

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Jeb Bush. Governor

Diane Carr, Secretary



Website: www.MyFlorida.com

Minutes of THE FLORIDA REAL ESTATE COMMISSION January 15, 2003 Meeting

Chairman Matey Veissi, called the meeting of the Florida Real Estate Commission to order, at approximately 8:35 a.m., at the Division of Real Estate Headquarters, Orlando, Florida.

The Chair introduced the Commissioners and its legal counsel. The following Commission members were in attendance: Matey H. Veissi, Chairman, Carlos L. Valdes, Vice-Chairman; Poul Hornsleth, Noel McDonell, Tina Richardson, and Guy Sanchez, Jr. The Chair declared a quorum present. Daniel Villazon appeared as counsel for the Commission. The Chair acknowledged outgoing member of the Commission, Tina Richardson, for her contribution and dedication to the Commission and the Industry in providing outstanding service as a Commissioner for the past three years.

Division of Real Estate staff present at the meeting: Buddy Johnson, Director; Kathleen Koeberich, Bureau Chief of Enforcement; Fred Clanton, Investigative Supervisor; Nancy Campiglia, Chief Attorney; Chris DeCosta, James Harwood, Stacy Robinson Pierce, Sven Smith and Joseph Solla, Prosecutors; Lori Crawford, Regulatory Supervisor/Consultant; JoEllen Peacock, Education Coordinator; Jeannie Adkinson, Regulatory Specialist II and Maxine Carter, Regulatory Specialist I. American Court Reporting Service (407-324-4290) provided court reporter services.

Commission Business

Telephone: 407-245-0800

Approval of the Minutes

Commissioner Sanchez moved, and Commissioner Richardson seconded, the approval of the minutes of the December 19, 2002 meeting, as written. The motion carried, unanimously.

Summary of Applicants--Bureau of Licensing

The Commission considered the Summary of Applicants Consent Agendas, at approximately 8:37 a.m., requiring five appearances from Consent Agenda #1 and eleven from Consent Agenda #2, otherwise unanimously approving the applicants on the respective consent agendas. Jeannie Adkinson, Regulatory Specialist II, presented the Summary of Applicants requesting to sit for the real estate examination. The Commission's orders on these matters are attached hereto and made a part of these minutes.

Through general consent, the Commission authorized the DRE staff to deny a family member of an applicant it had approved that day from speaking before the Commission regarding the applicant's background.

At Commissioner Veissi's request, the Commission approved the meeting dates for the 2003 calendar year.

Director's Remarks

Director Buddy Johnson requested the Commission ratify the reinstatement of Wendy C. Doherty, Rachel R. Escue, Anthony Musolino and Ole Peitersen, who have met the requirements for reinstatement. The Commission ratified the action unanimously.

In addition, the Director made the following comments:

- 1) Friday afternoon, representatives from the Department will be attending the FAR Convention to offer training.
- 2) Mr. Jay Culley, Business Manager, will provide a more in-depth presentation regarding the fee review.
- 3) Yesterday, Legal brought 125 cases before the probable cause panel.
- 4) The Division will present a draft of the SOA threshold-guidelines for the Commission's review.

General Correspondence and Commission Related Issues-Daniel Villazon, Esquire

Attorney Villazon presented correspondence from:

John Hartrich – Commissioner McDonell moved, and Commissioner Richardson seconded, to deny Mr. Hartrich's request for reinstatement of his null & void license. The motion carried, unanimously.

Paul A. Caillaud, Esquire – The Commission agreed unanimously to address Mr. Caillaud's inquiry regarding Section 475.22, *Florida Statutes*, after the Chapter 475 rewrite.

Legal Matters

At approximately 12:45 p.m., the Commission took up the Legal Agenda, consisting of 34 items. It heard 26 items, continued 7 and withdrew 1. The Commission's decisions on these matters are attached to the official minutes.

Upon recommendation of the Legal Section, the Commission unanimously issued 66 Escrow Disbursement Orders (EDO) and 16 Orders of Denial. A list of the Orders is attached to the official minutes.

Senior Attorney, Joe Solla, presented Recovery Fund Claim styled Herman Gaffney v. Michael Wilber, Case Number 2002011067. Mr. Gaffney's attorney, Carl Cassio, was present. Commissioner McDonell moved, and Commissioner Sanchez seconded, the approval of payment from the recovery fund in the amount of \$25,000.00. The motion carried, unanimously.

There being no further business and no objection, the Chair adjourned the meeting at approximately 7:40 p.m. The next general meeting of the Florida Real Estate Commission is scheduled for February 19, 2003, at Division Headquarters in Orlando, Florida.

Matey Veissi	Buddy Johnson	
Chairman	Division Director	
Respectfully submitted:		
Lori L. Crawford		
Deputy Clerk		