

Charlie Liem, Secretary

Rick Scott, Governor

**Minutes of
THE FLORIDA REAL ESTATE COMMISSION
February 15 and 16, 2011
General Meeting**

Chair Richard DeNapoli called the meeting of the Florida Real Estate Commission to order, at approximately 8:30 a.m., in Orlando, Florida, on this 15th day of February, 2011.

The following Commission members were in attendance: Chair Richard DeNapoli, Vice-Chair Michael Guju, Claude "Chip" Boring, Darla Furst, Roger Enzor and Ralph McCoig. Commissioner Ruffier was excused. Tom Barnhart, Senior Assistant Attorney General, appeared as counsel for the Commission. Mr. Barnhart declared a quorum present.

Division staff present at the meeting: Thomas O'Bryant, Jr., Director; James P. Harwood, Chief Attorney; Patrick Cunningham, Nicole McClaren, Robert Minarcin and Joseph Solla, Senior Attorneys; JoEllen Peacock, Education Coordinator; Denise Johnson, OMC II; Jocelyn Pomales, Regulatory Specialist III; Lori Crawford, Regulatory Supervisor/Consultant. American Court Reporting, Inc. (407) 896-1813 provided court reporter services.

Approval of the Minutes

Commissioner McCoig moved; Commissioner Furst seconded to approve the Minutes of the January 25 and 26, 2011, General Meeting, as written. Motion carried unanimously.

Unlicensed Activity Report

Director O'Bryant presented the Unlicensed Activity Report and addressed questions from the Commission.

Monthly Exam Performance Summary Report

Director O'Bryant presented the Monthly Exam Performance Summary Report. Director O'Bryant also reported that the division will have a meeting in Orlando with providers on the 25th of February regarding the broker examination update. Director O'Bryant addressed questions and comments from the Commission.

Escrow Disbursement Orders

Senior Attorney Joseph Solla presented 33 Escrow Disbursement Orders and 2 Orders for the Commission's consideration. Commissioner Enzor moved to accept the 33 Escrow Disbursement Orders and 2 Orders. Vice-Chair Guju seconded the motion. The motion carried unanimously. Upon recommendation of the Legal Section, the Commission issued 33 Escrow Disbursement Orders and 2 Orders.

Recovery Fund Claim Final Orders

DBPR v. Reynolds Realty Company – DBPR Case No. 2010030280 – Senior Attorney Solla presented this matter to the Commission. Mr. Solla advised that the Claimant qualifies statutorily to receive payment from the recovery fund and recommended the Commission approve the request. The Commission considered the facts and circumstances. Commissioner McCoig moved to approve the order granting the claim in the amount of \$60,257.66. Commissioner Enzor seconded the motion. The motion carried unanimously.

Robert L. Meller and Kristine M. Meller v. Brenda R. Roguska – DBPR Case No. 2010045730 – Senior Attorney Solla presented this matter to the Commission. Mr. Solla provided supplemental documents received from the Claimants in support of their claim. Mr. Solla advised that the Claimant does not qualify statutorily to receive payment from the recovery fund and recommended the Commission deny the request. The Commission considered the facts and circumstances. Commissioner Enzor moved to approve the order denying the claim. Vice-Chair Guju seconded the motion. The motion carried unanimously.

David and Ruth M. Fuller Revocable Living Trust v. Jamie Williams – DBPR Case No. 2010025399 – Senior Attorney Solla presented this matter to the Commission. Mr. Solla advised that the Claimant does not qualify statutorily to receive payment from the recovery fund and recommended the Commission deny the request. The Commission considered the facts and circumstances. Commissioner Furst moved to approve the order denying the claim. Commissioner McCoig seconded the motion. The motion carried unanimously.

DOAH Recommended Order - Applicant

David A. Reed v. DBPR, Florida Real Estate Commission – DOAH Case No. 10-4226

FREC Counsel Tom Barnhart presented the Recommended Order of the Administrative Law Judge. Petitioner was not present. The Commission considered the Recommended Order of the Division of Administrative Hearings recommending the Petitioner's application for licensure as a real estate sales associate be denied. Commissioner Boring moved to adopt the Findings of Fact and Conclusions of Law and accept the Recommended Order and issue an Order denying the applicant. Commissioner McCoig seconded the motion. The motion carried unanimously.

