

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, February 26, 1999

Time: 9:00 a.m.

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

Present: Nora Nomura, Vice Chair
Charles Aki, Member
Michael Ching, Member
Alfredo Evangelista, Member
Helen Lindemann, Member
John Ohama, Member
Iris Okawa, Member

Calvin Kimura, Supervising Executive Officer
Christine Rutkowski, Executive Officer
Pamela Garrison, Senior Real Estate Specialist
Russell Wong, Real Estate Specialist
Lee Ann Teshima, Real Estate Specialist
Cynthia Yee, Senior Condominium Specialist
Morris Atta, Condominium Specialist
Gina Watumull, Condominium Specialist
Shari Wong, Deputy Attorney General (Late Arrival)
Irene Kotaka, Secretary

Nicki Ann Thompson, Hawaii Association of REALTORS
Steve Gilbert, Hawaii Real Estate Research and Education Center
Deborah Arnold
Franklyn DeFoe
Daniel T. Sayles
Bradley A. Newton
Ennis C. McLaren
Alfred Anthony

Excused: Alvin Imamura, Chair
Mitchell Imanaka, Member

Call to Order: The Vice Chair called the meeting to order at 9:04 a.m., at which time quorum was established.

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

Additions to the Agenda

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

4. Committee Reports
 - c. Condominium Review Committee - Seminar Proposal -
Community Associations Institute - Hawaii Chapter

Additional Distribution

The following items were distributed to the Commissioners prior to the start of the meeting:

4. Committee Reports
 - d. Legislative Report 99-3
6. Licensing - Restoration of Forfeited Licenses
Over One Year, Under Two Years - Salespersons
Garry T. Maeda
Ann Picard
Over Two Years - Salesperson
Marcee S. Rawley
7. Licensing - Questionable Applications
Franklyn E. DeFoe
Bradley A. Newton
Donna L. Herbst

Minutes of Previous Meetings

Upon a motion by Commissioner Aki, seconded by Commissioner Ohama, it was voted on and unanimously carried to approve the minutes of the January 29, 1999 Real Estate Commission meeting as circulated.

The Deputy Attorney General arrived.

Christopher C. Harder v. Kathryn S. Matayoshi, Civil No. 97-4461, Supreme Court of the State of Hawaii

A copy of the order dismissing Mr. Harder's appeal was distributed to the Commissioners for their information.

Mr. Harder had submitted an incomplete application and the Commission denied his application for a real estate license. He appealed this matter to the Office of Administrative Hearings. The Hearings Officer determined that the Commission was proper in the denial of his application. Mr. Harder then appealed the matter to the Circuit Court. The Circuit Court affirmed the Commission's decision and Mr. Harder appealed the matter to the Supreme Court. The Supreme Court dismissed his appeal due to the fact that Mr. Harder did not pursue his appeal.

Chair's Report: No Chair's report was presented.

Committee Reports: **Laws and Rules Review Committee**

Upon a motion by Commissioner Aki, seconded by Commissioner Ohama, it was voted on and unanimously carried to accept the report of the February 10, 1999 Laws and Rules Review Committee meeting as follows:

1. **Accept** the minutes of the January 13, 1999 meeting.

2. Program of Work, FY99 – Neighbor Island Outreach – The May committee meetings on the island of Hawaii, will be held on Friday, May 14, 1999, in the Natural Energy Laboratory of Hawaii Authority's Conference Room, located at 73-4460 Queen Kaahumanu Highway, Kailua-Kona, Hawaii. The first neighbor island outreach for FY00 will be held at the Outrigger Wailea Resort on Thursday, July 8, 1999.
3. Budget and Finance Report - Real Estate Recovery Fund - **Recommend acceptance** of the Real Estate Recovery Fund report, for the period ending December 1998.
4. Next Meeting: Wednesday, March 10, 1999
 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 Ohama, seconded by Commissioner Ching, it was voted on and unanimously carried to accept the report of the February 10, 1999 Education Review Committee meeting as follows:

