

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, July 24, 2015

Time: 9:00 a.m.

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

Present: Nikki Senter, Chair, Public/Honolulu Commissioner
Scott Arakaki, Chair, Broker, Honolulu Commissioner
Rowena Cobb, Broker/Kauai Commissioner
Aleta Klein, Broker/Honolulu Commissioner
Aileen Wada, Broker/Honolulu Commissioner
Bruce Faulkner, Broker/Maui Commissioner
Laurie Lee, Broker/Honolulu Commissioner
Michael Pang, Broker/Honolulu Commissioner

Neil Fujitani, Supervising Executive Officer
Miles Ino, Executive Officer
Diane Choy Fujimura, Senior Real Estate Specialist
Cynthia Yee, Senior Condominium Specialist
Dathan Choy, Condominium Specialist
David Grupen, Real Estate Specialist
Amy Endo, Real Estate Specialist
James Paige, Deputy Attorney General
Marilyn Antolin, Recording Secretary

Other: Lei Fukumura, Special Deputy Attorney General
Jamie Leight Liboy

Absent: Scott Sherley, Vice Chair, Broker, Hawaii Island Commissioner

Call to Order: Chair Senter called the meeting to order at 9:01 a.m., at which time quorum was established.

Chair's Report: The 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.

Vice Chair Sherley was excused from the meeting. Prior notification of his non-attendance was received.

Executive Officer's Report: The Executive Officer (EO) informed the Commissioners that the original applications, with any original associated documents considered at the meeting, were available for review.

EO announced that the Commission shall afford all interested persons an opportunity to submit data, views, or arguments, in writing, on any agenda item and shall provide all interested parties an opportunity to present oral testimony on any agenda item subject to the conditions set forth in Section 16-99-83, HAR. The Commission may remove any person or persons who willfully disrupts a meeting to prevent and compromise the conduct of the meeting in accordance with Section 92-3, HRS.

Minutes of the Previous Meeting

Upon a motion by Commissioner Arakaki, seconded by Commissioner Cobb, it was voted on and unanimously carried to accept the minutes of the June 26, 2015 meeting as circulated.

Commissioner Klein and Wada abstained from discussion and voting on this matter as they were not present at the meeting of June 26, 2015.

Licensing Ratification: Upon a motion by Commissioner Pang, seconded by Commissioner Faulkner, it was voted on and unanimously carried to ratify the attached list.

Chair Senter proposed to take the agenda out of order to accommodate the applicant present. There were no objections.

Licensing Applications: EO 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.

Jamie L. Liboy

Ms. Liboy was present and was asked if she wished to have her application for real estate salesperson license considered in executive session. She declined the offer.

Ms. Liboy provided the Commissioners with additional distribution, including correspondence dated July 24, 2015, various court dockets, and written

guest commendations from her current employer. Ms. Liboy thanked the Commissioners for the opportunity to be present at its meeting to answer questions. Commissioner Faulkner inquired about Ms. Liboy's current work status.

Upon a motion by Commissioner Faulkner, seconded by Commissioner Wada, 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 9:11 a.m., to discuss and deliberate on the following adjudicatory matters, pursuant to Chapter 91, HRS.

In the Matter of the Real Estate License of Lisa C. Magno, a Real Estate Salesperson: REC 2013-228-L:

Upon a motion by Commissioner Faulkner, seconded by Commissioner Lee, it was voted on and unanimously carried to accept the settlement agreement.

In the Matter of the Real Estate Broker License of Jerald Y. Nakasone: REC 2014-291:

Upon a motion by Commissioner Faulkner, seconded by Commissioner Pang, it was voted on and unanimously carried to accept the settlement agreement.

Commissioner Arakaki abstained from discussion and voting on this matter.

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 9:15 a.m.

Commissioner Arakaki returned to the scheduled meeting.

Licensing
Applications:

Lorraine G. Wilkinson

Ms. Wilkinson's application was first reviewed at the June 26, 2015 real estate commission meeting. The Commission deferred decision making on her application and requested her appearance at this commission meeting to answer the Commissioners' questions regarding her application. Ms.

Wilkinson requested attendance via teleconference and a call to her was initiated. Ms. Wilkinson was asked by Chair Senter if she wished to have her application for real estate salesperson license considered in executive session. She accepted the offer.

Executive Session: Upon a motion by Commissioner Faulkner, seconded by Commissioner Wada, 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 pursuant to 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 Lee, seconded by Commissioner Cobb, it was voted on and unanimously carried to move out of executive session.

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

Executive Session: Upon a motion by Commissioner Arakaki, seconded by Commissioner Cobb, 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 pursuant to 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 Faulkner, seconded by Commissioner Wada, it was voted on and unanimously carried to move out of executive session.