Legal Final Order Docket

Tab U – Stephen Austin Sessions, BK 657917, Case No. 2010002177 – Stipulated Settlement

Respondent was not present and represented by Nancy Campiglia, Esquire, present. Vice-Chair Guju was recused due to participation on the probable cause panel.

Mr. Minarcin represented the department and presented the case to the Commission. The Commission entered into discussion. Commissioner Enzor moved; seconded by Commissioner McCoig to deny the Stipulated Settlement. Motion carried unanimously.

Action taken: Stipulated Settlement denied.

Tab S – Dean D. Ribble, SL 617133, Case No. 2008066944 – Respondent’s Motion to Amend Final Order and Extension of Time to Comply with Final Order

Respondent was present and represented by Daniel Villazon, Esquire, present. Commissioner Enzor was recused due to participation on the probable cause panel.

Mr. Cunningham represented the department and presented the case to the Commission. The Commission entered into discussion. Commissioner Furst moved, seconded by Vice-Chair Guju to grant the request and amend the Final Order substituting the three-hour ethics course in lieu of attending four hours of quadrennial ethics. The motion carried unanimously. Vice-Chair Guju moved, seconded by Commissioner Furst; motion carried unanimously to grant an extension until March 31, 2011, to complete the Final Order requirements.

Action Taken: Final Order amended and extension granted until March 31, 2011.

Tab G – Dennis F. Ditinno, BK 652865, Case No. 2009023658 – Respondent’s Request for an Informal Hearing

Respondent was present and not represented by counsel. Commissioner Furst was recused due to participation on the probable cause panel.

Mr. Cunningham represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Commissioner McCoig moved, seconded by Commissioner Enzor; motion carried unanimously to find the Respondent guilty as charged in the Administrative Complaint. Commissioner McCoig moved, seconded by Commissioner Enzor; motion carried unanimously to impose the following sanctions:

Penalty imposed: \$2,000.00 fine, \$709.50 costs, 12 months probation, attend two 2-day FREC meetings. **Violation:** Guilty of operating as a broker and officer of a corporation under a trade name without causing the trade name to be noted in the records of the commission and placed on the person’s license in violation of Section 475.42(1)(k), Florida Statutes; guilty of failure to correct deceptive and misleading advertisements and falsely representing himself as the broker of record for Property Owners of St. Petersburg, Inc. in violation of Sections 475.25(1) and (1)(c), Florida Statutes.

Tab A, B, C, D, E – Martin W. Burnstein, BK 3054831; Case Nos. 2009049535, 2009065497, 2009066094, 2010017301, 2010020347 – Voluntary Surrender of Licensure for Permanent Revocation

Respondent was not present and not represented by counsel. No current members were recused due to participation on the probable cause panel.

Ms. McClaren represented the department and presented the case to the Commission. Commissioner Enzor moved, seconded by Commissioner Furst to accept the Affidavit for the Voluntary Surrender of License for Permanent Revocation; motion carried unanimously.

Penalty imposed: Revoke.

Tab H – Iris J. Estremera, BK 3076697, Case No. 2008019331 – Petitioner’s Request for an Informal Hearing

Respondent was not present and not represented by counsel. Commissioner Ruffier and Commissioner Furst were recused due to participation on the probable cause panel.

Mr. Cunningham represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Commissioner McCoig moved, seconded by Commissioner Enzor; motion carried unanimously to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Ruffier moved, seconded by Commissioner Corinb; motion carried unanimously to impose the following sanctions:

Penalty imposed: \$1,000.00, \$488.40 costs, must provide brokerage business records to the department within 60 days of filing of the Final Order, 12 months probation, attend one 2-day FREC meeting. **Violation:** Guilty of failure to preserve, retain and deliver to Petitioner, Respondent’s brokerage business records in violation of Section 475.5015, Florida Statutes and, therefore in violation of Section 475.25(1)(e), Florida Statutes (2007); guilty of failure to preserve and make available to Petitioner all books and account subject to inspection by Petitioner or its authorized representatives for the attempted purchase of the Subject Property in violation of Rule 61J2-14.012(1), Florida Administrative Code and, therefore in violation of Section 475.25(1)(e), Florida Statutes.

Tab I – Mark Giordano, BK 629461, Case No. 2009063146 – Petitioner’s Request for an Informal Hearing

Respondent was not present and not represented by counsel. Commissioner Boring was recused due to participation on the probable cause panel.

