

**REAL ESTATE COMMISSION**  
Professional and Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii  
[www.hawaii.gov/hirec](http://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, August 28, 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 Sherley, Vice Chair, Broker, Hawaii Island Commissioner  
Scott Arakaki, Chair, Broker, Honolulu 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  
Shari Wong, Deputy Attorney General  
Marilyn Antolin, Recording Secretary

Other: Lei Fukumura, Special Deputy Attorney General  
Martin Berger  
Robert Neuman

Absent: Rowena Cobb, Broker/Kauai Commissioner

Call to Order: Chair Senter called the meeting to order at 9:02 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.

Commissioner Cobb was excused from the meeting. Prior notification of her non-attendance was received.

Executive Officer's Report: No report was presented.

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 Meetings**

Upon a motion by Commissioner Arakaki, seconded by Commissioner Sherley, it was voted on and unanimously carried to accept the minutes of the July 24, 2015 meeting as circulated.

Upon a motion by Commissioner Arakaki, seconded by Commissioner Sherley, it was voted on and unanimously carried to amend the minutes of the June 26, 2015 Real Estate Commission Meeting, Page 12, to read as follows:

In the Matter of the Real Estate License of Jeremy T. Stice, a.k.a. Jeremy Stice, a Real Estate Broker: REC 2013-253-L.

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

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

Chair Senter noted that a couple of the applicants were present and proposed to take the agenda out of order. 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.

**Martin A. Berger**

Applicant was present and was asked if he wished to have his application for real estate salesperson license considered in executive session. He declined the offer.

Mr. Berger was present to answer any questions and provide further clarification if needed. Commissioner Sherley asked why Mr. Berger did not follow-through with the most likely to approve preliminary decision for real estate salesperson application received in 2012. Mr. Berger responded that he was busy practicing law at that time. Chair Senter asked Mr. Berger what the current status is regarding the Judgment. Mr. Berger responded that he continues to work with Hibu's attorney and is making voluntary payments of \$400 per month towards the Judgment. Mr. Berger stated that the company was presently reorganizing and so as a result, has not responded to his request for a payment plan.

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

**Robert Neuman**

Applicant was present and was asked if he wished to have his application for real estate salesperson license considered in executive session. He declined the offer.

Chair Senter asked Mr. Neuman if he had anything to add to the application packet received by the Commission. Mr. Neuman wanted to be available to explain verbally why he had answered "Yes" to the question and also to answer any other questions.

Commissioner Faulkner asked who Mr. Neuman was working for and Mr. Neuman responded that he was working for Real Estate Consultants of Kona, but wants to be the broker under his own sole proprietorship real estate license.

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

Upon a motion by Commissioner Arakaki, seconded by Commissioner Sherley, it was voted on and unanimously carried to take the application of Kevin B. Morrow, Hawaii Realty Professionals LLC, and Lailan Bento 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 Jo-Ann M. Aki, a Real Estate Salesperson: REC 2014-187-L**

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

**In the Matter of the Petition of David Dantes, M.D. for Declaratory Relief, pursuant to Chapter 201-50, Hawaii Administrative Rules**

Commissioner Pang moved to deny the petition for declaratory relief based on §16-201-50(1)(A)(E), and (F), Hawaii Administrative Rules.

“§16-201-50 Disposition of Petition. The authority, as expeditiously as possible after the filing of a petition for declaratory relief, shall:

- (1) Deny the petition where:
  - (A) The petition fails to conform substantially with section 16-201-48/ or is not supported by a memorandum of law in support of the petition;
  - (E) There is a genuine controversy of material fact, the resolution of which is necessary before any order or declaratory relief may issue; or
  - (F) There is any other reason justifying denial of the petition.”

Commissioner Klein seconded the motion. The motion was voted on and passed unanimously.

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 9:35 a.m.

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

Licensing  
Applications:

**Martin A. Berger**

After review of the information presented by the applicant, Commissioner Wada moved to deny the real estate salesperson's license of Martin A. Berger, unless, within sixty (60) calendar days, a written proof of payment, written proof of discharge, or a written proof of approval of a payment plan relating to your outstanding judgement is submitted.

The denial of the application is based on the following:

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

(3) Any person who does not possess a reputation for or record of competency, honesty, truthfulness, financial integrity, and fair dealing;. . .;"  
and

"§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:

(1) Failure to meet or maintain the conditions and requirements necessary to qualify for the granting of a license;. . .