Jamie L. Liboy

After review of the information presented by the applicant, Commissioner Faulkner moved to approve the real estate salesperson license of Jamie L. Liboy. Commissioner Pang seconded the motion. The motion was voted on and unanimously carried.

Lorraine G. Wilkinson

After review of the information presented by the applicant and personal statements made via telephone, Commissioner Cobb moved to deny the real estate salesperson license of Lorraine G. Wilkinson based on the following grounds of the Hawaii Revised Statutes ("HRS"), which find factual support in the records and files of Ms. Wilkinson's application:

HRS § 467-8 **Prerequisites for license, registration, or certificate.** (a) No license, registration, or certificate under this chapter shall be issued to:

Any person who does not possess a reputation for or record of competency, honesty, truthfulness, financial integrity, and fair dealing;”

HRS § 436B-19 **Grounds for refusal to renew, reinstate or restore and for revocation, suspension, denial, or condition of licenses.**

In addition to any other acts or conditions provided by law, the licensing authority may refuse to renew, reinstate or restore or may deny, revoke, suspend, or condition in any manner, any license for any one or more of the following acts or conditions on the part of the licensee or the applicant thereof:

HRS § 436B-19(1) Failure to meet or maintain the conditions and requirements necessary to qualify for the granting of a license; and

HRS § 436B-19(8) Failure to maintain a record or history of competency, trustworthiness, fair dealing, and financial integrity.

Commissioner Pang seconded the motion. The motion was voted on and unanimously carried.

Next Meeting: Friday, August 28, 2015
9:00 a.m.
Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii

Adjournment: With no further business to discuss, Chair Senter adjourned the meeting at 9:54 a.m.

Reviewed and approved by:

Miles I. Ino
Executive Officer

August 6, 2015

Date

-] Approved as circulated.
-] Approved with corrections; see minutes of _____ meeting.

APPROVED APPLICATIONS FOR REAL ESTATE
REAL ESTATE COMMISSION MEETING ON JULY 24, 2015

<u>Brokers – Limited Liability Companies and Partnerships</u>	<u>Effective Date</u>
Midway Realty, LLC	06/01/2015
Ghislaine O. Beaudoin	
Coastal Rim Properties, Inc dba Island Pacific Realty	06/12/2015
Campanile, Sante, PB	
Hawaii Sands Realty, LLC	06/15/2015
David L. Moyer, PB	
Lounsbury Real Estate, LLC	06/25/2015
Valerie F. Lounsbury, PB	
Land Pac Properties, Inc	06/30/2015
Bert Okuhara, PB	
Elite Pacific Properties, LLC	06/30/2015
Stephen Cipres, PB	
ADA Property Management, LLC	07/01/2015
Duke Kimhan, PB	

<u>Brokers – Sole Proprietor</u>	<u>Effective Date</u>
Nancy J. Katayama	06/01/2015
Yvonne Aileen	06/15/2015
Charles S. Portwood III	05/26/2015
dba Honolulu Paradise Realty	
Gary R. Post	05/26/2015
dba Kona Kai Realty	
Tito Catillo	06/12/2015
Terrie A. Lazarus	06/15/2015
Debra H. Sclafani	06/15/2015
Yvonne Aileen	06/15/2015
Mark Guagliardo dba Hawaii Flat Fee Real Estate	06/24/2015
Margaret M. Moore dba Honolulu Executive Realty	06/24/2015

<u>Educational Equivalency Certificate</u>	<u>Expiration Date</u>
Nicholas Tyler Adler	06/16/2017
John Patrick Marius	06/16/2017
Brandon J Fredrick	06/16/2017
Charles Cossitt Morris	06/16/2017
Gregory John Poulus	06/16/2017
Esta Mae Murton	06/16/2017
Dana Y. Sparks	06/16/2017
Lorena Stefania Borrayo	06/16/2017
Karen E. Sunahara-Teruya	06/16/2017
Mark Warren Frees	06/16/2017
Gabrilyn Dot-Chieko Lee	06/16/2017
Sishi Yang	06/16/2017
Justin Nathaniel Hetsler	06/16/2017
Keith Ernest Marlow	06/16/2017
Daniel Edward Edmondson	06/22/2017
Norma Leticia Napoles	06/22/2017
Celine Florella Jacoby	06/23/2017
Lake Steven Jasper	06/24/2017

