate HREREC and REC programs. The Summit I should be amended for inclusion by RICO and PVL, Licensee's Guide needs to be amended for inclusion, and add to PB/BIC brochure.
4. Recommend approval of Draft 2A Program of Work and Budget, FY95, subject to inclusion of final budget figures.
 5. Defer RICO Real Estate Advisory Committee
 6. Accept Real Estate Recovery Fund Financial Statements of March 31 and April 30, 1994.
 7. Next Meeting: Wednesday, July 13, 1994
10:30 a.m.
Kapuaiwa Room
HRH Princess Victoria Kamamalu Building
1010 Richards Street, Second Floor
Honolulu, Hawaii

Condominium and Cooperative Review Committee

Upon a motion by Commissioner Lee, seconded by Commissioner Imamura, it was voted on and unanimously carried to approve the amended Condominium and Cooperative Review Committee Report for the June 8, 1994 meeting, as follows:

1. Accept the minutes of the March 9, April 13, and May 11, 1994 meetings.
2. Hawaii Real Estate Research and Education Center Report
 - a. Program of Work and Budget, FY95
 - (1) Distribution of REC Products and/or On Behalf of REC, Submissions to Outside Organizations - Recommend that the distribution policy be transmitted to the Center.
 - (2) Standard Copyright and Funding Language for all Real Estate Commission Publications - Recommend approval and that the policy be transmitted to HREREC for incorporation in all documents being distributed now and in the future.
 - (3) Hawaii Association of Realtors Request for Condominium Study - Recommend that the request be directed to the Center for discussion.
 - b. Hawaii Condominium Bulletin
Planning for the Summer 1994 issue is underway. Possible topics for articles include 1994 legislation, copyright/reprint policy, reserves, and locations of condominium reference library kits. It was requested that Commissioners submit suggested topics for articles before the next Commission meeting.
 - c. Condominium Board of Directors Guide
 - (1) Proxy chapter layout is now 95% complete. It will be circulated for comments beginning June 13, 1994. Recommend approval of the proxy chapter, subject to a final review by the Vice Chair and staff for delivery to the printers before June 30, 1994.
 - (2) The next chapter on building community relations is still in the conceptual stage, subject to any adjustments from the telephone survey and actual Hawaii case studies.
 - d. Condominium Survey
The telephone survey (data collection) was started on June 6 and will be completed by June 16, 1994. Buildings were sorted by size, addresses were looked up in the city directory, and every fifth owner is being called.
 - e. Condominium Seminars
Recommend that HREREC review seminar guidelines before providing a mainland speaker travel subsidy to the Condominium Expo, produced by a for-profit corporation.
 - f. HREREC Interaction Program
HREREC will be providing a presentation on reserves at the Condominium Expo on July 10, 1994.
 - g. Five Year Education and Research Plan

