

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, August 26, 2016

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 Member/Honolulu Commissioner
Scott A. Sherley, Vice Chair, Broker/Hawaii Island Commissioner
Bruce Faulkner, Broker/Maui Commissioner
Aileen Wada, Broker/Honolulu Commissioner – late arrival
Scott Arakaki, Public Member/Honolulu Commissioner
Laurie A. Lee, Broker/Honolulu Commissioner
Aleta Klein, Broker/Honolulu Commissioner
Michael Pang, Broker/Honolulu Commissioner

Miles Ino, Executive Officer
Diane Choy Fujimura, Senior Real Estate Specialist
Amy Endo, Real Estate Specialist
Carole Richelieu, Senior Condominium Specialist
Benedyne Stone, Condominium Specialist
Dathan L. Choy, Condominium Specialist
Shari Wong, Deputy Attorney General
Kristen Kekoa-Nakasone, Recording Secretary

Others: Lei Fukumura, Esq., Special Deputy Attorney General

Absent: Rowena Cobb, Broker/Kauai Commissioner

Call to Order: The Chair 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.

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

Commissioner Wada informed staff she would be late to the meeting.

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

Additional Distribution

The following material was distributed prior to the start of the meeting:

5. Licensing and Registration - Ratification

Minutes of Previous Meeting

Upon a motion by Commissioner Arakaki, seconded by Commissioner Faulkner, it was voted on and unanimously carried to accept the minutes of the July 29, 2016, meeting.

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

Commissioner Wada arrived at 9:05 a.m.

Licensing – Applications: The 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.

Chair Senter announced she would be taking agenda items out of order for efficiency purposes.

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

Robin Dee Savage-Thompson

After review of the information presented by the applicant, Commissioner Pang moved to approve the real estate salesperson's license of Robin Dee Savage-Thompson with conditions. Commissioner Faulkner seconded the motion. The motion was voted on and unanimously carried.

The conditional real estate salesperson license is approved for the Applicant, subject to the following conditions:

1. That during the term of this conditional license, any violation of the terms of the following payment plan(s) by the Applicant, shall be grounds for revocation of license: (1) IRS (2) State of Hawaii Department of Taxation (3) Judgment – Case Number S.P. 14-1-0034.
2. That failure to provide written notice within 30 days to the licensing authority of any judgment, award, disciplinary sanctions, order, or other determination, which adjudges or finds that the licensee is civilly, criminally or otherwise liable for any personal injury, property damage or loss caused by the licensee's conduct in the practice of the licensee's profession or vocation shall be grounds for revocation of license.
3. That the Applicant shall at all times be associated with and under the direct supervision of a principal broker ("PB") or one or more brokers in charge ("BIC"), for all real estate transactions.
4. That the Applicant shall inform the PB, sole proprietor real estate broker, or BIC of a real estate branch office with whom the Applicant associates that the Applicant holds a conditional real estate salesperson license and may only practice pursuant to certain terms of the conditional license. The Applicant shall present to the Applicant's PB, sole proprietor real estate broker, or BIC of a real estate branch office a copy of the Commission-issued conditional letter. The Applicant shall ensure that the PB, sole proprietor real estate broker, or BIC of a real estate branch office acknowledges the terms of the Applicant's conditional license by signing and returning a signed copy of the conditional letter to the Commission.
5. That **ALL** changes of association and/or employment by Applicant to another real estate broker shall be submitted in writing to the Commission. The new PB, sole proprietor real estate broker, or BIC of a real estate branch office shall acknowledge the terms of the Applicant's conditional license within ten (10) days of the change by submitting a completed Change Form along with a copy of the conditional letter signed by the new PB. Failure to attach the signed conditional letter by the new PB may result in disciplinary action.
6. That the satisfaction of the Applicant from said payment plans shall not change any terms of the conditional license.
7. That upon satisfaction of the following payment plans: (1) IRS (2) State of Hawaii Department of Taxation (3) Judgment – Case Number S.P. 14-1-0034, the Applicant must submit a written request to the Commission if the Applicant desires to have the conditions removed.

Timothy J. Thorne

After review of the information presented by the applicant, Commissioner Pang moved to approve the real estate salesperson application for Timothy J. Thorne. Commissioner Klein seconded the motion. The motion was voted on and unanimously carried.

Lindsey R. Taylor

After review of the information presented by the applicant, Commissioner Klein moved to approve the real estate salesperson application for Lindsey R. Taylor. Commissioner Faulkner seconded the motion. The motion was voted on and unanimously carried.

Chapter 91, HRS,
Adjudicatory
Matters:

The Chair called for a recess from the meeting at 9:14 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 Terry L. Weaver: REC-2015-96-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 Real Estate Licenses of Solcrest Properties LLC and Meredith Stuart Murphy: REC 2009-217-L; REC 2009-218-L; 2009-224-L; 2009-225-L; 2009-227-L; 2009-232-L; 2009-248-L [CONSOLIDATED CASES]

Upon a motion by Commissioner Pang, seconded by Commissioner Faulkner, it was voted on and to approve the settlement agreement. Commissioners Senter, Sherley, Faulkner, Wada, Arakaki, Lee and Pang voted aye. Commissioner Klein voted nay. The motion passed.

