

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, January 30, 1998

Time: 9:00 a.m.

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

Present: Alvin Imamura, Chair
Carol Mon Lee, Vice Chair (Late Arrival)
Charles Aki, Member
Alfredo Evangelista, Member
Mitchell Imanaka, Member
Helen Lindemann, Member
Nora Nomura, Member
John Ohama, Member

Calvin Kimura, Supervising Executive Officer
Christine Rutkowski, Executive Officer
Lee Ann Teshima, Real Estate Specialist
Cynthia Yee, Senior Condominium Specialist
Camille Chun-Hoon, Condominium Specialist
Gina Watumull, Condominium Specialist
Shari Wong, Deputy Attorney General
Irene Kotaka, Secretary

Steve Gilbert, Hawaii Real Estate Research and Education Center
Nicki Ann Thompson, Hawaii Association of REALTORS
Frances Higgins
Wesley Saito
Ruth Lin

Excused: Michael Ching, Member

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

Chair's Report: The Chair wished everyone present a "Happy Chinese New Year!"

Vice Chair Lee arrived.

Executive Officer's Report: **Announcements, Introductions, Correspondence and Additional Distributions**

Christopher C. Harder v. Kathryn S. Matayoshi, in her official capacity as Director of the Department of Commerce and Consumer Affairs, State of Hawaii, Civil No. 97-4461-10, Notice of Appeal to the Circuit Court - A copy of the Notice of Appeal was distributed to the Commissioners for their information.

The Deputy Attorney General announced that regarding Sam Daily, the Intermediate Court of Appeals affirmed the Circuit Court's order for the most part, upholding the Commission's decision. The Deputy Attorney General will forward a copy of the order to the Commission.

Additions to the Agenda

Upon a motion by Commissioner Aki, seconded by Commissioner Evangelista, it was voted on and unanimously carried to add the following items to the agenda:

- 6. Licensing - Questionable Applications
 - h. Harvest C. Edmonds
 - i. Frances E. Higgins
 - j. Vivian R. Viernes
 - k. RE/MAX Maui LLC

- 7. Chapter 91, Hawaii Revised Statutes, Adjudicatory Matters
 - c. In the Matter of the Real Estate Broker's License of Alan R. Whalen dba Whalen Properties, REC-95-164-L, et al., Hearings Officer's Findings of Fact, Conclusions of Law and Recommended Order; Commission's Proposed Final Order and Petitioner's Exceptions to the Commission's Final Order; Certificate of Service

Additional Distribution

The following materials were distributed prior to the start of the meeting:

- 6. Licensing - Questionable Applications
 - c. Leif E. Sjostrand
- 9. Committee Reports
 - a. Laws and Rules Review Committee
Legislative Report 98-1

Licensing and Registration:

Upon a motion by Commissioner Nomura, seconded by Commissioner Lindemann, it was voted on and carried to ratify the following:

<u>Brokers - Corporations and Partnerships</u>	<u>Effective Date</u>
PKF Capital Group, Inc. Garrett K. Kojima, PB	01/01/98
BetaWest, Ltd. Toni Cofran, PB	12/30/97
<u>Limited Liability Company</u>	<u>Effective</u>
<u>Date</u>	
Angelo G. Pelosi, LLC Angelo G. Pelosi, PB	01/02/98
CMB Real Estate Services, LLC Christopher M. Fujiyama, PB	01/07/98
Properties of the Pacific, LLC Claudia Kennedy, PB	01/09/98
<u>Brokers - Sole Proprietor</u>	<u>Effective</u>
<u>Date</u>	
Chester Wayne Hunt, Chet Hunt Realty	10/24/97
Frank A. Byrnes	12/12/97
Fred Y. W. Chang	12/12/97
Henry Stanley Maerki, HanMi Realty	12/04/97
Tracey S. Wiltgen	12/19/97

