

**REAL ESTATE EXAMINING BOARD
MEETING MINUTES
APRIL 21, 2016**

PRESENT: Stephen Beers, Marie Hetzer, Kitty Jedwabny, Michael Mulleady (*via GoToMeeting*), Randal Savaglio (*via GoToMeeting, joined the meeting at 10:15 a.m.*), Dennis Pierce

EXCUSED: Brian McGrath

STAFF: Brittany Lewin - Executive Director; Nilajah Hardin - Bureau Assistant; Sharon Henes - Administrative Rules Coordinator; and Other Department Staff

CALL TO ORDER

Stephen Beers, Chair, called the meeting to order at 10:05 a.m. A quorum of five (5) members was confirmed.

ADOPTION OF AGENDA

Amendments to the Agenda:

- *Under Item C. Administrative Matters: Add “2. 2015 Real Estate Examining Board Annual Report”*
- *Under Item K. Presentation and Deliberation on Credentialing Matters: Add “3. Trenice Jackson – Predetermination Conviction Review”*

MOTION: Dennis Pierce moved, seconded by Marie Hetzer, to adopt the agenda as amended. Motion carried unanimously.

APPROVAL OF THE MINUTES OF FEBRUARY 18, 2016

MOTION: Dennis Pierce moved, seconded by Michael Mulleady, to approve the minutes of February 18, 2016 as published. Motion carried unanimously.

REAL ESTATE CONTRACTUAL FORMS ADVISORY COUNCIL UPDATE

Randal Savaglio joined the meeting at 10:15 a.m.

WB-1 Residential Listing Contract

MOTION: Michael Mulleady moved, seconded by Marie Hetzer, to adopt the recommended changes to form WB-1 with a mandatory use date of July 1, 2016 and delegate final approval to Stephen Beers. Motion carried unanimously.

WB-42 Amendment to Listing Contract

MOTION: Marie Hetzer moved, seconded by Kitty Jedwabny, to adopt the recommended changes to form WB-42 with a mandatory use date of July 1, 2016 and delegate final approval to Stephen Beers. Motion carried unanimously.

CLOSED SESSION

MOTION: Marie Hetzer moved seconded by Dennis Pierce, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85 (1)(b), 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.). Stephen Beers read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Stephen Beers-yes; Marie Hetzer-yes; Kitty Jedwabny-yes; Michael Mulleady-yes; Dennis Pierce-yes; Randal Savaglio-yes. Motion carried unanimously.

The meeting convened into closed session at 10:27 a.m.

RECONVENE TO OPEN SESSION

MOTION: Marie Hetzer moved, seconded by Kitty Jedwabny, to reconvene into open session. Motion carried unanimously.

The meeting reconvened into open session at 10:45 a.m.

VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION, IF VOTING IS APPROPRIATE

MOTION: Marie Hetzer moved, seconded by Randal Savaglio, to affirm all votes made in Closed Session. Motion carried unanimously.

DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS**Administrative Warnings**

MOTION: Marie Hetzer moved, seconded by Randal Savaglio, to issue an Administrative Warning in the following matters:

1. 14 REB 081 – F.M.P.
2. 14 REB 152 – Z.R.N.
3. 15 REB 017 – P.R.M.

Motion carried unanimously.

Proposed Stipulations, Final Decisions And Orders

MOTION: Kitty Jedwabny moved, seconded by Marie Hetzer, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against:

1. 15 REB 025 – Mark A. Johnson
2. 15 REB 076 – Michelle C. Carlson

Motion carried unanimously.

Case Closings

MOTION: Dennis Pierce moved, seconded by Kitty Jedwabny, to close the following cases for the reasons outlined below:

1. 14 REB 077 (J.M.U.) – Insufficient Evidence
2. 14 REB 081 (L.J.S., L.L.S., R.O.K, LLC., and M.A.F.) – No Violation
3. 14 REB 099 (D.W.) - No Violation
4. 14 REB 152 (S.D.D. and T.D.C.I.) - Insufficient Evidence
5. 15 REB 036 (T.A.S. and N.C.R.E.S., LLC.) – Prosecutorial Discretion (P1)
6. 15 REB 076 (T.E.G., LLC. and R.C.E.) - No Violation
7. 15 REB 095 (M.P.) - Prosecutorial Discretion (P7)
8. 15 REB 096 (J.E.A.N.) – Lack of Jurisdiction (L2)
9. 15 REB 109 (R.R.) - Prosecutorial Discretion (P2)

Motion carried unanimously.

CREDENTIALING MATTERS**Jennifer Bisterfeldt – Predermination for Conviction Review**

MOTION: Randal Savaglio moved, seconded by Michael Mulleady, the Board has reviewed the information submitted by Jennifer Bisterfeldt and has determined that her criminal convictions would not disqualify her from obtaining a Real Estate Salesperson license. Motion carried unanimously.

Anthony Giangreco – Conviction and Prior License Discipline Review

MOTION: Randal Savaglio moved, seconded by Michael Mulleady, to approve the Real Estate Salesperson application of Anthony Giangreco, once all requirements are met. Motion carried unanimously.

Trenice Jackson - Predermination for Conviction Review

MOTION: Marie Hetzer moved, seconded by Randal Savaglio, the Board has reviewed the information submitted by Trenice Jackson and has determined that her criminal convictions would not disqualify her from obtaining a Real Estate Salesperson license. Motion carried unanimously.

MOTION: Kitty Jedwabny moved, seconded by Marie Hetzer, to delegate authority to the Credentialing Liaison to review and make the final decision regarding predetermination conviction review requests. Motion carried unanimously.

ADJOURNMENT

MOTION: Randal Savaglio moved, seconded by Dennis Pierce, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:46 a.m.