

**AUCTIONEER BOARD
TELECONFERENCE/LIVE MEETING MINUTES
APRIL 26, 2011**

PRESENT: Kathryn A. Daley, (via telephone), Patrick J. McNamara, Timothy J. Sweeney,
James C. Wenzler

EXCUSED: Ronald J. Polacek

STAFF: Michele Miller Hayes, Legal Counsel; Karen Rude-Evans, Bureau Assistant;
other DRL staff

GUESTS: none

CALL TO ORDER

Timothy Sweeney, Chair, called the meeting to order at 9:19 a.m. A quorum of four (4) members was confirmed.

ADOPTION OF AGENDA

MOTION: Kathryn Daley moved, seconded by James Wenzler, to approve the agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES OF JANUARY 26, 2011

MOTION: James Wenzler moved, seconded by Patrick McNamara, to approve the minutes of January 26, 2011 as written. Motion carried unanimously.

ADMINISTRATIVE REPORT

Kelli Kaalele introduced herself and reviewed the following policy changes:

- All out of state travel is frozen until 2012.
- Meeting minutes will be “action only” items.

DISCUSSION OF SPECIFIC PROVIDERS AS PRE-APPROVED CE PROVIDERS

This matter was briefly discussed. No additional CE providers were approved at this time.

DISCUSSION OF ONLINE AUCTIONS

DOE Attorney Sarah Norberg addressed the Board regarding online auctions and unlicensed practice.

MOTION: James Wenzler moved, seconded by Kathryn Daley, that for new complaints received for the auctioneer screening panel, if the respondent is or has been licensed previously an investigation will be opened. If a new complaint regarding unlicensed practice is received by the department and the respondent does not have a license or hasn't been licensed, the department will issue a 10-day letter. Motion carried unanimously.

EDUCATION AND EXAMINATION ISSUES

There were no items to discuss

PRESENTATION OF PROPOSED STIPULATIONS

There were no stipulations to present.

PRACTICE ISSUES

There were no practice issues to discuss.

LEGISLATION AND ADMINISTRATIVE RULES

The Board reviewed the proposed rule relating to USPAP course for individuals licensed as auctioneers and real estate appraisers.

MOTION: James Wenzler moved, seconded by Kathryn Daley, to approve the rule relating to USPAP course for individuals who are licensed as auctioneers and real estate appraisers as written. Motion carried unanimously.

INFORMATIONAL ITEMS

James Wenzler asked about minutes being posted to the DRL website. Minutes are posted after they have been approved by the Board.

PUBLIC COMMENTS

DOE Auditor Joe Vosen commented on trust accounts and online auctions.

CONVENE TO CLOSED SESSION

MOTION: James Wenzler moved, seconded by Timothy Sweeney, to convene the meeting to Closed Session pursuant to Sections 19.85 (1)(a), (b), and (f), Wis. Stats., to deliberate on cases following hearing (s. 19.85(1)(a), Stats.; consider closing disciplinary investigation with administrative warning (s. 19.85(1)(b), Stats. and 440.205, Stats., to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.; and, to confer with legal counsel (s. 19.85(1)(g), Stats.) Roll call vote: Kathryn Daley-yes, Patrick J. McNamara-yes; Timothy D. Sweeney-yes; James Wenzler-yes. Motion carried unanimously.

Open session recessed at 9:56 a.m.

RECONVENE IN OPEN SESSION

MOTION: Kathryn Daley moved, seconded by Patrick McNamara, to reconvene to Open Session. Motion carried unanimously.

Open session reconvened at 10:00 a.m.

**VOTING ON ITEMS CONSIDERED/DELIBERATED IN CLOSED SESSION IF
VOTING IS APPROPRIATE**

CASE CLOSING

09 AUC 021

MOTION: James Wenzler moved, seconded Kathryn Daley, to close case **09 AUC 021** for no violation. Motion carried unanimously.

ADJOURNMENT

MOTION: Patrick McNamara moved, seconded by Kathryn Daley, to adjourn the meeting at 10:02 a.m. Motion carried unanimously.

THE NEXT MEETING IS SCHEDULED FOR JULY 19, 2011