Mr. Cunningham represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Vice-Chair Guju moved, seconded by Commissioner Enzor; motion carried unanimously to find the Respondent guilty as charged in the Administrative Complaint. Vice-Chair Guju moved, seconded by Commissioner Enzor; motion carried unanimously to impose the following sanctions:

Penalty imposed: Revoke, \$504.90 costs. **Violation:** Guilty of failure to forward rental proceeds from the tenant to the Complainant in violation of Section 475.25(1)(d)1., Florida Statutes; guilty of failure to comply with the second request to furnish all records pertaining to the Subject Property in violation of Section 475.42(1)(i), Florida Statutes.

Tab J – A. Ken Patton, BK 695959, Case No. 2010007701 – Petitioner’s Request for an Informal Hearing

Respondent was not present and not represented by counsel. Commissioner Ruffier was recused due to participation on the probable cause panel.

Mr. Cunningham represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Commissioner Furst moved, seconded by Commissioner McCoig to find the Respondent guilty as charged in the Administrative Complaint; motion carried unanimously. Commissioner Furst moved, seconded by Commissioner Enzor; motion carried unanimously to impose the following sanctions:

Penalty imposed: Revoke, \$198.00 costs. **Violation:** Guilty of failure to comply with a lawful Order issued by the Florida Real Estate Commission in violation of Section 475.42(1)(e), Florida Statutes and, therefore in violation of Section 475.25(1)(e), Florida Statutes.

Tab K – Quince G. Plunkett, SL 3089971, Case No. 2008039265; Petitioner’s Request for Reconsideration and, if Granted, Conduct an Informal Hearing

Respondent was not present and not represented by counsel. Chair DeNapoli was recused due to participation on the probable cause panel.

Mr. Cunningham represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Commissioner Furst moved, seconded by Commissioner McCoig to find the Respondent guilty as charged; motion carried unanimously. Commissioner Furst moved, seconded by Commissioner Enzor; motion carried unanimously to impose the following sanctions:

Penalty imposed: Revoke, \$198.00 costs. **Violation:** Guilty of misrepresentation and dishonest dealing by trick, scheme or device in violation of Section 475.25(1)(b), Florida Statutes; guilty of failure to preserve and make available to the Petitioner, all books, records, and supporting documents and failed to keep an accurate account of all trust fund transactions in violation of Rule 61J2-14.012(1), Florida Administrative Code and Section 475.5015, Florida Statutes, and therefore, in violation of Section 475.25(1)(e), Florida Statutes.

Tab L – Claudio Rodriguez, SL 3124496, Case No. 2008048325; Petitioner’s Request for an Informal Hearing

Respondent was not present and not represented by counsel. Commissioner Ruffier was recused due to participation on the probable cause panel.

Mr. Cunningham represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Commissioner Enzor moved, seconded by Commissioner McCoig; motion carried unanimously to find the Respondent guilty as charged. Commissioner Enzor moved, seconded by Commissioner McCoig; motion carried unanimously to impose the following sanctions:

Penalty imposed: Revoke, \$537.90 costs. **Violation:** Guilty of having collected a deposit check payable to Respondent for a real estate transaction, except in the name of the employer and without the express consent of the employer in violation of Section 475.42(1)(d), Florida Statutes and, therefore, in violation of Section 475.24(1)(e), Florida Statutes; guilty failure to account and deliver to any person, at the time which has been agreed upon or is required by law or, in the absence of a fixed time, upon demand of the person entitled to such accounting and delivery, any personal property such as money, fund, deposit, check or draft in violation of Section 475.25(1)(d)1, Florida Statutes; guilty of fraud, misrepresentation, concealment, false promises, false pretenses, dishonest dealing by trick, scheme or device, culpable negligence, or breach of trust in violation of Section 475.25(1)(b), Florida Statutes.

Tab M – Herling Ana Rosell, BK 3052685, Case No. 2008058335; Petitioner’s Request for an Informal Hearing

Respondent was not present and not represented by counsel. Commissioner Ruffier and Commissioner Furst were recused due to participation on the probable cause panel.

Mr. Cunningham represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Vice-Chair Guju moved, seconded by Commissioner Boring to find the Respondent guilty as charged in the Administrative Complaint; motion carried unanimously. Vice-Chair Guju moved, seconded by Commissioner Enzor; motion carried unanimously to impose the following sanctions:

Penalty imposed: Revoke, \$567.60 costs. **Violation:** Guilty of fraud, misrepresentation, concealment, false promises, false pretenses, dishonest dealing by trick, scheme or device, culpable negligence, or breach of trust in any business transaction in violation of Section 475.25(1)(b), Florida Statutes.