- A draft of the rollover fifth year has been submitted for comments. The plan will be presented at the July CCRC meeting.
3. Condominium Governance and Management
Seminars on planning for a natural disaster, preparing budgets, and managing contracts are to be presented in July, September, and November.
 4. Project Registration, Public Reports, and Sales to Owner-Occupants
Liona Kona - Request for Extension of Time to Complete Registration - Recommend approval that the developer be allowed to continue to submit documents for registration of condominium project Liona Kona until June 30, 1994 or project will be deemed abandoned if incomplete, unless otherwise determined by the Commission; and provided further that the Commission shall not be required to act on any abandoned registration; reasonable attempts shall be made to return the registration file to the applicant; otherwise the file shall be destroyed; should the developer decide to reopen the filing after it has been deemed abandoned, the registration shall be considered a new filing, subject to all requirements applicable at the subsequent date of filing, unless otherwise determined by the Commission.
 5. Program of Work
 - a. Rulemaking, Chapter 107
Recommend approval of the proposed drafts of development and governance rules, as previously distributed, subject to clean up by the Chair.
 - b. CPR Project Review Guide and Meetings
Condominium Specialist Shiroma reported the guide is progressing as anticipated and that a consultants' meeting will be held on June 29, 1994.
 - f. Condominium Specialists Office for the Day
June 17 in Hilo at the Hilo RICO Office.
 - g. Rulemaking, Chapter 53, Fees - Public hearing will be held on June 15, 1994. Specialists Shiroma and Stone will be attending.
 - h. Condominium Reference Library
Condominium Specialist Okumura reported:
 - (1) The library does not keep tallies of requests for reference materials, such as the condominium reference library kit.
 - (2) Although readers often request the reference library because they have a particular question or topic in mind, they often become interested in the other brochures.
 - (3) Library of Hawaii's report on the borrowing of each publication.Recommend approval that \$10,000 be allocated, FY95, for the purchase of additional publications;
 - (1) for ten additional Condominium Reference Library kits;
 - (2) for additional titles for distribution to past recipients of kits and for distribution as part of the ten additional kits; and
 - (3) for supplemental titles for distribution to certain libraries.
 - i. Program of Work and Budget, FY95
Recommend approval of Draft #2A, subject to finalization with budget figures.
 6. Budget and Finance Report
Accept Budget and Finance Reports, dated March 31, 1994 and April 30, 1994.
 7. Next Meeting: Wednesday, July 13, 1994
9:00 a.m.
Kapuaiwa Room
HRH Princess Victoria Kamamalu Building
1010 Richards Street, Second Floor
Honolulu, Hawaii

Education Review Committee

Upon a motion by Commissioner Imamura, seconded by Commissioner Kano, it was voted on and unanimously carried to approve the Education Review Committee Report of the June 23, 1994 meeting, as follows:

1. Request that Commissioners check their schedules for the July and August 1994 meetings and that they immediately notify staff if they are not available for any meeting.
2. Recommend approval to request for a special swearing-in ceremony for the new Commissioners, prior to the July 13, 1994 CCRC and LRRC meetings.

3. HREREC Report
 - a. Advisory Council - Dr. Ordway will be leaving the Director's position on August 1, 1995.
 - b. Program of Work and Budget, FY94
 - (1) Evaluation System for Schools, Providers, Instructors, and CE Courses - HREREC to work with the Commission to implement the evaluation system by providing orientation workshops for monitors and to introduce the system to schools, providers, and instructors.
 - (2) Real Estate Summit I - Staff to work with the Communications Office to issue a press release for Hilo, Kailua-Kona, Kauai, and Oahu Summits.
 - (3) Broker Curriculum and Resources - Acknowledge HREREC's completion of this program for FY94. Recommend deferral of further discussion and decision making to the July 28, 1994 ERC meeting, for FY95 program.
 - (4) Continuing Education 93-94 Core Course - HREREC will incorporate in the core course the Honolulu Board of REALTORS proposed language regarding REALTOR standards of practice.
 - (5) Continuing Education 93-94 Three Elective Courses - HREREC to drop "Basic" from the title of the course presently entitled "Basic Real Estate Investment Analysis".
4. Continuing Education Administration, Curriculum, Courses, Providers and Instructors
 - a. Recommend approval of the CE course entitled, "1994 Advanced Conference on Commercial Real Estate Leases", subject to minor revisions and finalization of the fees.
 - b. Recommend approval of the following CE instructors:
 - (1) Mark A. Hazlett, Esq., to teach the course categories of Finance and Real Estate Law, conditional upon attendance of the next available IDW;
 - (2) John F. Lezak, Esq., to teach the course categories of Finance and Real Estate Law, conditional upon attendance of the next available IDW; and
 - (3) Gary L. Wixom, Esq., to teach the course category of Real Estate Law, conditional upon attendance of the next available IDW.
5. Prelicensing Examination - Administration - Lynda Dolden - Recommend that Ms. Dolden be permitted to take the prelicensing examination, subject to security procedures outlined by ASI.
6. Program of Work and Budget
 - a. Recommend approval of the request by the Time Share Administrator, Ms. Sharon Matutino, to utilize the Real Estate Education Fund to fund her attendance at the ARELLO Conference, Chicago, Illinois, September 10 to 14, 1994, subject to oral and written report.
 - b. Recommend acceptance of the Program of Work and Budget, Education Review Committee, Fiscal Year 1995, Draft #2A, subject to Chair and staff review and comment and finalization of budgetary items. Any comment by Commissioners shall be in REB office by July 13, 1994.
7. Special Issues
 - a. REC policy on Distribution of REC Products and/or On Behalf of REC, Submissions to Outside Organization - Recommend approval.