1. Minutes of January 13, 1999 Meeting – **Accept** as amended.
2. Hawaii Real Estate Research and Education Center Report – Acting Director's Report - Evaluation and Education System for CE and Prelicensing Instructors – Mr. Gilbert was not present to give an oral report; however, the Status Report on the Instructor Evaluation Process, Fourth Quarter 1998, was mailed to all Commissioners and applicable Staff members. It was requested that Commissioners bring their report to the next meeting for discussion.
3. Continuing Education Administration, Curriculum, Courses, Providers and Instructors - Applications
 - a. 1999-2000 Continuing Education Providers, Instructors, and Courses Ratification List – **Recommend Approval** of the following registrations/certifications:

<u>Instructor</u>	<u>Effective Date</u>
Louis Chang	01/21/99
Course Categories:	Contracts Real Estate Law Dispute Resolution
 - b. Continuing Education Certification for Nationally Certified Course/Instructors - "At Home with Diversity: One America" (Provider: Hawaii Association of Realtors), Course Category: Fair Housing - **Recommend Approval** provided they are in compliance with the following:
 1. The Hawaii Association of REALTORS is a currently registered continuing education provider with the Commission.
 2. The course be taught by continuing education instructor(s) specifically certified to teach the course or specifically certified to teach in a particular course category by the Commission
 3. The course is currently approved by the Commission.

4. The provider can ensure classroom compliance by providing a certified statement, pursuant to §16-99-123, HAR, that the classroom conforms to the zoning, building, electrical, plumbing and fire codes of the county in which the facility is located and to State rules as may be applicable to the facility.
5. Should a deposit be collected by the provider for the continuing education course, that the provider's bond will cover the course being offered out-of-state.
6. The provider submit the course offering(s) at least 14 days before the proposed commencement date, pursuant to §16-99-102(a), HAR.
7. This course be subject to monitoring pursuant to §16-99-119, HAR.

It was also requested that Staff request that Ms. Christine O'Brien, Hawaii Association of Realtors, monitor the course. If Ms. O'Brien agrees, Staff to supply her with the proper monitoring forms.

4. Prelicensing Education Administration, Curriculum, Schools, Instructors, and Equivalency – Applications - 1999-2000 Prelicensing Education Schools and Instructors Ratification List - **Recommend Approval** of the following registrations/certifications:

<u>School</u>	<u>Effective Date</u>
Fahrni School of Real Estate (Helen K. Fahrni, Principal) (Salesperson Curriculum)	01/14/99
<u>Instructor</u>	<u>Effective Date</u>
Helen K. Fahrni (Salesperson Curriculum)	01/14/99

5. Administration of Examinations
 - a. ASI - Test Development, State Content Outline - Commissioners were solicited to provide any comments and/or recommendations for the upcoming test development session in writing or otherwise. Comments/recommendations to be discussed at the next meeting.
 - b. ASI Letter - Examination Reservations Available Online - www.asisvcs.com
6. Program of Work, FY99
 - a. Annual Report, Quarterly Bulletin, and School Files - Letter of Comment from Bob Riley - Staff to prepare response to Bob Riley regarding the Real Estate Commission Annual Report.
 - b. Neighbor Island Outreach - The May committee meetings on the island of Hawaii will be held on Friday, May 14, 1999, in the Natural Energy Laboratory of Hawaii Authority's Conference Room, located at 73-4460 Queen Kaahumanu Highway, Kailua-Kona, Hawaii.
7. ARELLO, REEA and Other Organizations
 - a. Report on ARELLO Distance Standards and Certification Program - **Recommend** incorporation of language into current legislative bills to include ARELLO certified courses to be recognized under the definition of "Continuing education" or any other appropriate section.
 - b. ARELLO Board of Directors Meeting and Western District Meeting - **Recommend Approval** to send a minimum of two (2), maximum of three (3), Commissioners and/or Staff members to the ARELLO Board of Directors Meeting to be held on

April 8-10, 1999 and the ARELLO Western District Meeting to be held on April 10-12, 1999, in Victoria, British Columbia, subject to travel approval and budget.