Tab N – Garry R. Souffrant, BK 378548, Case No. 2010017203 – Petitioner’s Request for an Informal Hearing

Respondent was not present and not represented by counsel. Commissioner Ruffier and Commissioner Furst were recused due to participation on the probable cause panel.

Mr. Cunningham represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Vice-Chair Guju moved, seconded by Commissioner Enzor; motion carried unanimously to find the Respondent guilty as charged in the Administrative Complaint. Vice-Chair Guju moved, seconded by Commissioner Boring; motion carried unanimously to impose the following sanctions:

Penalty imposed: Revoke, \$792.00 costs. **Violation:** Guilty of having been convicted, regardless of adjudication, to a crime which involves moral turpitude or fraudulent and dishonest conduct in violation of Section 475.25(1)(f), Florida Statutes; guilty of failure to inform the Commission in writing within 30 days after being convicted or found guilty of any felony in violation of Section 475.25(1)(p), Florida Statutes.

Tab O – James M. Studeman, BK 3005062, Case No. 2009042620; Petitioner’s Request for an Informal Hearing

Respondent was not present and not represented by counsel. Commissioner McCoig was recused due to participation on the probable cause panel.

Mr. Cunningham represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Commissioner Enzor moved, seconded by Commissioner Furst; motion carried unanimously to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Enzor moved, seconded by Commissioner Furst; motion carried unanimously to impose the following sanctions:

Penalty imposed: Revoke, \$237.60 costs. **Violation:** Guilty of having had his real estate appraiser license revoked by the Florida Real Estate Appraisal Board in violation of Section 475.25(1)(s), Florida Statutes, and, therefore in violation of Section 475.25(1)(e), Florida Statutes.

Tab P – Pirene Vizirgianakis, BK 3133942, Case No. 2010007451 – Respondent’s Request for an Informal Hearing

Respondent was not present and not represented by counsel. Commissioner Ruffier was recused due to participation on the probable cause panel.

Ms. McClaren represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Commissioner Boring moved,

seconded by Commissioner McCoig; motion carried unanimously to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Enzor moved, seconded by Commissioner Furst; motion carried unanimously to impose the following sanctions:

Penalty imposed: Revoke, \$313.50 costs. **Violation:** Guilty failure to comply with a lawful Order issued by the Florida Real Estate Commission in violation of Section 475.42(1)(e), Florida Statutes and, therefore in violation of Section 475.25(1)(e), Florida Statutes.

Tab Q – Natalia Wolf, BK 3011902, Case No. 2008013903 – Petitioner’s Request for an Informal Hearing

Respondent was not present and not represented by counsel. Vice-Chair Guju and Commissioner Boring were recused due to participation on the probable cause panel.

Mr. Minarcin represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Commissioner Furst moved, seconded by Commissioner McCoig; motion carried unanimously to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Furst moved, seconded by Commissioner McCoig; motion carried unanimously to impose the following sanctions:

Penalty imposed: Revoke, \$462.00 costs. **Violation:** Guilty of fraud, misrepresentation, concealment, false promises, false pretenses, dishonest dealing by trick, scheme or device, culpable negligence, or breach of trust in any business transaction in violation of Section 475.25(1)(b), Florida Statutes.

Tab R – Margaret Giresi, BK 504487, Case No. 2009064208 – Respondent’s Request for Reconsideration

Respondent was not present and not represented by counsel. Commissioner Ruffier and Commissioner Furst were recused due to participation on the probable cause panel.

Mr. Minarcin represented the department and presented the case to the Commission. The Commission entered into discussion. Commissioner McCoig moved, seconded by Commissioner Enzor to deny reconsideration of the Final Order filed September 17, 2003. The motion carried unanimously.

Action taken: Reconsideration denied.

Tab T – Craig Haberstumpf, SL 3202137, Case No. 2009002481 – Stipulated Settlement

Respondent was not present and not represented by counsel. Vice-Chair Guju and Commissioner Boring were recused due to participation on the probable cause panel.

Mr. Solla represented the department and presented the case to the Commission. The Commission entered into discussion. Commissioner McCoig moved; seconded by Commissioner Enzor to deny the Stipulated Settlement. Motion carried unanimously.

Action taken: Stipulated Settlement denied.