Victor L. Redding	12/18/97
Charles Daitoku	12/22/97
<u>Brokers - Sole Proprietor</u>	<u>Effective Date</u>
Inge R. Higa	01/01/98
Lawrence A. Tsuruda	01/01/98
Gordon J. Vanderford	01/01/98
Michael A. Abrams, Creative Realty	01/02/98
Carol A. Bucauto, Country Lands & Homes	12/31/97
Basilisa B. Batallia, Sally Batallia Realty	12/31/97
Monica C. Allerstorfer	12/29/97
Phillip Gee	12/31/97
Leslie G. T. Young, Les Young Realty	01/09/98
John P. Kirkley	01/13/98
Bruce Butler	01/12/98
Dave Y. Arakawa	01/12/98
<u>Tradenname</u>	<u>Effective Date</u>
Diane M. Anderson, Sundance Realty	12/09/97
<u>Corporation Name</u>	<u>Effective Date</u>
MacArthur & Company, Inc. (fka MacArthur Worrall & McCarter, Inc.)	12/29/97
G & M Investments, Inc. (fka Kuulei Properties & Investments Inc.)	12/12/97
<u>Corporation Name</u>	<u>Effective Date</u>
Chase 'N Rainbows Real Estate, Inc. (fka esahc, inc.)	12/15/97
<u>Site Office</u>	<u>Effective Date</u>
Islands ML Realty, Inc. "Islands at Mauna Lani"	06/27/98
Properties Unlimited, Inc. "The Bluffs"	07/25/98
Real Estate Update, Inc. "802 Punahou"	06/04/98
Towne Realty Brokerage Services, Inc. "Streamside at Launani Valley, Phases I and II" "The Gardens at Launani Valley, Phases I and II" "The Terraces at Launani Valley"	07/18/98
Hawaii Marketing Solutions, Inc. "Harbor Court"	06/02/98
Gentry Realty, Ltd. "The Shores at Suncrest"	06/16/98
Castle & Cooke Homes Hawaii, Inc. "Havens of I'i Vistas"	07/17/98
Okamoto Realty "Villas at Koele Phases I and II"	07/03/98
Coldwell Banker Pacific Properties "Hawaiki Tower (Nauru Phase 2)"	07/07/98
Vernco Properties, Inc. "802 Punahou"	06/22/98
Herbert K. Horita Realty, Inc. "Royal Kunia - Site 13"	07/28/98
Herbert K. Horita Realty, Inc. "Royal Kunia Phase 1 - Site 12"	08/09/98
Gentry Realty, Ltd. "Alii Cove - Phases 5 - 10"	07/17/98
Schuler Realty/Oahu, Inc. "The Classics at Waikele"	06/30/98
Marcus & Associates, Inc. "Makakilo Ridge"	06/30/98
Gentry Realty, Ltd.	07/03/98

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"Fiesta Sea Breeze by Gentry"

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<u>Site Office</u>	<u>Effective Date</u>
Prudential Locations, Inc. "Kua'aina Ridge"	07/22/98
Prudential Locations, Inc. "The Greens at Maui Lani"	06/17/98
Castle & Cooke Homes Hawaii, Inc. "Mililani Mauka, Unit 116B"	07/16/98

<u>Education Waiver Certificate</u>	<u>Expiration Date</u>
Shawn Elizabeth Simons	12/10/98
Michael Gerard Gibbs	12/16/98
Buu Ngoc Luu	12/30/98
Gordon Mason Nash	12/30/98
Judith Elaine Barrett	01/05/99
Kenneth Alan Senn	01/14/99
David L. Saveri	01/14/99
Fern Mieke Baduria	01/20/99

<u>Real Estate Broker Experience Certificate</u>	<u>Expiration Date</u>
Cecilia M. Christenson	12/03/98
Ronald B. Staton	12/05/98
Chris Y. Kitaoka	12/08/98
Sharon L. Morris	12/09/98
John H. Yamamoto	12/16/98
Angie Lai Fun Ho	12/19/98
Robert A. Ferrari	01/02/99
Curtis M. Miyahara	01/13/99
Charles F. Hosley	01/16/99

<u>Real Estate Broker (upgrade)</u>	<u>Effective Date</u>
Andrey M. Chan	01/01/98
Jane A. Iinuma	12/05/97
Gina M. Barca	11/25/97
Theresa L. Goodson	12/17/97
Randall M. Yamada	01/01/98
Karlynn L. Hamamoto	01/01/98
Michael Kevin Perius	01/05/98
Scott T. Fujiwara	01/02/98
Robyn R. Fujimoto	12/10/97
Sharon L. Morris	01/13/98
Darryll Goodman	01/12/98
Tony T. Thomas	01/15/98
Lawrence Williams	01/07/98

