

MINUTES

South Carolina Real Estate Commission

Wednesday, October 15, 2014, 10:00am

Synergy Business Park, Kingstree Building, Conference Room 105

110 Centerview Drive, Columbia, South Carolina 29210

Meeting Called to Order:

Vice-Chairman Crigler called the meeting of the South Carolina Real Estate Commission to order at 10:00 a.m. Board members participating in this meeting included:

David Crigler – Vice-Chair - 4th Congressional District
Candace Pratt – 1st Congressional District
David C. Lockwood, III, 2nd Congressional District
Manning Biggers – 5th Congressional District
Buccie Harley – 6th Congressional District
G. Hamlin O’Kelley – Public Member
Wayne Poplin – At-Large Member

Staff members participating during the meeting included Roderick Atkinson, Board Administrator; Wanda Cooke, Administrative Assistant; Georgia Lewis, Office of Advice Counsel, and Sharon Wolfe, Office of Investigations.

Public Notice:

Vice Chairman Crigler announced that public notice of this meeting was properly posted at the S.C. Real Estate Commission Office, Synergy Business Park, Kingstree Building, and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.

Pledge of Allegiance:

The Pledge of Allegiance was recited by all present.

Invocation

Invocation was offered by Manning Biggers.

Introduction of Board Members and Staff

Excused Absences:

Tony Cox – Chair, 7th Congressional District
Carl Edwards – 3rd Congressional District
Johnathan Stackhouse – Public Member

MOTION:

Mr. Poplin made a motion to approve these absences. Ms. Pratt seconded the motion, which carried unanimously.

Approval of Agenda:

MOTION:

Mr. O'Kelley made a motion to postpone New Business and Old Business items until the next scheduled meeting, and approve the agenda, as amended. Mr. Lockwood seconded the motion, which carried unanimously.

Approval of the Meeting Minutes from September 17, 2014

MOTION:

Mr. O'Kelley made a motion to amend his previous motion on lines 170 – 199 from the minutes of the September 17, 2014 meeting, to read as follows:

“Motion to accept the Memorandum of Agreement signed by Ms. Douglas. Her Broker in Charge license will be revoked and downgraded to salesman status, which is suspended for a period of two (2) years. That suspension is stayed and her salesman license will be on probation for a period of two (2) years. Further, she will be required to pay a \$500 fine for each violation, for a total of \$2000 within two (2) years. Ms. Douglas may not apply for a Broker in Charge license in the future without appearing before the Commission. She will be required to take Ethics and Trust Accounts classes for a total of eight (8) hours within the next six (6) months. Ms. Douglas must submit quarterly progress reports to the Commission with updates on her progress in paying restitution referenced in her testimony today. If any conditions are not met, her salesman license will be automatically revoked.”

Mr. Lockwood seconded the motion, which carried unanimously.

MOTION:

Mr. O'Kelley made a motion to amend the minutes of the September 17, 2014, meeting, to reflect these changes. Mr. Lockwood seconded the motion, which carried unanimously.

MOTION:

Mr. Biggers made a motion to approve the minutes of the September 17, 2014 meeting, as amended. Ms. Pratt seconded the motion, which carried unanimously.

Chairman's Remarks:

None

Administrator's Remarks:

Rod Atkinson

1. Licensure Update as of October 9, 2014

• Broker	5276
• Broker In Charge	7497
• Property Manager	1360
• Property Manager In Charge	1172
• Salesman	18011
• Salesman (Provisional)	1751
TOTAL ACTIVE	35,067

• Inactive Broker	1639
• Inactive Property Manager	519
• Inactive Salesman	5180
TOTAL INACTIVE	7,338

**TOTAL CURRENT LICENSES
AS OF 10/9/14 42,405**

2. Budget update for September 2014 was presented for information.

3. Investigations and Enforcement

Sharon Wolfe, Office of Investigations and Enforcement, presented the Commission with an overview of the opened and closed cases from January 1, 2014 – October 7, 2014, as well as for the previous year.

4. IRC Report - The Commission reviewed the IRC report from October 6, 2014.

MOTION:

Mr. Poplin made the motion to approve the IRC report from October 6, 2014. Mr. O'Kelley seconded the motion, which carried unanimously.