The following cases were continued or withdrawn

Tab F – Roberto Curbelo, Jr.

Review and Consideration of the Real Estate Continuing Education Course

Director O'Bryant presented the following continuing education course for the Commission's consideration:

1. Super Spanish for the Real Estate Professional – New Course – Application No. 13849

Mr. Ponds did not appear in support of the new course. Commission entered into discussion. Commissioner Furst moved to deny the continuing education course listed above as it does meet the requirements of Section 475.182, Florida Statutes; Commissioner McCoig seconded the motion. The motion carried unanimously.

Ratification of Suspended Licenses

Director O'Bryant requested the Commission ratify reinstatement of the real estate license of Marcella Phelps who has met all requirements for reinstatement. The Commission ratified the actions unanimously.

Consent Agenda A

The Commission considered 121 applicants from the Consent Agenda A; Chair DeNapoli moved; seconded by Commissioner McCoig to approve 67 applicants and require 54 applicants to be placed on the Summary of Applicant Agenda; motion carried unanimously.

The following applicants were approved:

Ackerman, Philip Joseph	Edes, Christopher James	Lopez, Leon Wilfredo Jr.
Anderson, Andre Antonio	Elakman, Sy I	Lorito, Lee Ann
Anthony, Matthew Jon	Eljaiek, Karina Alicia	Lovelace, Lawrence Lamont Jr.
Apt, Michael David	Escobar, William C.	Matos, Fred Steven
Arias, Christian	Fente, Joseph Alexander	Mills, Keven M. Sr.
Aviles, Juan	Furr, Amanda Hodges	Murrell, James William
Barreto, Roberto L.	Garcia, Anthony	Niemann, Amy L.
Barry, Brian McLane	Gerber, Mark A.	Phillips, Nicki
Bellon, Javier A.	Giles, Pervis Delanda	Povlitz, John J. III
Brignoni, Ramon Enrique Jr.	Glenn, Sam Fin	Quinones, Francisco
Brock, Chenesia Young	Golden, Charles Michael	Raineri, Merinda
Brunetti, Michael	Grazier, Cheryl Elizabeth	Schafer, Jason Keith
Bucknell, Kathy Jayne	Gushiken, Mark David	Shalaby, Steve Joseph
Busuman, Mudingwa Tendai	Hoffman, Keith Allen Jr.	Shiver, Richared H.
Chorney, Peter Brian	Hotte, Michael	Sirang, Nader Ryan
Colacicco, Joseph Rocco	Howell, Latisha Ann Marie	Smith, Peggy Ann
Cooley, Brett Alexander	Hoyt, Raka S.	Soto, Michael Anthony
Dean, John Gregory	James, Jeffrey	Suder, Jennifer Sue
Dege, Marilyn	Kotsenko, Nikolai N.	Vlachos, Stephen Paul
Donahoe, Seth	Koutsis, Demetrios George	Weinhauer, Kurt R.
Dowd, Thomas	Lee, Christina Laihla	Wetzler, Steven Robert
Drake, Erica Kathryn	Lepore, Sheri Lynn	Wilson, Robert M.
Duque, Andres	Leshner, Jared Craig	

The following applicants will be placed on the next available Summary of Applicant agenda:

Adler, Lee
Akbar, Jihad Khartib
Alegría, Rodrigo Jose
Antoníoli, Giovanni
Avellino, Mona
Barfield, Kevin Anthony
Bezerra, Edson X.
Blanton, Christopher Allen
Brown, Rodney T.
Bursik, Thomas Matthew
Cheetham, Timothy John
Columna, Luis F.
Devita, Richard Anthony
Doltie, Curley
Donaldson, Scott W.
Dukes, Crystal Dawn
Erwin, Gabriel A.
Ewan, David

Gibbs, Nicole Lynn
Golden, Mario M.
Gorrin, Eddy
Grier, Nathan Allen
Hernandez, Armando
Hock, Jennifer Michelle
Jimenez, Arturo
Kabolowsky, Robert
Kalish, John David
Kicklighter, Steven Dewey
Kulka, Nick Jay Jr.
Leet, Jason M.
Mack, Robert
Nakelski, Michael T.
Orros, Nicholas
Palacios, Victor M.
Perez, Abriam Lee
Pockrandt, Bruce R.