(8) Failure to maintain a record or history of competency, trustworthiness, fair dealing, and financial integrity;

(12) Failure to comply, observe, or adhere to any law in a manner such that the licensing authority deems the application or holder to be an unfit or improper person to hold a license;. . ."

Commissioner Klein seconded the motion. The motion was voted on and Commissioners Senter, Lee, Faulkner, Sherley, and Arakaki voted aye. Commissioner Pang voted nay. The motion carried.

**Kevin B. Morrow**

After review of the information presented by the applicant, Commissioner Klein moved to deny the real estate salesperson license of Kevin B. Morrow based on the following:

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

(3) Any person who does not possess a reputation for or record of competency, honesty, truthfulness, financial integrity, and fair dealing;..." and

"§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:

(8) Failure to maintain a record or history of competency, trustworthiness, fair dealing, and financial integrity;...

(10) Violating any condition or limitation upon which a conditional and/or temporary license was issued;...

(11) Engaging in business under a past or present license issued pursuant to the licensing laws, in a manner causing injury to one or more members of the public;...

(12) Failure to comply, observe, or adhere to any law in a manner such that the licensing authority deems the applicant or holder to be an unfit or improper person to hold a license;...

(13) Revocation, suspension or other disciplinary action by another state....against a licensee or applicant for any reason provided by the licensing laws or this section;...

(14) Criminal conviction, whether by nolo contendere or otherwise, of a penal crime directly related to the qualifications, functions, or duties of the license profession or vocation;...

Commissioner Lee seconded the motion. The motion was voted on and passed unanimously.

**Robert Neuman**

After review of the information presented by the applicant, Commissioner Pang moved to approve the real estate broker and sole proprietor license of Robert Neuman. Commissioner Faulkner seconded the motion. The motion was voted on and unanimously carried.

**Hawaii Realty Professionals LLC**

After review of the information presented by the applicant, Commissioner Pang moved to approve the real estate limited liability company license of Hawaii Realty Professionals LLC. Commissioner Faulkner seconded the motion. The motion was voted on and unanimously carried.

**Lailan Bento**

After review of the information presented by the applicant, Commissioner Klein moved to remove the conditions on the real estate salesperson license of Lailan Bento. Commissioner Sherley seconded the motion. The motion was voted on and unanimously carried.

**Delegation to Staff**

Upon a motion by Commissioner Sherley, seconded by Commissioner Lee, it was voted on and unanimously carried to continue processing to a conditional approval for: preliminary decisions, applications for license and registrations, including salesperson, brokers (individuals and entities), CHO and CMA registrations in which the applicant answers "YES" to the question, "Are there any pending lawsuits, unpaid judgments, outstanding tax obligations or any other type of involuntary liens against you?" in which the applicant has an outstanding tax obligation with the IRS and/or State of Hawaii Department of Taxation and/or any other out-of-state tax agency with a payment plan already in place.

Upon a motion by Commissioner Sherley, seconded by Commissioner Lee, it was voted on and unanimously carried to process to approval, license and registrations in which the same individual returns to request the removal of said conditions once proof of payoff of the tax obligation(s) is provided.

Next Meeting:           Friday, September 25, 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  
                                  10:25 a.m.

Reviewed and approved by:

/s/ Miles I. Ino

---

Miles I. Ino  
Executive Officer

---

Date

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

**APPROVED APPLICATIONS FOR REAL ESTATE  
REAL ESTATE COMMISSION MEETING ON AUGUST 28, 2015**

<u>Brokers – Limited Liability Companies and Partnerships</u>	<u>Effective Date</u>
Rainbow International Realty, LLC Emma Miyaki, PB	06/25/2015
Pacific Ellis Properties, LLC Mike Ellis, PB	06/29/2015
808 Island Realty, LLC Michele Pichay, PB	08/06/2015

<u>Brokers – Corporations and Partnerships</u>	<u>Effective Date</u>
Professional Technology, Inc. Aimee A. Tonaki, PB	07/22/2015

<u>Brokers – Sole Proprietor</u>	<u>Effective Date</u>
Sidnie L. Zari	07/06/2015
Kris L. Martin	07/17/2015
Suyun Chen Huang	07/29/2015

