

REAL ESTATE COMMISSION
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii
www.hawaii.gov/hirec

MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by Section 92-7(b), Hawaii Revised Statutes.

Date: Friday, April 25, 2008

Time: 9:00 a.m.

Place: Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii

Present: Stanley Kuriyama, Vice Chair, Broker/Honolulu Commissioner
Annette Aiona, Broker/Hawaii Island Commissioner
Carol Ball, Broker/Maui Commissioner
William S. Chee, Broker/Honolulu Commissioner
Michele Sunahara Loudermilk, Public/Honolulu Commissioner
Mark Suiso, Public/Honolulu Commissioner

Neil Fujitani, Acting Supervising Executive Officer
Amy Endo, Real Estate Specialist
David Grupen, Real Estate Specialist
Cynthia Yee, Senior Condominium Specialist
Cheryl Leong, Condominium Specialist
Benedyne Stone, Condominium Specialist
Shari Wong, Deputy Attorney General
Lei Fukumura, Special Deputy Attorney General
Irene Kotaka, Secretary

Lance Padden
Jason K. Yotsuda
Steven M. Wright
Ralph Foulger, Ralph Foulger's School of Real Estate

Absent: Trudy I. Nishihara, Chair, Broker/Honolulu Commissioner
Louis E. Abrams, Broker/Kauai Commissioner
Frances Gendrano, Broker/Honolulu Commissioner

Call to Order: The Vice Chair called the meeting to order at 9:05 a.m., at which time quorum was established.

Chair's Report: The Vice Chair announced that the Commission may move into executive session to consider and evaluate personal information relating to individuals applying for licensure in accordance with Section 92-5(a)(1), HRS, and/or to consult with the Commission's attorney on questions and issues pertaining to the Commission's powers, duties, privileges, immunities, and liabilities in accordance with Section 92-5(a)(4), HRS.

REC Chair Nishihara and Commissioners Abrams and Gendrano were excused from the meeting. Prior notification of their non-attendance was received.

No report was presented.

Acting Supervising
Executive Officer's
Report:

The Acting Supervising Executive Officer informed the Commissioners that the original applications with any original associated documents to be considered at the meeting were available for review.

The meeting room for the May 30, 2008 Real Estate Commission Meeting has been changed to the King Kalakaua Conference Room.

Minutes of Previous Meeting

Upon a motion by Commissioner Ball, seconded by Commissioner Loudermilk, it was voted on and unanimously carried to approve the minutes of the March 28, 2008 meeting.

Committees and
Program of Work:

Education Review Committee - CE Administration, Curriculum, Courses, Providers and Instructors

Course – “The REALTOR Code of Ethics in 2008;” Author/Owner: Jim Hogan and Curtis Hall; Provider: Hogan School of Real Estate, Inc.; Course Category: Other – Ethics and Professional Development; Clock Hours: 3

Commissioner Ball said that she had reviewed the course and the provider has incorporated the changes recommended by the Education Review Committee.

Upon a motion by Commissioner Ball, seconded by Commissioner Loudermilk, it was voted on and unanimously carried to approve “The REALTOR Code of Ethics” as a three clock hour continuing education elective course under the course category of Other – Ethics and Professional Development.

Course – “The Foreclosure Process;” Author/Owner: Ralph Foulger; Provider: Ralph Foulger’s School of Real Estate; Course Categories: Real Estate Law, Contracts, Dispute Resolution; Clock Hours: 3

Upon a motion by Commissioner Ball, seconded by Commissioner Chee, it was voted on and unanimously carried to approve “The Foreclosure Process” as a three clock hour continuing education course under the course categories of Real Estate Law, Contracts, and Dispute Resolution, subject to inclusion of the case study.

Licensing –
Ratification:

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

Licensing –
Applications:

The ASEO informed the Commissioners that the information provided to the Commissioners is related only to the issue that is before the Commission for consideration. The other materials submitted are available for the Commissioners review should they desire to review it. If the applicants have an issue, which is personal in nature, they have the right to request that their application be considered in executive session.