Rattanachane, Melanie A.
Reynolds, Sara Jean
Robb, Darren L.
Rodriguez, Arlene
Rowan, Tammy Beth
Serafin, Joseph Nicholas
Sharma, Asheem
Steele, Charles Benjamin
Stiles, James Patrick
Stovall, Anthony Maurice II
Struble, Amy Marie
Thorpe, Benjamin Clark
Thurman, Charles Andrew
Topel, Eric Alexander
Watson, Matthew
Whitaker, Amber Nicole
Wright Hollowood, Melanie Joy

Consent Agenda B

The Commission considered 2 applicants from the Consent Agenda B; Chair DeNapoli moved; seconded by Commissioner Boring to require 2 applicants to be placed on the Summary of Applicant Agenda; motion carried unanimously.

The following applicant will be placed on the next available Summary of Applicant agenda:

Higgins, Jon Christopher
Johnson, Jack Paul

Public Comments

The Commission received comments from a member of the audience.

There being no further business and no objection, the Chair adjourned the meeting at approximately 11:50 a.m.

February 16, 2011

Chair Richard DeNapoli reconvened the meeting of the Florida Real Estate Commission to order, at approximately 8:30 a.m., in Orlando, on this 16th day of February, 2011.

Chair Richard DeNapoli, Vice-Chair Michael Guju; Claude "Chip" Boring, Darla Furst, Roger Enzor, Ralph McCoig and John Ruffier. Tom Barnhart, Senior Assistant Attorney General, appeared as counsel for the Commission. Mr. Barnhart declared a quorum present.

Division staff present at the meeting: Thomas W. O'Bryant Jr., Director; James Harwood, Chief Attorney; Denise Johnson, OMC II; Jeannie Adkinson, Regulatory Specialist III; Jocelyn Pomales, Regulatory Specialist III; Janice Taylor, Government Analyst I; Lori Crawford, Regulatory

Supervisor/Consultant; American Court Reporting, Inc. (407) 896-1813, provided court reporter services.

Director O'Bryant wanted to take an opportunity to thank supervisor Denise Johnson and her staff for all their hard work in putting together the Consent Agenda and the Summary of Applicant Agenda each month. Listen to recording.

Summary of Applicants

Ms. Denise Johnson, OMC II, presented 58 Summary of Applicants requesting to sit for the real estate examination.

Tab BP – Sciuto, Brandon A.; present and represented by Attorney Tomas Rieger; present – Vice-Chair Guju moved; seconded by Commissioner Furst to vacate the Notice of Intent to Deny the Commission previously entered regarding the application for broker and approve the application; motion carried 6 to 1.

Tab BR – Siegel, Marc H.; present and represented by Attorney Mycki Ratzan; present – Commissioner Ruffier moved; seconded by Commissioner Enzor to deny the application for sales associate; motion carried unanimously.

Tab A – Blaikie, William J.; present and represented by Attorney Daniel Villazon; present – Commissioner Ruffier moved; seconded by Vice-Chair Guju to approve the application for sales associate; motion carried unanimously.

Tab J – Caputo, Charles; present and represented by Attorney Daniel Villazon; present – Commissioner Furst moved; seconded by Commissioner Ruffier to approve the application for sales associate; motion carried unanimously.

Tab R – Feig, Evan J.; present and represented by Attorney Daniel Villazon; present – Commissioner Enzor moved; seconded by Vice-Chair Guju to approve the application for sales associate; motion carried unanimously.

Tab F – Brown, Antonio B.; present and represented by Attorney Nancy P. Campiglia; present – Commissioner Ruffier moved; seconded by Commissioner Boring to approve the application for sales associate; motion carried unanimously.

Tab H – Burton, Andrew J.; present and represented by Attorney Nancy P. Campiglia; present – Commissioner Ruffier moved; seconded by Commissioner Furst to approve the application for broker; motion carried unanimously.

Tab Z – Genovese, Anthony; present and represented by Attorney Nancy P. Campiglia; present – Commissioner Furst moved; seconded by Commissioner Enzor to approve the application for sales associate; motion carried unanimously.

Tab AA – Gibson, Rebecca Ann; present and represented by Attorney Nancy P. Campiglia; present – Applicant withdrew the application and waived the 90-day requirement.

Tab AY – McLean, Patrick K.; present and represented by Attorney Nancy P. Campiglia; present – Commissioner Ruffier moved; seconded by Commissioner Boring to vacate the Notice of Intent to

Deny the Commission previously entered regarding the application for sales associate and approve the application; motion carried unanimously.