<u>Educational Equivalency Certificate</u>	<u>Expiration Date</u>
Marcella Diane Skandis	07/14/2017
Myrna McAlpin	07/14/2017
Natt Portugal	07/14/2017
Francine Marie Bethune	07/14/2017
Raeanne Moanike'ala Cobb-Adams	07/15/2017
Nicole Ray-Lyn Johnson	07/17/2017
Aaron Allen Lewis	07/17/2017
Rachel Ross	07/17/2017
Kirsten Lynn Smith	07/17/2017
John-Paul Bolwahnn	07/17/2017
Tsancyi Lynch	07/17/2017
Aja Nashun Levette	07/20/2017
Brian Albert A. Holmes	07/20/2017
Peter John Struffenegger	07/20/2017
Jody Wood	07/20/2017
Kendrick Owen Carroll	07/20/2017
Kerri Tamakawa	07/23/2017
Gene-Carlos Moani Rivera	07/23/2017
Arick Jon M. Salvador	07/23/2017
Kenny Ray Kraft	07/23/2017
Emily Noel Williams	07/23/2017
Diane Elizabeth Patalano	07/23/2017
Teresa Ann Shell	07/23/2017
Aaron Sperling	07/23/2017
Anne Matsuko Takabuki	07/23/2017
Penny E. Tweedt	07/23/2017
Valerie Anderson Poag	07/23/2017
Micah Christensen	07/23/2017
Elenette V. Visenio	07/28/2017
Michael R. Croteau	07/29/2017
Kellie N. Agno	07/29/2017
Aileen UY Lee	07/29/2017
Jessica Noelani Lombardo	07/29/2017

Mark Antony Cabot Lee	07/29/2017
Hiroshi Wada	07/29/2017
Dori Jayne Hanson	07/29/2017
Peggy Helen Ho Yee	07/29/2017
Michael R. Croteau	07/29/2017
Milo Marciano Roque	07/31/2017
Robert Charles McDermott	08/03/2017
David W. Murai	08/04/2017
Patricia DeAnn Worley	08/04/2017
Mary Britten Sekowski	08/10/2017
Wagdi Michel Wahba	08/11/2017
Dennis Jacob Friedman	08/12/2017
Steven R. Wilson	08/12/2017
Robert Alan Garlinghouse	08/12/2017
Henrik Wilcox	08/13/2017
Linda S Haim	08/13/2017
Henry Suarez	08/13/2017
Stephanie Anne Dutcher	08/13/2017
Lauren Diane Barley	08/17/2017
Mallory Teruko Martin	08/17/2017
Michael Joseph Corella	08/18/2017
Genoa J. Ward	08/18/2017
Robert Harold Reichert Jr.	08/18/2017
Zinaidin Besic	08/18/2017
Robert A. Moon	08/18/2017

Equivalency to Uniform Section of Examination Certificate

Expiration Date

Marcella Diane Skandis	07/14/2017
Myrna McAlpin	07/14/2017
Francine Marie Bethune	07/14/2017
Nicole Ray-Lyn Johnson	07/17/2017
Aaron Allen Lewis	07/17/2017
Kirsten Lynn Smith	07/17/2017
Aja Nashun Levette	07/20/2017
Brian Albert A. Holmes	07/20/2017
Peter John Struffenegger	07/20/2017
Jody Wood	07/20/2017
Kendrick Owen Carroll	07/20/2017
Gene-Carlos Moani	07/23/2017
Kenny Ray Kraft	07/23/2017
Emily Noel Williams	07/23/2017
Diane Elizabeth Patalano	07/23/2017
Teresa Ann Shell	07/23/2017
Aaron Sperling	07/23/2017
Vasiliki Bessie Ladd	07/23/2017
Penny E. Tweedt	07/23/2017
Micah Christensen	07/23/2017

Elenette V. Visenio	07/28/2017
Kellie N. Agno	07/29/2017
Aileen UY Lee	07/29/2017
Mark Antony Cabot Lee	07/29/2017
Hiroshi Wada	07/29/2017
Dori Jayne Hanson	07/29/2017
Peggy Helen Ho Yee	07/29/2017
Milo Marciano Roque	07/31/2017
Patricia DeAnn Worley	08/04/2017
John-Paul Bolwahn	08/10/2017
Mary Britten Sekowski	08/10/2017
Wagdi Michel Wahba	08/11/2017
Robert Alan Garlinghouse	08/12/2017
Dennis Jacob Friedman	08/12/2017
Linda S Haim	08/13/2017
Henry Suarez	08/13/2017
Stephanie Anne Dutcher	08/13/2017
Lauren Diane Barley	08/17/2017
Robert Harold Reichert Jr.	08/18/2017
Robert A. Moon	08/18/2017