<u>Restoration of Forfeited Broker's License</u>	<u>Date</u>
William Lee Henthorn - Real Estate Broker's license will be restored upon successfully passing the real estate broker license examination within six months.	07/31/98

<u>Restoration of Forfeited Salesperson's License</u>	<u>Date</u>
Curt Kamai - Real Estate Salesperson's license will be restored upon successfully passing the real estate salesperson license examination within six months.	06/30/98

Holt Harvey Blanchard - Real Estate Salesperson's license will be restored upon successfully passing the real estate salesperson license examination within six months.	07/31/98
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<u>Condominium Hotel Operator</u>	<u>Effective Date</u>
RCI Management, Inc.	12/23/97

Condominium Managing Agent
RCI Management, Inc.

Effective Date
12/23/97

The ratification of M. M. Mosher-Cates's real estate broker's sole proprietor's application, which was approved on January 13, 1998, was deferred.

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

Upon a motion by Commissioner Nomura, seconded by Commissioner Lindemann, it was voted on and carried to approve the ratification of the following real estate corporation and partnership:

Grand Ownership Resorts, Ltd.
Russell S. Murakami, PB

12/15/97

Commissioner Imanaka returned to the meeting.

Licensing -
Questionable
Applications:

Wesley K. Saito

Wesley K. Saito was present to answer any questions the Commission may have regarding his request for an equivalency to one sales contract or commercial or industrial lease closed escrow and one additional sales contract or commercial or industrial lease. Mr. Saito was asked if he wished to have his request considered in executive session. He declined the offer.

Mr. Saito stated that his principal broker had a misunderstanding when he completed the experience certification for his part-time employment. He stated that his principal broker was only providing the number of hours needed to meet the requirement. Mr. Saito stated that his principal broker is Clifford Arinaga. Mr. Saito said that he also travels to the neighbor islands to assist his clients, but that is not related to his real estate license. He stated that he is involved in the development of real estate. His client owns property on the island of Hawaii and they are looking to develop a corporate retreat for a Japanese company.

Mr. Saito stated that he did not realize that his principal broker had to sign the broker experience certification to verify the transactions. He submitted copies of the management agreements that has his principal broker's signature on the agreements. Mr. Saito stated that he could submit a new certification statement that covers the entire period so that it would answer all of the questions that arose.

Mr. Saito clarified that the service agreements mentioned in his resume were for accounting services that were provided and it was not a real estate agreement. Mr. Saito was asked to also clarify his December 16, 1997 letter in which he stated that he returned full-time to his company in 1995. Mr. Saito stated that he was not involved in local real estate full-time when his company duties started to make up more time. He stated that he is not currently working full-time with his principal broker now.

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

Ruth Lin

Ruth Lin was present to request the reinstatement of her real estate broker's license. Ms. Lin was asked if she wished to have her request considered in executive session. She declined the offer.

Ms. Lin thanked the Commission for considering her request for reconsideration of her real estate broker's license. She stated that she was very embarrassed to be present at the meeting today. She stated that she had upheld all of the State laws in her 23-year career. She stated that she was given a choice of a four-month suspension or an 18-month suspension. The case went on for four years. She stated that she wants closure of this nightmare which set her into debt. She stated that the arbitrator said that Mrs. Lin was not the type of person who would show willful and reckless conduct that would warrant damages to the buyers or sellers. She stated that she was a Commissioner for one of the City Boards. She stated that she had a choice of a four-month suspension with no penalty or an 18-month suspension. As a result of the suspension, she closed down the company. She stated that she was a widow and she worked hard to support her children through college. She is in a new profession now. She would like to request that her license be reinstated so that she can bring about closure to that portion of her life.

Ms. Lin again thanked the Commission for the opportunity to listen to her.

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

Frances E. Higgins

Ms. Higgins was asked if she wished to have her request considered in executive session. She declined the offer.

Ms. Higgins thanked the Commission for the opportunity to review her application. She stated that she had made arrangements for her outstanding tax liabilities for 1996. She stated that she will not have this situation in 1997 or this year.