8. Budget and Finance Report - Real Estate Education Fund, December 1998 - **Accept.**
9. Next Meeting: Wednesday, March 10, 1999
10:00 a.m.
Kapuaiwa Room
HRH Princess Victoria Kamamalu Building
250 South King Street
Honolulu, Hawaii

Condominium Review Committee

Upon a motion by Commissioner Evangelista, seconded by Commissioner Ching, it was voted on and unanimously carried to accept the report of the February 10, 1999 Condominium Review Committee meeting as follows:

1. **Minutes of January 13, 1999** -- Accept minutes.
2. **HREREC Report** -- Hawaii Condominium Bulletin - FY99 Vol. 7, No. 2, (Winter 1998) has been distributed.
3. **AOAO Registrations**
 - a) AOAO Registrations -- January 1999 -- **Recommend approval** to ratify.
 - b) 1999-2001 Biennial Registration and Fidelity Bond Exemption Application Deadline.
 - 1) **Recommend approval** to prescribe Friday, May 28, 1999 as the deadline for the submission of 1999-2001 AOAO biennial registration applications.
 - 2) **Recommend approval** to ratify Wednesday, April 28, 1999 as the deadline for the submission of 1999-2001 AOAO Fidelity Bond Exemption Applications.
4. **Condominium Governance and Management** -- *Hawaii Community Associations* (December 1998) -- "The Y2K & Association Reserves" -- **Recommend approval** to write a letter to the President of the Community Associations Institute – Hawaii Chapter and the author of "The Y2K & Association Reserves" article advising them of the Commission's informal non binding interpretation that §16-107-62, HAR, prohibits the inclusion of any borrowed funds in calculating whether an association has collected the required statutory replacement reserves (fifty percent); contrary to what is stated on page 16 of the article about taking out a loan; and to respectfully consider correcting the article accordingly.
5. **CPR Registration, Public Reports, Extensions Issued** -- **Recommend approval** to ratify issuance of effective dates for public reports and extensions for the month of January 1999.
6. **Program of Work, FY99 -Neighbor Island Outreach** -- The May committee meetings on the island of Hawaii will be held on Friday, May 14, 1999, in the Natural Energy Laboratory of Hawaii Authority's Conference Room, located at 73-4460 Queen Kaahumanu Highway, Kailua-Kona, Hawaii.
7. **Condominium Seminars** - Request for proposals were mailed to all interested providers, including those who appeared before CRC. The mailings included scope of services, terms and conditions, and submission application. Although the application states Tuesday, February 15, 1999 as deadline, a typo error, the actual date is Tuesday, February 16, 1999 as stated in the cover memo. We will honor all

submissions that are postmarked on the deadline date or submitted over the counter office by the close of the business day. After staff review, all submissions meeting requirements will be presented at the March 10, 1999 meeting for decision making.

8. **CMEF Budget and Finance Report -- Accept** unaudited report for the period ending December 31, 1998.
9. Next Meeting: March 10, 1999
1:30 p.m.
Kapuaiwa Room
HRH Princess Victoria Kamamalu Building
1010 Richards Street, Second Floor
Honolulu, Hawaii

Condominium Review Committee

Seminar Proposal - Community Associations Institute - Hawaii Chapter

The SEO reported that pursuant to the procurement laws, REB staff solicited proposals to conduct condominium seminars. The specifications were sent out to known providers, with a submission deadline of February 16, 1999. REB staff received only one submission, even though they had spoken with HCAAO, Agnes Ringle and the Maui Independent Condominium Owners Council. The only proposal submitted was by the Community Associations Institute - Hawaii Chapter.

Commissioner Evangelista had expressed his disappointment that HCAAO did not submit a proposal in light of the testimony presented by its president, Jane Sugimura, before the Senate.

The SEO stated that he had hoped that the Hawaii Association of REALTORS would have submitted a proposal. REB staff will continue to work with the various organizations to encourage them to develop seminars.