In the Matter of Real Estate License of Toni A. Floerke: REC 2012-101-L

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

In the Matter of the Real Estate License of Kai J. Robson: REC 2015-162-L

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

In the Matter of the Real Estate License of Eric K. Ogata: REC 2015-256-L

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

In the Matter of the Real Estate Broker's Licenses of Castle Resorts & Hotels, Inc. and Sandra-Lee Jane Rarick aka Sandra-Lee Jane Pauline: REC 2015-145-L

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

Next Meeting:

Friday, September 30, 2016
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, the Chair adjourned the meeting at
9:57 a.m.

Reviewed and approved by:

/s/ Miles I. Ino

Miles I. Ino
Executive Officer

September 7, 2016

Date

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

MI:kkn

APPROVED APPLICATIONS FOR REAL ESTATE
REAL ESTATE COMMISSION MEETING ON AUGUST 26, 2016

<u>Brokers – Individual</u>	<u>Effective Date</u>
Sarah Lee Morihara	07/01/2016
Jeff Russell Loyd	07/05/2016
Anna Maija Kidder	07/07/2016
Matthew C. Larson	07/12/2016
Patrick King Houstoun	07/15/2016
Rohnar Richard Boyd	07/21/2016
Steven Walter Parsons	07/29/2016
Kai Akea Ohuchi	08/09/2016

<u>Brokers – Corporations and Partnerships</u>	<u>Effective Date</u>
ERPM, Incorporated dba Eagle Realty Property Management Tiffany Chu, PB	07/08/2016
United States Real Estate Corporation dba Hawaii Real Estate Team Mark Guagliardo, PB	07/18/2016
Maui Kama'aina Real Estate Inc. Kelli L. Braxton, PB	07/21/2016

<u>Brokers – Limited Liability Company</u>	<u>Effective Date</u>
Equity Hawaii Real Estate, LLC Steven David Larson, PB	07/12/2016

<u>Brokers – Sole Proprietor</u>	<u>Effective Date</u>
Nobuo Matsumura	06/06/2016
Winnie Lu	06/06/2016
Joel Wayne Hiser	06/20/2016
Riccardo A. Figliuzzi Jr.	06/24/2016
John M. Andersen	06/30/2016
Na Xie dba Heart of the Ocean Properties	07/01/2016
Patricia Summers dba Big Island Properties	07/05/2016
Anna Maija Kidder	07/07/2016
Sarah Ruth McClendon dba Elite Waikiki Realty	07/02/2016
Zandra Amaral Crouse dba 'Aina Hawaii ZEE Properties	07/25/2016

<u>Trade Name</u>	<u>Effective Date</u>
Vacation in Kona, LLC dba Escape to Extraordinary Carole Kwiat, PB	07/18/2016

Corp/Partnership/LLC/LLP Legal Name Change

Kainalu Realty LLC
fka Michelle & Associates LLC
Michelle Yee, PB

Effective Date
07/21/2016

Educational Equivalency Certificate

Alan Thompson
Ronald Steven Isaac
Donna O. Sai
Loretta J. Tanner
Myron Masao Kamihara
Sandra Hernandez Miller
Samuela Sevetlana Maria Turner
Kristen Grace Vaivai
Steven Shevada
Diana Andujar
Terrel Respass
Marc W. Galbraith
Tatiana Pekun
Jesslyn Rebekah Strey
Jerome Louis Adamany
Adam Christopher Dreher
Stacy Lynn Bowers
Alicia Deanne Tonnon

Expiration Date
07/25/2018
07/25/2018
07/25/2018
07/25/2018
07/25/2018
07/26/2018
08/03/2018
08/03/2018
08/03/2018
08/03/2018
08/03/2018
08/04/2018
08/04/2018
08/04/2018
08/04/2018
08/04/2018
08/04/2018
08/12/2018
08/12/2018

Equivalency to Uniform Section of Examination Certificate

Ronald Steven Isaac
Loretta J. Tanner
Sandra Hernandez Miller
Steven Shevada
Diana Andujar
Terrel Respass
Marc W. Galbraith
Tatiana Pekun
Jesslyn Rebekah Strey
Jerome Louis Adamany
Stacy Lynn Bowers

Expiration Date
07/25/2018
07/25/2018
07/26/2018
08/03/2018
08/03/2018
08/03/2018
08/04/2018
08/04/2018
08/04/2018
08/04/2018
08/04/2018
08/12/2018

Real Estate Broker Experience Certificate

Catherine Klug
Sandra Hernandez Miller
Susan J.K. Hong
Jesslyn Rebekah Strey

Expiration Date
07/25/2018
07/26/2018
08/04/2018
08/04/2018

Continuing Education Equivalency

Randy Wayne Frey

Effective Date
08/03/2016

Restoration – Real Estate Salesperson

Kevin Kensuke Tanaka
Diem Thi Nakasone
Gina Marie DeHerrera

Effective Date
07/12/2016
07/29/2016
08/01/2016