

## **MINUTES**

### **South Carolina Real Estate Commission**

**Wednesday, October 18, 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 – 4<sup>th</sup> Congressional District  
Candace Pratt – Vice Chair - 1<sup>st</sup> Congressional District  
David C. Lockwood, III, 2<sup>nd</sup> Congressional District  
Andy Lee – 3<sup>rd</sup> Congressional District  
John Rinehart – 5<sup>th</sup> Congressional District  
Janelle Mitchell – 6<sup>th</sup> Congressional District  
Scott McNew – 7<sup>th</sup> 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; Mary League, Office of Advice 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 Rinehart.

#### **Approval of Absences:**

none

#### **Introduction of Board Members and Staff**

#### **Approval of Agenda:**

#### **MOTION:**

Mr. Rinehart made a motion that there were extenuating circumstances to warrant adding Irwin Wilson to the agenda and deleting Rocky Milligan from the agenda. Mr. Stackhouse seconded the motion, which carried unanimously.

**MOTION:**

Ms. Pratt made a motion to approve the agenda, as amended. Ms. Mitchell seconded the motion, which carried unanimously.

**Approval of the Meeting Minutes from September 20 and 21, 2017**

On line 210 of the minutes from September 20, 2017, the words “and Mr. Stackhouse” should be deleted.

**MOTION:**

Mr. Lockwood made a motion to approve the minutes of the September 20, 2017, as amended. Mr. Rinehart seconded the motion, which carried unanimously.

On line 3 of the minutes from September 21, 2017, the word “Wednesday” should be changed to “Thursday”.

**MOTION:**

Ms. Mitchell made a motion to approve the minutes of the September 21, 2017, as amended. Ms. Pratt seconded the motion, which carried unanimously.

**Chairman’s Remarks:**

None

**MOTION:**

Mr. Lockwood made a motion to enter Executive Session to discuss legal matters. Mr. Poplin seconded the motion, which carried unanimously

**MOTION:**

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

**Administrator’s Remarks:**

*Rod Atkinson*

**MOTION:**

Mr. Stackhouse made a motion to accept as information, items 1, 2, 3 and 5 under Administrator’s Remarks. Mr. Lockwood seconded the motion, which carried unanimously.

**IRC Report -** The Commission reviewed the IRC report from October 9, 2017.

**MOTION:**

Mr. Stackhouse made the motion to approve the *Dismissal* portion of the IRC report from October 9, 2017. Ms. Pratt seconded the motion, which carried unanimously.

**MOTION:**

Mr. Stackhouse made the motion to approve the *Cease & Desist portion* of the IRC report from October 9, 2017. Ms. Pratt seconded the motion, which carried unanimously.

**MOTION:**

Mr. Rinehart made the motion to approve the *Formal Complaint* portion of the IRC report from October 9, 2017. Mr. Poplin seconded the motion, which carried unanimously.

**MOTION:**

Ms. Mitchell made the motion to approve the *Letter of Caution* portion of the IRC report from October 9, 2017. Ms. Pratt seconded the motion, which carried unanimously.

**APPLICATION HEARINGS**

***Donna Lang***

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

**MOTION:**

Mr. Rinehart made a motion to enter Executive Session to discuss legal matters. Ms. Mitchell seconded the motion, which carried unanimously

**MOTION:**

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

**MOTION:**

Mr. Rinehart made a motion to deny Ms. Lang's request to take the Real Estate Sales exam in South Carolina. Ms. Mitchell seconded the motion, which was carried on a 5/3 vote.

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

***Derek Wilson***

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

**MOTION:**

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

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

***Travis Stevenson***

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

**MOTION:**

Mr. Lockwood made a motion to allow Mr. Stevenson to take the Real Estate Sales exam in South Carolina. Ms. Pratt seconded the motion, which carried unanimously.

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

***Lori Ullmer***

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

**MOTION:**

Mr. Lockwood made a motion to close this hearing to the public. Mr. Stackhouse seconded the motion, which carried unanimously.

**MOTION:**

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

**MOTION:**

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

**MOTION:**

Mr. McNew made a motion to deny Ms. Ulmer's request to sit for the sales examination, Mr. Poplin seconded the motion, which carried unanimously.

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

***Richard Gagne'***

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

**MOTION:**

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

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

***Terry Cribb***

The Commission held an Application Hearing regarding Terry Cribb. Mr. Cribb appeared before the Commission to present testimony, and was represented by J.J.Andrighetti, legal counsel.

**MOTION:**

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

**MOTION:**

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

**MOTION:**

Ms. Pratt made a motion to allow Mr. Cribb to take the Real Estate Sales exam in SC. Mr. Lockwood seconded the motion, which was carried on a 5/3 vote.

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

***Jacqueline Martin***

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

**MOTION:**

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

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

***Argetim Zhuta***

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

**MOTION:**

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

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

***Katrise Davenport***

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

**MOTION:**

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

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

***Irwin Wilson***

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

**MOTION:**

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

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

**New Business**

Mr. Atkinson advised the Commission that Rowland Alston, Disciplinary Counsel, has requested an additional date for hearings in the coming months. It was decided that Mr. Atkinson will check room availability and open calendar dates and email the commissioners with more details.

New Officers will be elected at the November 2017 meeting.

**MOTION:**

Mr. Lockwood made a motion to dissolve the task force that was formed at the August 16, 2017 meeting, to collaborate and study the benefits of the License Law Manual and other means of communication to licensees, and the implementation of the SC Real Estate Commission Education and Research fund. This topic will be re-addressed at the regularly scheduled meeting in November 2017. Mr. Lee seconded the motion, which carried unanimously.

**MOTION:**

Mr. Lockwood made a motion to adjourn at 3:20 p.m. Mr. Rinehart seconded the motion, which carried unanimously.