The Vice Chair asked if the CRC could review the proposal. The SEO informed her that the specifications have already been approved, but the Commission needs to determine the amount that it would subsidize. According to the proposal, a total of \$5 to \$15 per registrant would be subsidized, depending on the approved budget and the number of providers who submitted proposals. If there were more providers, the subsidy amount would be less. The lowest cost of a CAI - Hawaii Chapter seminar was \$25. The lowest cost for a seminar presented by HCAAO was \$50.

Upon a motion by Commissioner Evangelista, seconded by Commissioner Ohama, it was voted on and unanimously carried to continue processing the CAI - Hawaii Chapter's proposal to offer condominium seminars.

Legislative Report 99-3

A copy of the SEO's Legislative Report 99-3 was distributed to the Commissioners for their information. The SEO also presented an oral report on the bills that might affect the Commission's program of work.

The SEO reported that Friday, March 5, 1999, is the deadline for decking non-budgetary bills.

The Vice Chair thanked REB staff for their diligent hard work at the Legislature.

Licensing -
Restoration of
Forfeited Licenses:

Ennis C. McLaren

Ennis C. McLaren was asked if he wished to have his application considered in executive session. He declined the offer.

Mr. McLaren stated that he was unaware that his license had expired. He stated that he had been working with a developer in trying to put together a project. He stated that he has not been selling real estate, that he has kept up with the prices pretty well and that it was never his intention to get out of real estate.

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

Alfred Anthony

Alfred Anthony was asked if he wished to have his application discussed in executive session. He declined the offer.

Mr. Anthony thanked the Commission for taking the time to consider his application. He stated that the thought the public should see what it takes to make the industry available to them.

Mr. Anthony asked the Commissioners if they each had a copy of his affidavit. He was informed that the Commissioners had a copy of his affidavit.

Mr. Anthony was asked if he had taken any courses since his license was forfeited in 1991. He stated that in January 1999, he had completed the three continuing education classes. He also stated that if there were any courses that the Commission wanted him to take he would be happy to do so. Mr. Anthony stated that he is an active developer and is a member of the Hawaii Developers Council.

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

Licensing -
Questionable
Applications:

Deborah Arnold

Deborah Arnold was asked if she wished to have her application considered in executive session. She declined the offer.

Ms. Arnold was present to answer any questions the Commissioners may have regarding her application for a real estate salesperson's license.

Ms. Arnold stated that she believed that her husband had filed their taxes and had been making the payments. She had no idea that she was delinquent until she received a letter from REB staff informing her of her situation.

Ms. Arnold stated that she had sent in a check to start her payment plan with the Internal Revenue Service. She stated that she could submit a copy of her payment plan as soon as she receives it, which should be shortly.

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

Bradley A. Newton

Bradley A. Newton was asked if he wished to have his application considered in executive session. He declined the offer.

Mr. Newton was present to answer any questions the Commissioners may have regarding his application for a real estate salesperson's license. Daniel T. Sayles, Mr. Newton's proposed principal broker, was also present at the meeting.

Mr. Newton thanked the Commissioners for volunteering their time to serve on the Commission, and he also thanked Real Estate Specialist Teshima for being so courteous and helpful. Mr. Newton stated that he was delighted to finally be starting a career in real estate. He was under the impression that his license was on the way because he had taken all of the steps.

Mr. Sayles stated that he would like to include Mr. Newton in his company. His firm is developing a program called "New Road to Success", which will educate new licensees. Mr. Newton's application was not filed within the 90 days due to a transition in the office and a clerical error. Mr. Sayles stated that the person who handled the application has been replaced.

Commissioner Ching informed Mr. Sayles that the application was signed by the principal broker, but the application was not dated.

Mr. Newton stated that the application was left with Mr. Sayles on January 14, 1999. He lives in Hana and drove to the other side of the island to get his tax documents. On January 19, 1999, his application was compiled and completed.

Mr. Sayles stated that the application was completed on January 19, 1999 and was signed on January 22, 1999.

Commissioner Okawa informed Mr. Newton that his envelope was postmarked on January 25, 1999. She asked Mr. Sayles when the envelope was mailed. Mr. Sayles stated that someone took it to the post office on January 25th, however, he had instructed his staff to mail it on January 22, 1999.