Real Estate Broker Experience Certificate

	<u>Expiration Date</u>
Francine Marie Bethune	07/14/2017
Jonathan David Kiger	07/15/2017
Aaron Allen Lewis	07/17/2017
Aurora Andres	07/17/2017
Brian Albert A.	07/20/2017
Kendrick Owen Carroll	07/20/2017
Pamela Marie Blas	07/23/2017
Emily Noel Williams	07/23/2017
Michael Lee Metcalf	07/23/2017
Aileen L. Fong	07/23/2017
Teresa Ann Shell	07/23/2017
Pamela Marie Blas Tom	07/23/2017
Sherry Jean Daniels	07/23/2017
Keven Kawehi Duarte Whalen	07/23/2017
Tiare Dutcher	07/24/2017
Micah Christensen	07/23/2017
Lorilynn Theresa Tabon Garcia	07/29/2017
Hiroshi Wada	07/29/2017
Peggy Helen Ho Yee	07/29/2017
Edgar Wu	07/29/2017
Milo Marciano Roque	07/31/2017
Yasuko Hata	08/03/2017
Matthew Andrew Brummel	08/03/2017
Rie Furukawa	08/04/2017
Mona Ayako Tempo Wengler	08/07/2017

Mary Britten Sekowski	08/10/2017
Wagdi Michel Wahba	08/11/2017
Lauren Diane Barley	08/17/2017
Cathy-Anne Soon Hae McKimmy	08/17/2017
Robert Harold Reichert Jr.	08/18/2017
Lori Kiku Kaizawa-Okimura	08/18/2017

<u>Trade Name (Add/Change)</u>	<u>Effective Date</u>
Joni J. Metzler, Realtor, LLC	07/08/2015
Realhome Services and Solutions, Inc dba Owners.com	07/23/2015

Stark Services Inc. dba I Go Maui Vacation Rentals & Realty	06/16/2015
CUSU of Hawaii Properties, LLC dba Aloha Pacific Premier Realty	06/15/2015
Young Polk Kang, Jr dba Y.P. Yang	06/15/2015
Quincy H. Kaneshiro dba Quincy Kaneshiro	07/16/2015
Tito Castillo dba Buyers2Homes	08/03/2015
Grand Pacific Resort Management dba Grand Pacific Resorts Hawaii	08/10/2015
Certified Property Solutions fka Agora Hawaii	08/14/2015

<u>Corporation/Partnership/LLC/LLP (Add/Change)</u>	<u>Effective Date</u>
Melanie Jakahi, LLC fka Melanie Jakahi Realtor, LLC	07/31/2015
Certified Property Solutions, LLC fka Fost, LLC	08/14/2015
Aqua-Aston Hospitality, LLC fka Aston Hotels & Resorts, LLC	08/17/2015

<u>Real Estate Broker</u>	<u>Effective Date</u>
Michael N. Ellis	06/29/2015
Michael Allen Polley	06/29/2015
Monique Rosanne Hastings	07/02/2015
Jared B. Meyer	07/06/2015
Alejandro E. Cortez	07/22/2015
Cathy Hotta	07/24/2015
Scott Ayres DeYoung	07/24/2015
Julie Renae Baldino	07/24/2015
Suyun Chen Huang	07/29/2015
Scott Brandon Villard	07/30/2015
Robin Alise Hudson	08/03/2015

Tracy Lawrence Chalmers  
Brian James Pugh  
Stephan Ivan Robinson

08/10/2015  
08/03/2015  
08/03/2015

Restoration - Limited Liability Companies and Partnerships  
Maile Lei Realtors, LLC  
ResortCom Elite, LLC

Effective Date  
07/14/2015  
07/31/2015

Restoration – Real Estate Salesperson  
David Anthony Perry  
Lock, Derek Lee  
Miki Rita  
Manly Souza  
Joseph A. Adriano  
Terry A. Lonokapu

Effective Date  
07/30/2015  
08/03/2015  
08/07/2015  
08/06/2015  
08/11/2015  
08/13/2015