- b. REC approved policy on Standard Copyright and Funding Language for All Real Estate Commission Publications - Work with HREREC to place standard copyright and funding language on HREREC's program of work to clarify for RCUH that the Commission holds all rights to its products.
- 8. ARELLO and REEA Report
 - a. Recommend acceptance of the ARELLO June 6 and 14, 1994 Education Fund Reports.
 - b. Recommend approval for submission of the following to ARELLO:
 - (1) Category III Education - "Real Estate Law Update and Ethics 1993-1994"
 - (2) Investigator - Sean Kinilau
 - (3) Newsletter
 - (a) Hawaii Condominium Bulletin
 - (b) Bulletin
 - (c) School Files
 - (4) Comprehensive Fair Housing Program - The aggregate of the CE elective course, "Fair Housing - An Introduction Federal and State Laws and Rules", fair housing brochure, and other educational endeavors by the Commission.
 - c. Recommend approval that four (4) Commissioners and staff attend the ARELLO Conference, Chicago, Illinois, September 10 to 14, 1994, REEF funding, subject to PVL and DCCA approval.
- 9. Budget and Finance Report - Recommend acceptance of the March 31, April 30, and May 31, 1994 REEF Report.
- 10. Next Meeting: Thursday, July 28, 1994, 9:00 a.m.
 - Kapuaiwa Room
 - HRH Princess Victoria Kamamalu Building
 - 1010 Richards Street, Second Floor
 - Honolulu, Hawaii

Ratification:

Upon a motion by Commissioner Kano, seconded by Commissioner Lee, it was voted on and unanimously carried to ratify the following:

Brokers

William N. Jardine
Richard Lee Buss, Jr. dba Richard Buss Real Estate
Ambard Investments, Inc. dba Ambard & Company
Elizabeth J. Adams dba Laika Realty
Homes and Villas in Paradise, Ltd.
Vivien Lee Sted dba Vivien Sted Realty

Branch Office

Old Hawaii Realty Corporation

Site Office

Gentry Realty, Ltd. - Ewa by Gentry - Sun Terra
PAHIO Vacation Ownership, Inc. - PAHIO at Ka'Eo Kai Phase III
Premier, Inc. - Olaloa, Projects, I, II and III
Residential Resources - Windward Acres
Schuler Realty/Maui, Inc. - Iao Parkside
SHC-Properties, Inc. - Waikiki Landmark
Aloha Resorts International - Kahana Falls
Schuler Realty/Maui, Inc. - Southpointe at Waiakoa, Phases I, II and III
Schuler Realty/Oahu, Inc. - Ma'ili Kai
McCormack Real Estate dba Coldwell Banker McCormack Real Estate -
Sunset Shores
Schuler Realty/Oahu, Inc. - Country Club Village at Salt Lake, Bldgs. 1, 2 & 3

Trade Name

Brian R. Thomas dba Thomas Realty Group
Five Star Properties, Ltd. dba Five Star Management
Robert H. Middleton dba Kauai Isle Real Estate
Gloria J. Behrens dba Kaluakoi Properties
Wayne Satoshi Masuda dba J H Realty

Condominium Project Registration - Public Reports Issued for May 1994

Hale Puaalii, Honolulu (Final)
Moanalua Village - Phase 4, Honolulu (Sixth Supplementary)
Kalihi Kai Industrial, Honolulu (Second Supplementary)
Harbor Court, Honolulu (Supplementary)
Kaloko, Lot 7A, Hawaii (Final)
Kuawa Orchard Estates, Kauai (Final)
Kahana Falls, Maui (Supplementary)
Kalihi Kai Beach Estates Condominium, Kauai (Final)
1194 Kamalu, Kauai (Final)
Kalihiwai Ridge Makai, Kauai (Final)
Kamakani, Hawaii (Final)
733 20th Avenue, Honolulu (Final)
Hawi Hui Condominium Project, Hawaii (Final)

Licensing:

Questionable Applications

Nanihoa Wong

Ms. Wong was present before the Commission to request an equivalency to two closed listings in order to qualify for the broker experience certificate.