Mr. Newton stated that he had followed up with phone calls and he was assured that it had been taken care of. He was surprised to receive a letter from REB staff.

Commissioner Ching asked Mr. Sayles if he is aware that as a principal broker, he is responsible for supervising his staff and ensuring that applications are filed in a timely manner. Mr. Sayles answered that he understood this to be his responsibility as a principal broker.

The SEO informed Mr. Sayles that disciplinary action could be instituted against a principal broker for failing to file applications in a timely manner. When the obligation of any application is taken on, it is expected that the principal broker is totally responsible for insuring that applications are filed in a timely manner.

Real Estate Specialist Teshima stated that the envelope, which was sent by metered mail, was dated January 25, 1998 and assumes that it was a mistake that the envelope was mailed on January 25, 1999.

Upon a closer review of the envelope, it was discovered that the original envelope had been mailed on January 21, 1999, was returned for additional postage and later mailed on January 25, 1999.

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

Franklyn E. DeFoe

Franklyn E. DeFoe was asked if he wished to have his application considered in executive session. Mr. DeFoe accepted the offer.

Executive Session:

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

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

Recess:

The Vice Chair recessed the meeting at 10:13 a.m.

Reconvene:

The Vice Chair reconvened the meeting at 10:28 a.m.

Commissioner Lindemann was excused from the meeting.

Licensing and Registration - Ratification:

Upon a motion by Commissioner Aki, seconded by Commissioner Ching, it was voted on and unanimously carried to ratify the attached list as amended.

Licensing - Questionable Applications:

Bradley A. Newton

Mr. Sayles stated that he takes his job as a principal broker very seriously. He also stated that after looking at the envelope, he noticed that it was originally postmarked on January 21, 1999.

Commissioner Lindemann returned to the meeting.

Mr. Sayles also stated that he will be personally responsible if he takes in any application and that he would monitor the postage meter himself to make sure that it has the correct postage and that everything gets sent out.

Executive Session:

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

Chapter 91, HRS. Adjudicatory Matters:

The Vice Chair called for a recess from the meeting at 11:08 a.m., to discuss and deliberate on the following adjudicatory matters, pursuant to Chapter 91, HRS:

**In the Matter of the Real Estate Salesperson's License of Kimo M. Dowsett,
REC 98-48-L**

Upon a motion by Commissioner Evangelista, seconded by Commissioner Ching, it was voted on and unanimously carried to accept the Hearings Officer's Findings of Fact and Conclusions of Law and to issue the Commission's Proposed Final Order, such that Mr. Dowsett's real estate salesperson's license be revoked unless thirty (30) days from the date of the Commission's Final Order, Mr. Dowsett voluntarily surrenders the license.

Following the Commission's review, deliberation and decisions in these matters, pursuant to Chapter 91, HRS, the Vice Chair announced that the Commission was reconvening its scheduled Commission meeting at 11:20 a.m.

Licensing -
Restoration of
Forfeited Licenses:

**William E. Breeden
Evelyn E. Calleon
Carmela De Marco
John V. Kendrick**

**Salesperson
Salesperson
Salesperson
Salesperson**

After a review of the information submitted by the applicants, Commissioner Ching moved that restoration be approved upon submitting evidence of successfully completing one of the two options of Commission-approved real estate courses. Commissioner Ohama seconded the motion. The motion was voted on and unanimously carried.

Garry T. Maeda

Salesperson

After a review of the information submitted by the applicant, Commissioner Evangelista moved that restoration be approved upon submitting evidence of successfully completing one of the two options of Commission-approved real estate courses. Commissioner Ching seconded the motion. The motion was voted on and unanimously carried.

Milagros S. Medallon

Salesperson

Commissioner Evangelista recused himself from the meeting.

After a review of the information submitted by the applicant, Commissioner Ching moved that restoration be approved upon submitting evidence of successfully completing one of the two options of Commission-approved real estate courses. Commissioner Ohama seconded the motion. The motion was voted on and carried.

Commissioner Evangelista returned to the meeting.