5. Mr. Atkinson presented a statistical report from the Office of Disciplinary Counsel covering cases from January 1, 2014 through October 13, 2014.

Mr. Atkinson gave the Commission a brief update on the bidding process of the Criminal Background Check contract.

APPLICATION HEARINGS

Sharmela Johnson

The Commission held an Application Hearing regarding Sharmela Johnson. Ms. Johnson appeared before the Commission to present testimony and was not represented by legal counsel. Discussion ensued.

MOTION:

Mr. Lockwood made a motion to grant Ms. Johnson a sales license by reciprocity. Mr. Harley seconded the motion, which carried unanimously.

(This proceeding was recorded by a court report in order to produce a verbatim transcript if requested in accordance with the law.)

Shannon Jones

The Commission held an Application Hearing regarding Shannon Jones. Ms. Jones appeared before the Commission to present testimony and was not represented by legal counsel. Discussion ensued.

MOTION:

Ms. Pratt made a motion to enter Executive Session. Mr. Poplin seconded the motion, which carried unanimously.

MOTION:

Mr. O'Kelley made a motion to enter Open Session. Mr. Poplin seconded the motion, which carried unanimously.

MOTION:

Ms. Pratt made a motion to allow Ms. Jones to sit for the examination. Mr. Harley seconded the motion, which carried unanimously.

(This proceeding was recorded by a court report in order to produce a verbatim transcript if requested in accordance with the law.)

David Golightly

The Commission held an Application Hearing regarding David Golightly. Mr. Golightly appeared before the Commission to present testimony and was not presented by legal counsel. Discussion ensued.

MOTION:

Mr. Harley made a motion to enter Executive Session. Mr. Poplin seconded the motion, which carried unanimously.

MOTION:

Ms. Pratt made a motion to enter Open Session. Mr. O’Kelley seconded the motion, which carried unanimously.

MOTION:

Mr. Harley made a motion to allow Mr. Golightly to sit for the property manager’s examination. Ms. Pratt seconded the motion, which carried unanimously.

(This proceeding was recorded by a court report in order to produce a verbatim transcript if requested in accordance with the law.)

Jason Oates

The Commission held an Application Hearing regarding Jason Oates. Mr. Oates appeared before the Commission to present testimony and was not represented by legal counsel. Discussion ensued.

MOTION:

Ms. Pratt made a motion to enter Executive Session. Mr. Poplin seconded the motion, which carried unanimously.

MOTION:

Mr. Biggers made a motion to enter Open Session. Mr. Lockhart seconded the motion, which carried unanimously.

MOTION:

Ms. Pratt made a motion to allow Mr. Oates to sit for the sales examination. However, his license will be limited to sales only, until probation is complete. Any violation of probation would result in administration suspension. Mr. O’Kelley seconded the motion, which carried unanimously.

(This proceeding was recorded by a court report in order to produce a verbatim transcript if requested in accordance with the law.)

Stacy Sindell

The Commission held an Application Hearing regarding Stacy Sindell. Ms. Sindell appeared before the Commission to present testimony and was not represented by legal counsel. Discussion ensued.

MOTION:

Mr. Lockwood made a motion to allow Ms. Sindell to sit for the real estate property manager's examination. Mr. O'Kelley seconded the motion, which carried unanimously.

(This proceeding was recorded by a court report in order to produce a verbatim transcript if requested in accordance with the law.)

Sara Mosseri

The Commission held an Application Hearing regarding Sara Mosseri. Ms. Mosseri appeared before the Commission to present testimony and was not represented by legal counsel. Discussion ensued.

MOTION:

Mr. Harley made a motion to allow Ms. Mosseri to sit for the real estate sales examination. Ms. Pratt seconded the motion, which carried unanimously.

(This proceeding was recorded by a court report in order to produce a verbatim transcript if requested in accordance with the law.)

Ned Fairchild

The Commission held an Application Hearing regarding Ned Fairchild. Mr. Fairchild appeared before the Commission to present testimony and was not represented by legal counsel. Discussion ensued.

MOTION:

Mr. Poplin made a motion to allow Mr. Fairchild to obtain a real estate sales license. Ms. Pratt seconded the motion, which carried unanimously.

(This proceeding was recorded by a court report in order to produce a verbatim transcript if requested in accordance with the law.)

Adjournment

The meeting was adjourned at 2:00 p.m