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

Committee Reports:

Laws and Rules Review Committee

Upon a motion by Commissioner Nomura, seconded by Commissioner Aki, it was voted on and unanimously carried to accept the report of the January 16, 1998 Laws and Rules Review Committee meeting as follows:

1. **Accept** the minutes of the December 10, 1997 Laws and Rules Committee meeting as amended.
2. Program of Work, FY98 - Real Estate Recovery Fund - **Recommend** that the Commission submit the proposed legislation which clarifies constitutionality issues involving the Real Estate Recovery Fund during the 1999 Legislative Session. **Recommend** also that the proposed laws may be submitted as a part of the Administration's package.
3. Next Meeting: Wednesday, February 11, 1998
9:00 a.m.
Kapuaiwa Room
1010 Richards Street, Second Floor
Honolulu, Hawaii

Education Review Committee

Upon a motion by Commissioner Aki, seconded by Commissioner Nomura, it was voted on and unanimously carried to accept the report of the January 16, 1998 Education Review Committee meeting as follows:

1. October 8, 1997 meeting minutes - **Accept.**
2. HREREC Report
 - a. Evaluation and Education system for CE and Prelicensing Instructors - Final Report on Instructor Evaluation Recommendations submitted. **Recommend acceptance.** HREREC to initiate a pilot evaluation system from March 1998 through June 30, 1998. HREREC to submit a mid-term report at the May ERC meeting and final report at the July ERC meeting. HREREC to use REB's scanner and work with Staff to keep costs at a minimum. HREREC to gather recommendations and comments.
 - b. IDW and New Course Briefings - Steve Gilbert reported that he met with Specialist Teshima and Marsha Shimizu, Hawaii Association of REALTORS, regarding holding a joint IDW during the first week of March 1998. Split costs of a co-sponsored IDW is \$2,500.
3. Continuing Education Administration, Curriculum, Courses, Providers, and Instructors
 - a. Administrative Issues
 - 1) CE Course Monitoring Report for "Hawaii Real Estate Law Seminar" (Provider: Hawaii Institute of Continuing Legal Education) - **Accept.**
 - 2) Request by John Reilly Modifying CE Course, "Disclosures in Hawaii Residential Transactions" - **Accept** John Reilly's proposal to add information to the Continuing Education Course "Disclosures in Hawaii Residential Transactions". In addition, information to be transmitted to the HREREC for their review and incorporation into the course as soon as possible.
 - b. Applications
 - 1) Lynn W. Carlson - Continuing Education Instructor - **Recommend denial** based on insufficient command knowledge of the subject areas.
 - 2) Oliver Frasca, Esq. - Continuing Education Instructor - **Recommend approval** of Oliver Frasca as Continuing Education Instructor for "Procuring Cause" (subject to approval) and "For Broker's Only - Update for the Busy Broker" (also, subject to approval) conditional upon attendance of the next available REC sponsored or approved IDW.
 - 3) "Procuring Cause" - Continuing Education Course (Provider: Honolulu Board of REALTORS) - **Recommend approval** subject to submission of a new course content including the following subjects: Agency, Multiple Offers, and Project Sales.
 - 4) "For Brokers Only - Update for the Busy Broker" - Continuing Education Course (Provider: Honolulu Board of REALTORS) - **Recommend approval** subject to submission of a new title for the course which staff is delegated to approve.
 - 5) Continuing Education Providers, Instructors and Courses - Ratification List - **Recommend approval.**
 - c. Legislative Reference Bureau Report - Privatizing Continuing Education of Real Estate Brokers and Salesperson in Hawaii. Chair Aki requested comments from the Hawaii Association of REALTORS.
4. Next Meeting: Wednesday, February 11, 1998, 10:00 a.m.
Kapuaiwa Room
HRH Princess Kamamalu Building
1010 Richards Street, Second Floor
Honolulu, Hawaii

Condominium Review Committee

Upon a motion by Commissioner Evangelista, seconded by Commissioner Nomura, it was voted on and unanimously carried to accept the report of the January 16, 1998 Condominium Review Committee meeting as follows:

1. HREREC Report
 - a. Hawaii Condominium Bulletin -Third bulletin scheduled for March, 1998 printing and distribution.
 - b. Board of Director's Guide -
 - 1) "An Introduction to Condominium Living in Hawaii" fka "Homebuyer's Guide to Condominium Living: **Recommend approval** for publication by March 31, 1998, subject to stylistic and non-substantive changes that staff may recommend.
 - 2) "Anti Discrimination in Hawaii Condominiums" **Recommend approval** that HREREC submit Draft 3 by January 29, 1998 in time for review by the CRC at its February 11, 1998 meeting. Draft 3 to include citations as endnotes and applicable comments received from REB and others reported.
 - c. Condominium Seminars - Exploring opportunity to schedule a panel on anti discrimination for May 1998.
2. Condominium Governance and Management
 - a. AOA Registrations - 1997-1998 Registration Issued Effective Dates through January 2, 1998 - **Recommend approval** for ratification.
 - b. CAI's 19th Annual Law Seminar -- February 20-21, 1998 - **Recommend approval** of the decision not to participate.
3. CPR Registration, Public Reports, Extensions Issued - **Recommend approval** to ratify issuance of effective dates for public reports and extensions for the month of December 1997.
4. Owner Occupant Requirement - Revocable Living Trust" - Pursuant to §514A-107, HRS, **recommend** no action be taken against Tadashi Kuwatani and Ann Emiko Kuwatani, husband and wife, for conveying the real property purchased as an owner occupant into their revocable living trust where they covenant to and do reside within the real property for at least 365 days from the recordation of the purchase.
5. 1996 Amendments to Honolulu's Ohana Provision -- **Recommend approval** requiring consultants to require that Oahu developers include in the public report as material facts disclosure the provisions of Section 21-6.20.1, Revised Ordinances of Honolulu, as amended, relating to the rebuilding and expansion of ohana units.
6. Minutes of May 7, 1997 and August 13, 1997 -- Accept minutes.
7. Next Meeting: Wednesday, February 11, 1998
1:30 p.m.
Kapuaiwa Room
HRH Princess Victoria Kamamalu Building
1010 Richards Street, Second Floor
Honolulu, Hawaii

Legislative Report 98-1 was distributed to the Commissioners for their information. The SEO provided an updated report on the bills which are currently being considered by the Legislature and which may impact on the Commission.

Executive Session:

Upon a motion by Commissioner Nomura, seconded by Commissioner Aki, 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;".

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

Erica Piccolo, the new Special Deputy Attorney General, was introduced to the Commissioners.

Chapter 91, HRS,
Adjudicatory Matters:

The Chair recessed the meeting at 10:04 a.m., to discuss and deliberate on the following adjudicatory matters, pursuant to Chapter 91, HRS:

In the Matter of the Real Estate Broker's License of Aki Hideaki Mizushima, REC 97-11-L

Upon a motion by Commissioner Imanaka, seconded by Commissioner Ohama, it was voted on and unanimously carried to accept the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Commission's Final Order.

In the Matter of the Application for a Real Estate Corporation License of Kohala Pacific Industries, Inc., Kohala Ranch Realty, REC-LIC-96-6

A copy of the Hearings Officer's Order of Dismissal was distributed to the Commissioners for their information.

In the Matter of Allan R. Whalen dba Whalen Properties, REC-95-164-L et. al.

Upon a motion by Commissioner Nomura, seconded by Commissioner Aki, it was voted on and unanimously carried to accept the Commission's Proposed Final Order.

Following the Commission's review, deliberation and decision in this matter, pursuant to Chapter 91, HRS, the Chair announced that the Commission was reconvening its scheduled meeting at 10:10 a.m., pursuant to Chapter 92, HRS.

Executive Officer's
Report:

Minutes of Previous Meetings

Upon a motion by Commissioner Aki, seconded by Commissioner Lindemann, it was voted on and unanimously carried to approve the minutes of the December 11, 1997 Real Estate Commission meeting as circulated.

Licensing - Restoration
of Forfeited Licenses:

**Mark Barbanell
Misty Griffiths
Carol K. Miura**

**Salesperson
Salesperson
Salesperson**

After a review of the information submitted by the applicants, Commissioner Aki moved that restoration be approved upon submitting evidence of successfully passing the real estate salesperson's licensing examination. Commissioner Lindemann seconded the motion. The motion was voted on and unanimously carried.