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Brett David Gobar	06/24/2017
Aaron M. Zackoski	06/24/2017
David Anthony Chandler	06/24/2017
Michael Vincent Radovan	06/24/2017
Teri Linn Anderson	06/24/2017
Rickey Joe Lohr	06/24/2017
Benjamin Ray Fieman	06/25/2017
Issac Yukinori Lani	06/25/2017
Darien Alexander Moriguchi	06/25/2017
Atsushi Kasai	06/25/2017
Tyrel Wayne Jackson	06/26/2017
Melanie Diane Castan	06/29/2017
Holly Mi Kim-Yoo	07/06/2017
Stephan Ivan Robinson	07/06/2017
Lynnell Marie Woodward	07/06/2017
Lisa Takata	07/06/2017
Myron Katsapas	07/06/2017
Hiroe Matsuo	07/06/2017
Chrystal H. Ahn	07/07/2017
Michael Thomas Morioka German	07/09/2017
Jennifer Braman Lyons	07/09/2017
Robert Harley Peterson	07/09/2017
Vicky Lynn Roberts	07/09/2017
Yang-Hsin Chen Merris	07/09/2017
John Robert Field	07/09/2017
James E. Ranalli	07/09/2017
Michael Brady Beyers	07/09/2017
Mickey Aghabekian	07/09/2017
Darcy Lynn Rajvong	07/10/2017

<u>Equivalency to Uniform Section of Examination Certificate</u>	<u>Expiration Date</u>
Nicholas Tyler Adler	06/16/2017
John Patrick Marius	06/16/2017
Gregory John Poulus	06/16/2017
Esta Mae Murton	06/16/2017
Mark Warren Frees	06/16/2017
Justin Nathaniel Hetsler	06/16/2017
Keith Ernest Marlow	06/16/2017
Daniel Edward Edmondson	06/22/2017
Norma Leticia Napoles	06/22/2017
Celine Florella Jacoby	06/23/2017
Lake Steven Jasper	06/24/2017
Brett David Gobar	06/24/2017
David Anthony Chandler	06/24/2017
Michael Vincent Radovan	06/24/2017
Teri Linn Anderson	06/24/2017
Rickey Joe Lohr	06/24/2017

Atsushi Kasai	06/25/2017
Tyrel Wayne Jackson	06/26/2017
Melanie Diane Castan	06/29/2017
Stephan Ivan Robinson	07/06/2017
Lynnell Marie Woodward	07/06/2017
Myron Katsapas	07/06/2017
Hiroe Matsuo	07/06/2017
Patrick T. Pham	07/07/2017
Chrystal H. Ahn	07/07/2017
Robert Harley Peterson	07/09/2017
Vicky Lynn Roberts	07/09/2017
Mickey Aghabekian	07/09/2017
Darcy Lynn Rajvong	07/10/2017

Real Estate Broker Experience Certificate

Expiration Date

John Patrick Marius	06/16/2017
Esta Mae Murton	06/16/2017
Mark Warren Frees	06/16/2017
Curtis J. Jackson	06/17/2017
Russ Francis Trinidad	06/17/2017
Justin Nathaniel Hetsler	06/16/2017
Keith Ernest Marlow	06/16/2017
Brett David Gobar	06/24/2017
Maria Abella	06/24/2017
Rickey Joe Lohr	06/24/2017
Tyrel Wayne Jackson	06/26/2017
Melanie Diane Castan	06/29/2017
Ronald R. Barron	07/06/2017
Holly Mi Kim-Yoo	07/06/2017
Stephan Ivan Robinson	07/06/2017
Robert Harley Peterson	07/09/2017
Vicky Lynn Roberts	07/09/2017
Tara Marie Garcia	07/09/2017
Owen Patrick Langer	07/09/2017

Real Estate Broker

Effective Date

Brooke Ann Sipe	05/26/2015
Erin Clapper	05/26/2015
Steven M. Yamamoto Jr.	05/26/2015
Nancy Jean Katayama	06/01/2015
Constantino B. Siador	06/04/2015
Darren Stacy Holbrook	06/05/2015
James Everett Haley Jr.	06/08/2015
Donald F. Griffin Jr.	06/10/2015
Campanile, Sante	06/12/2015
Debra Hicks Sclafani	06/15/2015
Yvonne Aileen	06/15/2015

Vincent Robert Rigoni	06/15/2015
Kymberley Ann McKenna	06/15/2015
Margaret M. Moore	06/24/2015
Kelly M. Byrne	06/26/2015
Patrick T. Pham	07/07/2015
Linda Lee Blomquist	07/09/2015
<u>Restoration – Corporation</u>	<u>Effective Date</u>
Hawaii Sales and Marketing, LLC	05/11/2015
Tomoko Realty Inc.	05/19/2015
<u>Restoration – Real Estate Salesperson</u>	<u>Effective Date</u>
Walter J. Whitten	05/28/2015
Sandra Marie Woodard	06/15/2015
John Bell S. Ramos	06/25/2015
Kelly N. Akao	06/29/2015