



**TELECONFERENCE/VIRTUAL
AUCTIONEER BOARD**
Room N206, 4822 Madison Yards Way, 2nd Floor, Madison
Contact: Christian Albouras (608) 266-2112
October 8, 2019

The following agenda describes the issues that the Board plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a description of the actions of the Board.

AGENDA

9:30 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

A. Adoption of Agenda (1-3)

B. Approval of Minutes of August 1, 2019 (4-5)

C. Administrative Matters – Discussion and Consideration

- 1) Department, Staff, and Board Updates
- 2) Board Members – Term Expiration Dates

D. Legislative and Administrative Rules Matters – Discussion and Consideration

- 1) Legislation and Pending or Possible Rulemaking Projects

E. Discussion and Consideration of Items Added After Preparation of Agenda

- 1) Introductions, Announcements and Recognition
- 2) Nominations, Elections, and Appointments
- 3) Administrative Matters
- 4) Election of Officers
- 5) Appointment of Liaisons and Alternates
- 6) Delegation of Authorities
- 7) Education and Examination Matters
- 8) Credentialing Matters
- 9) Practice Matters
- 10) Legislative and Administrative Rule Matters
- 11) Liaison Reports
- 12) Board Liaison Training and Appointment of Mentors
- 13) Division of Legal Services and Compliance (DLSC) Matters
- 14) Presentations of Petitions for Summary Suspension
- 15) Petitions for Designation of Hearing Examiner
- 16) Presentation of Stipulations, Final Decisions and Orders
- 17) Presentation of Proposed Final Decisions and Orders
- 18) Presentation of Interim Orders

- 19) Petitions for Re-Hearing
- 20) Petitions for Assessments
- 21) Petitions to Vacate Orders
- 22) Requests for Disciplinary Proceeding Presentations
- 23) Motions
- 24) Petitions
- 25) Appearances from Requests Received or Renewed
- 26) Speaking Engagements, Travel, or Public Relation Requests, and Reports

F. Public Comments

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.).

G. Deliberation on Division of Legal Services and Compliance Matters

- 1) **Case Closings**
 - a. 17 AUC 014 – M.J.B. & B.&S, L.T.D. **(6-10)**
- 2) **Proposed Stipulations, Final Decisions, and Orders**
 - a. 17 AUC 014 – Patrick J. Barrett **(11-16)**
 - b. 18 AUC 001 – Mark W. Bingham and All American Sales and Auctions, L.L.C. **(17-23)**
 - c. 18 AUC 005 – Wayne Yoder, Jr. **(24-29)**

H. Deliberation of Items Added After Preparation of the Agenda

- 1) Education and Examination Matters
- 2) Credentialing Matters
- 3) Monitoring Matters
- 4) Professional Assistance Procedure (PAP) Matters
- 5) Petitions for Summary Suspensions
- 6) Petitions for Designation of Hearing Examiner
- 7) Proposed Stipulations, Final Decisions and Orders
- 8) Proposed Interim Orders
- 9) Administrative Warnings
- 10) Review of Administrative Warnings
- 11) Proposed Final Decisions and Orders
- 12) Matters Relating to Costs/Orders Fixing Costs
- 13) Case Closings
- 14) Board Liaison Training
- 15) Petitions for Assessments and Evaluations
- 16) Petitions to Vacate Orders
- 17) Remedial Education Cases
- 18) Motions
- 19) Petitions for Re-Hearing
- 20) Appearances from Requests Received or Renewed

I. Consulting with Legal Counsel

RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

J. Vote on Items Considered or Deliberated Upon in Closed Session, if Voting is Appropriate

ADJOURNMENT

NEXT MEETING: JANUARY 14, 2020 (TENTATIVE)

MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC, AND MAY BE CANCELLED WITHOUT NOTICE.

Times listed for meeting items are approximate and depend on the length of discussion and voting. All meetings are held at 4822 Madison Yards Way, Madison, Wisconsin, unless otherwise noted. In order to confirm a meeting or to request a complete copy of the board's agenda, please call the listed contact person. The board may also consider materials or items filed after the transmission of this notice. Times listed for the commencement of disciplinary hearings may be changed by the examiner for the convenience of the parties. Interpreters for the hearing impaired provided upon request by contacting the Affirmative Action Officer, 608-266-2112.

**TELECONFERENCE/VIRTUAL
AUCTIONEER BOARD
MEETING MINUTES
AUGUST 1, 2019**

PRESENT: Stanley Jones, Ronald Polacek, Randy Stockwell, Jerry Thiel

EXCUSED: Heather Berlinski, Bryce Hansen

STAFF: Christian Albouras, Executive Director; Michael Berndt, Board Legal Counsel; Kimberly Wood, Program Assistant Supervisor-Advanced; and other DSPS Staff

CALL TO ORDER

Jerry Thiel, Chairperson, called the meeting to order at 9:33 a.m. A quorum of four (4) members was confirmed.

ADOPTION OF AGENDA

MOTION: Randy Stockwell moved, seconded by Ronald Polacek, to adopt the Agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES OF JULY 9, 2019

MOTION: Stanley Jones moved, seconded by Randy Stockwell, to approve the Minutes of July 9, 2019 as published. Motion carried unanimously.

CLOSED SESSION

MOTION: Ronald Polacek moved, seconded by Randy Stockwell, to convene to Closed Session to deliberate on cases following hearing (§ 19.85 (1) (a), Stats.); to consider licensure or certification of individuals (§ 19.85 (1) (b), Stats.); to consider closing disciplinary investigations with administrative warnings (§§ 19.85 (1) (b), Stats. and 440.205, Stats.); to consider individual histories or disciplinary data (§ 19.85 (1) (f), Stats.); and to confer with legal counsel (§ 19.85 (1) (g), Stats.). Jerry Thiel, Chairperson read the language of the motion aloud for the record. The vote of each member was ascertained by voice vote. Roll Call Vote: Stanley Jones-yes; Ronald Polacek-yes; Randy Stockwell-yes; and Jerry Thiel-yes. Motion carried unanimously.

The Board convened into Closed Session at 9:39 a.m.

DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS

Recusal of Board from 17 AUC 009

MOTION: Randy Stockwell moved, seconded by Ronald Polacek, to delegate Al Rohmeyer, DSPS Chief Legal Counsel, the authority to preside over and the final decision-making authority to resolve DLSC Case Number 17 AUC 009. Roll Call Vote: Stanley Jones-yes; Ronald Polacek-yes; Randy Stockwell-yes; and Jerry Thiel-yes. Motion carried unanimously.

RECONVENE TO OPEN SESSION

MOTION: Stanley Jones moved, seconded by Ronald Polacek, to reconvene into Open Session. Motion carried unanimously.

The Board reconvened into Open Session at 10:03 a.m.

VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

MOTION: Randy Stockwell moved, seconded by Ronald Polacek, to affirm all motions made and votes taken in Closed Session. Motion carried unanimously.

(Be advised that any recusals or abstentions reflected in the Closed Session motions stand for the purposes of the affirmation vote.)

ADJOURNMENT

MOTION: Randy Stockwell moved, seconded by Stanley Jones, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:05 a.m.