Licensing -
Questionable
Applications:

Olan P. Tratchel

After a review of the information submitted by the applicant, Commissioner Evangelista moved to approve the real estate salesperson's license application of Olan P. Tratchel. Commissioner Lindemann seconded the motion. The motion was voted on and unanimously carried.

Bonnie B. Sikes

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

Leif E. Sjostrand

After a review of the information submitted by the applicant, Commissioner Aki moved to approve the real estate salesperson's license application of Leif E. Sjostrand. Commissioner Imanaka seconded the motion. The motion was voted on and unanimously carried.

Kamaole Management Systems, Inc.

After a review of the information submitted by the applicant, Commissioner Nomura moved to approve the real estate corporation license application of Kamaole Management Systems, Inc. Commissioner Ohama seconded the motion. The motion was voted on and unanimously carried.

Wesley K. Saito

After a review of the information presented by the applicant, Commissioner Nomura moved to defer decision making and request that the applicant submit an updated/corrected broker experience certification statement verifying the hours worked and the years experience under his broker of record and transactions under his broker of record. Commissioner Aki seconded the motion. The motion was voted on and unanimously carried.

Linda S. Vermeire

After a review of the information submitted by the applicant, Commissioner Aki moved to approve Linda S. Vermeire's request for an equivalency to the ten (10) Hawaii written real estate transactions, of which three are sales contracts or commercial or industrial closed escrow and three are listing contracts or commercial or industrial leases closed escrow.

Ruth M. F. Lin

After a review of the information presented by the applicant, Commissioner Evangelista moved to accept the Law Update and Ethics 1995/96 course in satisfaction of the settlement agreement and within 60 days the applicant is to submit proof of completion of either another continuing education elective course (not the Law Update and Ethics 1997/98) or the Professional Responsibility Course in satisfaction of §16-99-92, Hawaii Administrative Rules, original CE certificates of completion for courses completed for reinstatement and fees. The continuing education courses completed for reinstatement shall not be used for the December 31, 1998 license renewal period. Reinstatement shall be effective the date the documents and fees are submitted complete. Delegate to staff to continue to process to approval the reinstatement of Ms. Lin's real estate broker's license.

Harvest C. Edmonds

After a review of the information submitted by the applicant, Commissioner Aki moved to approve the real estate salesperson's license application of Harvest C. Edmonds.

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

Frances E. Higgins

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

Vivian R. Viernes

After a review of the information submitted by the applicant, Commissioner Evangelista moved to approve the real estate salesperson's license application of Vivian R. Viernes. Commissioner Ohama seconded the motion. The motion was voted on and unanimously carried.

RE/MAX Maui LLC

After a review of the information submitted by the applicant, Commissioner Imanaka moved to approve the limited liability company application of RE/MAX Maui LLC. Commissioner Ohama seconded the motion. The motion was voted on and unanimously carried.

Delegation to staff: Upon a motion by Commissioner Lindemann, seconded by Commissioner Ohama, it was voted on and unanimously carried to delegate to staff to continue processing to approval applications for license and registrations, including salespersons, brokers (individuals and entities), CHO and CMA registrations in which the applicant answers "NO" or "YES" to the application question pertaining to outstanding tax obligations with either the I.R.S. or the State of Hawaii or other jurisdictions on behalf of the applicant, member, partner, officer, or director, whether outstanding tax obligation or a tax lien, provided that a written explanation is submitted concerning the circumstances about the outstanding tax obligation and the applicant submits either a letter of compliance from the tax agency or a tax clearance or a written approved payment plan.

Next Meeting: Friday, February 27, 1998
9:00 a.m.
Kapuaiwa Room
HRH Princess Victoria Kamamalu Building
1010 Richards Street, Second Floor
Honolulu, HI

Adjournment: With no further business to discuss, the Chair adjourned the meeting at 10:18 a.m.

Reviewed and approved by:

/s/ Christine Rutkowski, Executive Officer
Christine Rutkowski, Executive Officer

February 27, 1998
Date

[X] Approved as is.
[] Approved as amended. See Minutes of _____ meeting.