Ms. Wong was asked if any of her teaching experience was in teaching real estate related courses. Ms. Wong replied that she did not have any experience in teaching real estate courses.

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

Kristen T. Huynh

Ms. Huynh was present to request an equivalency to three closed listings and three closed sales in order for her to qualify for the broker experience certificate. Ms. Huynh is currently working on her Master of Business Administration at Hawaii Pacific University (HPU). Ms. Huynh was asked what courses she has completed at Hawaii Pacific University. She stated that she has completed courses in financing, investment, accounting, marketing, public relations, and human resources management. She has completed four of the eight courses required in order to receive BOMA's RPA designation.

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

Ms. Huynh stated that she is a member of CCIM. She has completed the CI-101 course last year and is planning to attain her CCIM designation.

The Vance Group, Ltd.

Mr. James L. Vance was present to answer any questions regarding the real estate corporation application of The Vance Group, Ltd.

Mr. Vance stated that he is the proposed President of The Vance Group, Ltd., which is a part of Bradley Development. Mr. Vance submitted a copy of the informational brochure for Bradley Development, which he said is not related to Penny Bradley, and also a bio-sketch of Jerry E. Allen, the proposed principal broker of The Vance Group, Ltd. Mr. Vance stated that he was first licensed as a real estate salesperson in 1989. He never applied for his brokers license. He has worked as a developer and did not have to share fees. He decided to form the company for asset management purposes on the marketing side so that they can sell their own projects and also receive a share of the commission. He stated that they have a large inventory and needs to have cash flow. The Vance Group was formed in 1992 and was incorporated in Honolulu in 1993 for asset management. They are going to list their own properties because of the economic times. They have a lot of products in the islands. Dick Bradley is a partner in the Harbor Court project.

Mr. Vance was informed that by statute, the use of a non-licensee or real estate salesperson's name in the title of a corporation is not allowed. The Vance Group represents James Vance who is not a real estate broker. Mr. Vance stated that he was unaware of the statutes.

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

Harold J. K. Iseke

Mr. Iseke was requesting that the Commission approve his application for a real estate salesperson's license with the information that he has submitted.

He stated that he had walked in his certificate of completion. He stated that he feels that he is being penalized for something that is not his fault.

Mr. Iseke was asked what documentation he had submitted. He stated that he had brought in his application, school certificate of completion, and check. He had lost his original certificate in the commute between the testing center and his home. He went to the preclicensing school and asked to get his certificate reissued.

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

Andrew James Shimozono

Mr. Shimozono was present to answer any questions that the Commission may have regarding his application for restoration of his forfeited real estate salesperson's license.

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

Phillip L. Lopez

Mr. Lopez was present to answer any questions relating to his application for a real estate salesperson's license.

Mr. Lopez was offered the opportunity to discuss his application in executive session and declined.

Mr. Lopez stated that he was not able to obtain a letter from his Parole Officer. He also stated that he has complied with the terms of his parole.

Mr. Lopez was informed that the Commission had just received a letter from his Parole Officer and it was distributed to the Commissioners for their review.

Mr. Lopez stated that he still supports Eureka House and has accompanied them on an outing to act as a role model to those at Eureka House.

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

Recess: The Chair recessed the meeting at 10:35 a.m.

Reconvene: The Chair reconvened the meeting at 10:55 a.m.