Lance Padden

Lance Padden was present to answer any questions the Commissioners may have regarding his application for a real estate salesperson's license. When asked if he wished to have his application considered in executive session, he declined the offer.

When asked about why he had answered the questions on the licensing application incorrectly, Mr. Padden said that he had completely forgotten about the situation. It was not until later in the week that he realized that the date of his conviction was within the 20 years. He had thought it was beyond the 20 years.

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

Committees and
Program of Work:

Education Review Committee - CE Administration, Curriculum, Courses, Providers and Instructors

Course – "The Foreclosure Process;" Author/Owner: Ralph Foulger; Provider: Ralph Foulger's School of Real Estate; Course Categories: Real Estate Law, Contracts, Dispute Resolution; Clock Hours: 3

Ralph Foulger arrived and the Commissioners informed him of their decision regarding his continuing education course.

Licensing -
Applications:

Jason K. Yotsuda

Jason K. Yotsuda was present to answer any questions the Commissioners may have regarding his application for a real estate salesperson's license. When asked if he wished to have his application considered in executive session, he declined the offer.

When asked, Mr. Yotsuda informed the Commissioners that he has not had any more incidents since 1996 and it was something between him and his father that has been resolved.

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

Chapter 91, HRS,
Adjudicatory
Matters:

The Chair called for a recess from the meeting at 9:21 a.m., to discuss and deliberate on the following adjudicatory matters, pursuant to Chapter 91, HRS:

In the Matter of the Real Estate Brokers' Licenses of Julianna Garris, Patricia Choi and Patricia Choi Realty, Inc.; REC 2006-151-L

Upon a motion by Commissioner Chee, seconded by Commissioner Suiso, 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 Real Estate Broker's License of Arthur G. Crabtree;
REC 2007-275-L**

Upon a motion by Commissioner Chee, seconded by Commissioner Aiona, it was voted on and unanimously carried to approve the Hearings Officer's Findings of Fact, Conclusions of Law and Recommended Order.

Following the Commission's review, deliberation, and decisions in these matters, pursuant to Chapter 91, HRS, the Chair announced that the Commission was reconvening its scheduled meeting at 9:28 a.m.

Licensing -
Applications:

Steven M. Wright

Steven M. Wright was present to answer any questions the Commission may have regarding his application for a real estate broker's experience certificate. When asked if he wished to have his application considered in executive session, Mr. Wright declined the offer.

The Commission did not have any questions for Mr. Wright.

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

Executive Session:

Upon a motion by Commissioner Chee, seconded by Commissioner Aiona, it was voted on and unanimously carried to enter into executive session, pursuant to Section 92-5(a)(1), HRS, "To consider and evaluate personal information, relating to individuals applying for professional or vocational licenses cited in section 26-9 or both;" and Section 92-5(a)(4), HRS, "To consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities."

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

Licensing -
Applications:

Mark K. Inouye

After a review of the information submitted by the applicant, Commissioner Loudermilk moved to approve the real estate salesperson's license application of Mark K. Inouye. Commissioner Suiso seconded the motion. The motion was voted on and unanimously carried.

Lance Padden

After a review of the information presented by the applicant, Commissioner Aiona moved to approve the real estate salesperson's license application of Lance Padden. Commissioner Suiso seconded the motion. The motion was voted on and unanimously carried.

Jason K. Yotsuda

After a review of the information presented by the applicant, Commissioner Loudermilk moved to approve the real estate salesperson's license application of Jason K. Yotsuda. Commissioner Aiona seconded the motion. The motion was voted on and unanimously carried.

Michael H. Butson

After a review of the information submitted by the applicant, Commissioner Loudermilk moved to approve the real estate salesperson's license application of Michael H. Butson. Commissioner Aiona seconded the motion. The motion was voted on and unanimously carried.

Gino Capomaccio

After a review of the information submitted by the applicant, Commissioner Suiso moved to most likely deny the real estate license application of Gino Capomaccio based on the information received as to his reputation or record of competency, honesty, truthfulness, financial integrity and fair dealing. Commissioner Loudermilk seconded the motion. The motion was voted on and unanimously carried.

