

MINUTES

South Carolina Real Estate Commission

Wednesday, February 15, 2017, 10:00am

Synergy Business Park, Kingstree Building, Conference Room 105

110 Centerview Drive, Columbia, South Carolina 29210

Meeting Called to Order:

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 – Chair – 4th Congressional District
Candace Pratt – 1st Congressional District
David C. Lockwood, III, 2nd Congressional District
Andy Lee – 3rd Congressional District
John Rinehart – 5th Congressional District
Janelle Mitchell – 6th Congressional District
Tony Cox – 7th Congressional District
Johnathan Stackhouse – 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; Sharon Cook, Office of Investigations and Enforcement; Roland Alston, Office of Disciplinary Counsel.

Public Notice:

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 Commissioner Lockwood.

Approval of Absences:

G. Hamlin O’Kelley – Vice Chair - Public Member

MOTION:

Mr. Cox made a motion to approve the absence of Mr. O’Kelley. Ms. Pratt seconded the motion, which carried unanimously.

Introduction of Board Members and Staff

Approval of Agenda:

Applicant #5, Julia Saccio, was unable to appear today and will be removed from the agenda. New Business, Item #1, Board Training Overview, Advice Counsel portion, will be rescheduled for the March 2017 meeting.

MOTION:

Mr. Rinehart made a motion to approve the agenda, as amended. Mr. Lockwood seconded the motion, which carried unanimously.

Approval of the Meeting Minutes from January 18, 2016

MOTION:

Mr. Lockwood made a motion to approve the minutes of the January 18, 2016, meeting with a scrivener's error correction on line 224, and add that the motion carried on line 225. Mr. Cox seconded the motion, which carried unanimously.

Chairman's Remarks:

Administrator's Remarks:

Rod Atkinson

Mr. Atkinson informed the Commission that there are currently several pieces of legislation pending, which will affect the Real Estate Commission. Mr. Atkinson will email details to the Commissioners and add this topic to the next agenda for further discussion.

1. Licensure Update as of February 8, 2017

• Broker	5135
• Broker In Charge	7476
• Property Manager	1467
• Property Manager In Charge	1253
• Salesman	21,724
• Salesman (Provisional)	1979
TOTAL ACTIVE	39,034

• Inactive Broker	1561
• Inactive Property Manager	516
• Inactive Salesman	5445
TOTAL INACTIVE	7,522

**TOTAL CURRENT LICENSES
AS OF 2/8/17 46,556**

2. Budget - The board reviewed the budget reports for January 2017.

3. **Investigations and Enforcement** - Sharon Cook presented the Commission with an overview of the opened and closed cases from January 1, 2017 –February 7, 2017, as well as the same time frame for the previous year.

4. **IRC Report** - The Commission reviewed the IRC report from February 6, 2017.

MOTION:

Mr. Cox made the motion to approve the *Dismissal* portion of the IRC report from February 6, 2017. Ms. Pratt seconded the motion, which carried unanimously.

MOTION:

Mr. Lee made the motion to approve the *Cease & Desist* portion of the IRC report from February 6, 2017. Mr. Lockwood seconded the motion, which carried unanimously.

MOTION:

Mr. Rinehart made the motion to approve the *Formal Complaint* portion of the IRC report from February 6, 2017. Mr. Poplin seconded the motion, which carried unanimously.

MOTION:

Ms. Pratt made the motion to approve the *Letter of Caution* portion of the IRC report from February 6, 2017. Mr. Cox seconded the motion, which carried unanimously.

5. Rowland Alston presented the Office of Disciplinary Counsel case load report.

6. 2017 State Ethics Commission filings – Deadline March 30, 2017.

APPLICATION HEARINGS

Princeton Linder

The Commission held an Application Hearing regarding Princeton Linder. Mr. Linder appeared before the Commission to present testimony, and was not represented by legal counsel.

MOTION:

Mr. Lockwood made a motion to deny Mr. Linder's request to take the Real Estate Sales exam in South Carolina. Mr. Rinehart seconded the motion, which was carried unanimously.

Peter Sepulveda

The Commission held an Application Hearing regarding Peter Sepulveda. Mr. Sepulveda appeared before the Commission to present testimony, and was not represented by legal counsel.

MOTION:

Mr. Lee made a motion to allow Mr. Sepulveda to take the Real Estate Sales exam in South Carolina. Mr. Lockwood seconded the motion, which was carried unanimously.

Malinda Wilson

The Commission held an Application Hearing regarding Malinda Wilson. Ms. Wilson appeared before the Commission to present testimony, and was not represented by legal counsel.

MOTION:

Mr. Rinehart made a motion to allow Ms. Wilson to take the Real Estate Sales exam in South Carolina. Mr. Stackhouse seconded the motion, which was carried unanimously.

John Coulter

The Commission held an Application Hearing regarding John Coulter. Mr. Coulter appeared before the Commission to present testimony, and was not represented by legal counsel.

MOTION:

Mr. Lockwood made a motion to enter Executive Session to receive legal advice. Ms. Pratt seconded the motion, which carried unanimously.

MOTION:

Mr. Lockwood made a motion to enter Open Session. Mr. Cox seconded the motion, which carried unanimously.

MOTION:

Mr. Lockwood made a motion to allow Mr. Coulter to take the Real Estate Sales exam in South Carolina. Mr. Cox seconded the motion, which was carried on a 6/2 vote.

Julie Van Slambrook

The Commission held an Application Hearing regarding Julie Van Slambrook. Ms. Van Slambrook appeared before the Commission to present testimony, and was not represented by legal counsel.

MOTION:

Mr. Poplin made a motion to enter Executive Session to receive legal advice. Ms. Mitchell seconded the motion, which carried unanimously.

MOTION:

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

MOTION:

Mr. Rinehart made a motion to allow Ms. Van Slambrook to take the Real Estate Sales exam in South Carolina. Upon passing the exam, and obtaining a sales license, Ms. Van Slambrook will be permanently prohibited from handling escrow funds or obtaining a Broker in Charge or Property Manager in Charge license in the future. Mr. Lockwood seconded the motion, which carried on a 5/3 vote.

James A. Berry II

The Commission held an Application Hearing regarding James A Berry II. Mr. Berry appeared before the Commission to present testimony, and was not represented by legal counsel.

MOTION:

Mr. Lee made a motion to enter Executive Session to receive legal advice. Ms. Pratt seconded the motion, which carried unanimously.

MOTION:

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

MOTION:

Mr. Stackhouse made a motion to allow Mr. Berry to take the Real Estate Sales exam in South Carolina. Upon passing the exam, and obtaining a sales license, Mr. Berry will be required to reappear before the Commission prior to obtaining a Broker, Broker in Charge, Property Manager or Property Manager in Charge license in the future. Ms. Mitchell seconded the motion, which carried on a 7/1 vote.

Chairman Crigler left the meeting at 1:45 p.m. and Commissioner Cox led the meeting in the absence of Vice Chair O'Kelley. A quorum was maintained.

Public Comments - none

NEW BUSINESS

- 1) 2017 Board Training Overview

Sharon Wolfe, Office of Investigations and Enforcement, gave the Commission an overview of the procedures for how her office processes complaints.

Rowland Alston, Office of Disciplinary Counsel, gave the Commission an overview of what happens to cases once they reach his office.

MOTION:

Mr. Lockwood made a motion to adjourn at 2:30 p.m. Mr. Rinehart seconded the motion, which carried unanimously.