Executive Session: Upon a motion by Commissioner Lee, seconded by Commissioner Kano, it was voted on and unanimously carried to enter into executive session to discuss the applications which have come before them for decision making, pursuant to Section 92-5(a)(1)(4), "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 Kano, seconded by Commissioner Lee, it was voted on and unanimously carried to move out of executive session.

Licensing: **Restoration**

Laura K. Alapa-Esterbrook
Tanya Lee Lee
Michael G. Marmoch
Lisa M. Parker

Salesperson
Salesperson
Salesperson
Salesperson

After a review of the information submitted by the applicants, Commissioner Kano moved that restoration be approved upon submitting evidence of successfully completing a Commission-approved real estate course. Commissioner Dew seconded the motion. The motion was voted on and unanimously carried.

Andrew James Shimozono

Salesperson

After a review of the information presented by the applicants, Commissioner Kano moved that restoration be approved upon submitting evidence of successfully completing a Commission-approved real estate course. Commissioner Dew seconded the motion. The motion was voted on and unanimously carried.

Questionable Applications

Phillip L. Lopez

After a review of the information presented by the applicant, Commissioner Kano moved to defer consideration of Mr. Lopez's application for a real estate salesperson license pending receipt of further information. Commissioner Lee seconded the motion. The motion was voted on and unanimously carried.

Thomas M. Rowland

After a review of the information submitted by the applicant, Commissioner Imamura moved to approve Mr. Rowland's application for a real estate salesperson's license. Commissioner Lee seconded the motion. The motion was voted on and unanimously carried.

Janet G. Kutkowski

After a review of the information submitted by the applicant, Commissioner Dew moved to approve Ms. Kutkowski's application for a real estate salesperson's license. Commissioner Kano seconded the motion. The motion was voted on and unanimously carried.

Harold J. K. Iseke

After a review of the information presented by the applicant, Commissioner Kano moved to approve Mr. Iseke's application for a real estate salesperson's license. Commissioner Imamura seconded the motion. The motion was voted on and unanimously carried.

Country Broker, Ltd.

After a review of the information submitted by the applicant, Commissioner Lee moved to approve the real estate corporation application of Country Brokers, Ltd. Commissioner Dew seconded the motion. The motion was voted on and unanimously carried.

The Vance Group, Ltd.

After a review of the information presented by the applicant, Commissioner Kano moved to deny the real estate corporation application of The Vance Group, Ltd. Commissioner Lee seconded the motion. The motion was voted on and unanimously carried.

Naniola Wong

After a review of the information presented by the applicant, Commissioner Kano moved to approve Ms. Wong's request for an equivalency to the two closed listings transaction requirement. Commissioner Dew seconded the motion. The motion was voted on and unanimously carried.

Louise B. DiCesare

After a review of the information submitted by the applicant, Commissioner Lee moved to deny Ms. DiCesare's request for an equivalency to the three closed listings and three closed sales transaction requirement. Commissioner Imamura seconded the motion. The motion was voted on and unanimously carried.

Kristen T. Huynh

After a review of the information presented by the applicant, Commissioner Kano moved to approve Ms. Huynh's request for an equivalency to the three closed listings and three closed sales transaction requirement. Commissioner Lee seconded the motion. The motion was voted on and unanimously carried.

Lanai Company, Inc.

After a review of the information submitted by the applicant, Commissioner Dew moved to approve the extension of the temporary principal broker appointment of Harry A. Saunders III. Commissioner Kano seconded the motion. The motion was voted on and unanimously carried.

Helen D. Peil

The matter was withdrawn from consideration pursuant to Ms. Peil's request.

Approval of Minutes: The minutes of the May 11, 1994 and May 26, 1994 meetings were accepted as circulated.

Next Meeting: Friday, July 29, 1994
9:00 a.m.
Kuhina Nui Room
HRH Princess Victoria Kamamalu Building
1010 Richards Street, Second Floor
Honolulu, Hawaii 96813

Adjournment: With no further business to discuss, the Chair adjourned the meeting at 11:20 a.m.

Respectfully submitted by:

Christine Rutkowski
Executive Officer

Date