Steven M. Wright

After a review of the information presented by the applicant, Commissioner Chee moved to approve the real estate broker's experience certificate application of Steven M. Wright. Commissioner Ball seconded the motion. The motion was voted on and unanimously carried.

Recovery Fund Report:

No report was presented.

Next Meeting:

Friday, May 30, 2008
9:00 a.m.
King Kalakaua Conference Room
King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii

Adjournment:

With no further business to discuss, Vice Chair Kuriyama adjourned the meeting at 9:38 a.m.

Reviewed and approved by:

/s/ Neil Fujitani

Neil Fujitani, Acting Supervising Executive Officer

April 29, 2008

Date

[X]

Approved as circulated.

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Approved with corrections; see minutes of _____ meeting.

NKF:isk/080425

APPROVED APPLICATIONS FOR REAL ESTATE
REAL ESTATE COMMISSION MEETING ON APRIL 25, 2008

<u>Brokers – Limited Liability Companies and Partnerships</u>	<u>Effective Date</u>
Luxurious to Affordable Real Estate, LLC J. Kenyon Grier, PB	03/17/08
Point of Sail Realty, LLC Arlene K. Kim, PB	03/17/08
Hawaii Pacific Rim Realty LLC Jessie Paulino, PB	03/19/08
Red Bell Real Estate, LLC Jeffrey J. Jonas, PB	03/25/08
Stanley M. Morikawa, Realtor, LLC Stanley M. Morikawa, PB	03/28/08
JL Realty, LLC Joseph L. Y. Lau, PB	04/02/08
Pacific Hawaii Realty LLC Daniel Macalutas, PB	04/07/08
Faith Realty, LLC Roxanna S. Faith, PB	04/10/08
Resort Association Partners, LLC Sandra A. Patton, PB	04/15/08
Intero Real Estate Services Hawaii LLC Marni Shirley, PB	04/11/08
 <u>Brokers – Corporations and Partnerships</u>	 <u>Effective Date</u>
Linda Goy Enterprises, Inc., Maui Nui Properties Linda K. Goy, PB	04/10/08
Hawaii Realty Plus, Inc. Stanley K. Koki, PB	04/16/08
 <u>Brokers – Sole Proprietor</u>	 <u>Effective Date</u>
William Cittadino	03/12/08
Dennis K.W. Eng, DE Properties	03/19/08
Elton A. Behrens, Corporate America Investment Group	03/24/08
Michael F. Marlowe	04/07/08
Doug Joy, Global Realty	04/15/08
 <u>Equivalency to Uniform Section of Examination Certificate</u>	 <u>Expiration Date</u>
Virginia Doton Locquiao	03/17/10
Douglas Robert Alston	03/19/10
Cody Grant Shields	03/19/10
Helen Mary Smith	03/20/10
Stacha Anne Crone	03/24/10
Charles Alva Jones, III	03/24/10
Tani Golden	03/25/10
Maria Michelle Sims	03/28/10
Hilary Breana Peters	03/28/10
Ambre Teik Hall	03/28/10
Eric Michael Giardina	03/28/10
Ronald Wallace Kimball	04/01/10
Gary Michael Duhs	04/02/10
Roger Darryl Waldrep	04/07/10
Maryellen Adams	04/07/10
Jason Robert Milton	04/07/10
Ryan Andrew DeLisle	04/09/10

Equivalency to Uniform Section of Examination Certificate

Jeffrey Wayne Moon	04/09/10
Amy Friedman	04/10/10
Lance Jeffrey Croix	04/14/10
Marie Ulla Case	04/14/10
Bradley Richard Schofield	04/14/10
Leo Douglas Goeas	04/14/10
Eli B. Richards	04/15/10
Debra Marie Comstock	04/15/10
Dennis E. Stafford	04/15/10
Geary Edward Paul	04/15/10
Junji Christopher Sumida	04/15/10
Staci Michelle Castro	04/16/10