Ann Picard

Salesperson

After a review of the information submitted by the applicant, Commissioner Okawa moved to deny Ann Picard's request for an extension of time in which to complete the restoration process and moves that restoration be approved upon submitting evidence of successfully completing one of the two options of Commission-approved real estate courses. Commissioner Evangelista seconded the motion. The motion was voted on and unanimously carried.

Jon A. Gomes

Salesperson

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

Marcee S. Rawley

Salesperson

After a review of the information submitted by the applicant, Commissioner Ching moved that restoration be approved upon submitting evidence of successfully passing the real estate salesperson's licensing examination and that staff respond to the issues raised in the applicant's letter, dated February 15, 1999. Commissioner Ohama seconded the motion. The motion was voted on and unanimously carried.

Ennis C. McLaren

Broker

After a review of the information presented by the applicant, Commissioner Evangelista moved that restoration be approved upon submitting evidence of successfully completing one of the two options of Commission-approved real estate courses. Commissioner Aki seconded the motion. The motion was voted on and unanimously carried.

Paul T. Shiraki

Broker

After a review of the information submitted by the applicant, Commissioner Aki moved that restoration be approved upon submitting evidence of successfully completing one of the two options of Commission-approved real estate courses. Commissioner Evangelista seconded the motion. The motion was voted on and unanimously carried.

Alfred Anthony

Broker

Commissioners Ohama and Ching disclosed that they had participated in a transaction representing the buyer with Mr. Anthony. However they both stated that they would be impartial and objective in reviewing this matter.

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

Sandra W. H. Cabbab

Broker

Mildred R. Packer

Broker

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

Franklyn E. DeFoe

After a review of the information presented by the applicant, Commissioner Ching moved to deny Franklyn E. DeFoe's application for a real estate salesperson's

license, unless within 60 days he submits written confirmation from the Internal Revenue Service ("IRS"), State of California, Franchise Tax Board and the plaintiff's attorney for the unpaid judgment, confirming his oral testimony that payment is not being sought in any of these matters. Commissioner Ohama seconded the motion. The motion was voted on and unanimously carried.

Deborah Arnold

After a review of the information presented by the applicant, Commissioner Ching moved to deny Deborah Arnold's application for a real estate salesperson's license, unless within 60 days she submits proof of payment or an approved written payment plan with the Internal Revenue Service ("IRS") for all outstanding tax obligations. Commissioner Lindemann seconded the motion. The motion was voted on and unanimously carried.

James H. Neeley

Commissioner Okawa recused herself from the meeting.

After a review of the information submitted by the applicant, Commissioner Ching moved to approve James H. Neeley's application for a real estate salesperson's license. Commissioner Aki seconded the motion. The motion was voted on and carried.

Commissioner Okawa returned to the meeting.

Bradley A. Newton

After a review of the information presented by the applicant, Commissioner Aki moved to approve Bradley A. Newton's application for a real estate salesperson's license despite its submission after the 90-calendar day deadline based on the evidence provided by the applicant. Commissioner Ching seconded the motion. The motion was voted on and unanimously carried.

Donna L. Herbst

After a review of the information submitted by the applicant, Commissioner Lindemann moved to approve Donna L. Herbst's application for a real estate broker's license despite its submission after the 90-calendar day deadline based on the evidence provided by the applicant. Commissioner Ohama seconded the motion. The motion was voted on and unanimously carried.

City Properties, Inc.

Commissioner Evangelista recused himself from the meeting.

After a review of the information submitted by the applicant, Commissioner Ohama moved to approve the registration of City Properties, Inc. as a condominium managing agent. Commissioner Okawa seconded the motion. The motion was voted on and carried.

Commissioner Evangelista returned to the meeting.

Next Meeting: Wednesday, March 31, 1999
9:00 a.m.
Kapuaiwa Room
HRH Princess Victoria Kamamalu Building
1010 Richards Street, Second Floor
Honolulu, Hawaii

Adjournment: The Vice Chair adjourned the meeting at 11:26 a.m.

Reviewed and approved by:

/s/ Christine Rutkowski
Christine Rutkowski
Executive Officer

March 31, 1999
Date

[X] Approved as circulated.

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