Expiration Date

Educational Equivalency Certificate

Virginia Doton Locquiao	03/17/10
Brandi Nichole Erickson	03/19/10
Douglas Robert Alston	03/19/10
Cody Grant Shields	03/19/10
Kristoffer Ko Akao	03/19/10
Benjamin Reed Alderman	03/19/10
Helen Mary Smith	03/20/10
William Crowley	03/19/10
Amy Hatsue Chang	03/19/10
Tani Golden	03/25/10
Maria Michelle Sims	03/28/10
Hilary Breana Peters	03/28/10
Ambre Teik Hall	03/28/10
Eric Michael Giardina	03/28/10
Ronald Wallace Kimball	04/01/10
Gary Michael Duhs	04/02/10
Anthony Dale French	04/03/10
Roger Darryl Waldrep	04/07/10
Maryellen Adams	04/07/10
Jason Robert Milton	04/07/10
John Bell S. Ramos	04/07/10
Michele Lynn Trecek	04/07/10
Jason Blake	04/07/10
Katherine Elizabeth Kilkenny	04/07/10
Ryan Andrew DeLisle	04/09/10
Jeffrey Wayne Moon	04/09/10
Amy Friedman	04/10/10
Denzil Rex Kriekenbeck	04/10/10
Lance Jeffrey Croix	04/14/10
Marie Ulla Case	04/14/10
Bradley Richard Schofield	04/14/10
Joyce A. Miller	04/14/10
Matthew Fredrick Haley	04/14/10
Mark W. McKeague	04/14/10
Leo Douglas Goeas	04/14/10
Eli B. Richards	04/15/10
Debra Marie Comstock	04/15/10

Expiration Date

Educational Equivalency Certificate

	<u>Expiration Date</u>
Dennis E. Stafford	04/15/10
Allen Bruce Cox	04/15/10
Geary Edward Paul	04/15/10
Junji Christopher Sumida	04/15/10

Real Estate Broker Experience Certificate

	<u>Expiration Date</u>
David Lee Boote	03/19/10
Edward Allen Halfinger	03/19/10
Kelen Eunjoo Uslan	03/19/10
Robert Hill Fulford	03/19/10
Jose Alykhan R. Servida	03/19/10
James Edward Baumgartner	03/20/10
Charles Alva Jones, III	03/24/10
Timiothy James Kelley	03/27/10
Maria Michelle Sims	03/28/10
Sheena Petitt	03/28/10
Gary W. McCarty	03/28/10
David Francis Zinnel	03/31/10
Ronald Wallace Kimball	04/01/10
Gary Michael Duhs	04/02/10
Anthony Dale French	04/03/10
Terry Jean Lovvorn	04/03/10
Branden Edward Shumate	04/03/10
Jared Shoji Ikeda	04/03/10
Mei Pang	04/07/10
Yvonne Shen Rubes	04/07/10
MaryAnne Stanton	04/07/10
Toan Do Doran	04/08/10
Audrey J. Hutton	04/08/10
Christine E. Ellis	04/08/10
Margaret A. Reynolds	04/09/10
Elsie Buen Lazo	04/10/10
Lance Jeffrey Croix	04/14/10
Marie Ulla Case	04/14/10
Joyce A. Miller	04/14/10
Christian Manueal Labbee	04/14/10
Daniel Yoshio Kamada	04/14/10
Walt A. Berhalter	04/15/10

Real Estate Broker (upgrade)

	<u>Effective Date</u>
Sita Soesman	03/14/08
Colleen P. Branin	03/14/08
Jocelyn Lett	03/19/08
Melissa Bantilan	03/24/08
Jeffrey J. Jonas	03/25/08
Blanche Acierto Jones	03/25/08
Patti Nakagawa	03/25/08
Sara Nott	03/25/08
Charlene M. Ikeda	03/27/08
Akira Wada	03/27/08
Lorren Van Fossen	03/27/05

Real Estate Broker (upgrade)

Tammy Soares
Sandie Reardon
Michael F. Marlowe
Hall W. Ho
Judy E. Kumano
Reiko I. Gamble
Gary W. McCarty
John L. Tyrrell

Effective Date

03/31/08
04/02/08
04/07/08
04/07/08
04/08/08
04/09/08
04/09/08
04/11/08

Condominium Hotel Operator

Tropical Dreams LLC

Effective Date

03/19/08