Tab BC – Morris, Justin A.; present and represented by Attorney Nancy P. Campiglia; present – Commissioner Ruffier moved; seconded by Commissioner McCoig to approve the application for sales associate; motion carried unanimously.

Tab BZ – Wilcox, Matthew M.; present and represented by Attorney Nancy P. Campiglia; present – Vice-Chair Guju moved; seconded by Commissioner Ruffier to approve the application for sales associate; motion carried unanimously.

Tab B – Bicknell, Lée R.; present – Commissioner Ruffier moved; seconded by Commissioner McCoig to approve the application for sales associate; motion carried unanimously.

Tab C – Blanco, Cesar M., present – Commissioner McCoig moved; seconded by Vice-Chair Guju to approve the application for sales associate; motion carried unanimously.

Tab D – Brannon, Katrina M.; present – Vice-Chair Guju moved; seconded by Commissioner McCoig to approve the application for sales associate; motion carried unanimously.

Tab E – Bretthauer, Mary L.; not present – Commissioner Furst moved; seconded by Vice-Chair Guju to approve the application for sales associate; motion carried 6 to 1.

Tab G – Burgess, Seanna N.; present – Commissioner Ruffier moved; seconded by Commissioner Boring to approve the application for sales associate; motion carried unanimously.

Tab I – Callahan, James A. II; present – Application withdrawn and waived 90-day requirement.

Tab K – Clark, Laura; present – Commissioner Enzor moved; seconded by Commissioner McCoig to approve the application for sales associate; motion carried unanimously.

Tab L – Cordoba, Karol; present – Commissioner Ruffier moved; seconded by Commissioner Boring to approve; motion failed 3 to 4; Vice-Chair Guju moved; seconded by Commissioner Enzor to deny the application for sales associate; motion carried 4 to 3.

Tab M – Corsel, Victoria; not present – Commissioner Enzor moved; seconded by Commissioner McCoig to deny the application for sales associate; motion carried unanimously.

Tab N – Davis, Charity L.; present – Commissioner Ruffier moved; seconded by Commissioner Furst to approve the application for sales associate; motion carried unanimously.

Tab O – De Armas Reyes, Maidel; not present – Vice-Chair Guju moved; seconded by Commissioner Furst to deny the application for sales associate; motion carried unanimously.

Tab P – DiSanto, Laurin M.; present – Application withdrawn and waived 90-day requirement.

Tab Q – Dunham, Nathan A.; not present and represented by Attorney Nancy Campiglia, not present – Application withdrawn.

Tab S – Finn, Mary L.; present – Commissioner Ruffier moved; seconded by Commissioner Furst to approve the application for sales associate; motion carried 6 to 1.

Tab T – Flynn, Linda S.; not present – Vice-Chair Guju moved; seconded by Commissioner McCoig to deny the application for broker; motion carried unanimously.

Tab U – Frustaci, Alana N.; not present – Applicant requested a continuance and waived the 90-day requirement.

Tab V – Gabris, Joseph A.; not present – Applicant requested a continuance to April 20, 2011 and waived the 90-day requirement.

Tab W – Galvan, Juan; not present – Commissioner Ruffier moved; seconded by Vice-Chair Guju to approve the application for sales associate; motion carried unanimously.

Tab X – Ganson, Brittany E.; present – Vice-Chair Guju moved; seconded by Commissioner Enzor to approve the application for sales associate; motion carried unanimously.

Tab Y – Gaulden, Charles H.; present – Commissioner Boring moved; seconded by Commissioner McCoig to approve the application for sales associate; motion carried unanimously.

Tab AB – Giles, Dana G; not present – Vice-Chair Guju moved; seconded by Commissioner Ruffier to approve the application for sales associate; motion carried unanimously.

Tab AC – Grayes, Sireca S.; present – Commissioner Furst moved; seconded by Vice-Chair Guju to approve the application for sales associate; motion carried unanimously.

Tab AP – Lizano, Jesus D.; present and represented by Attorney Nancy P. Campiglia; present – Commissioner Furst moved; seconded by Commissioner Enzor to approve the application for sales associate; motion carried 6 to 1.

Commissioner Ruffier was excused from the remainder of the general meeting.

Tab AD – Green Astrid G.; not present – Vice-Chair Guju moved; seconded by Commissioner Furst to approve the application for sales associate; motion carried 5 to 1.

Tab AE – Gregg, Charles M.; present – Commissioner Enzor moved; seconded by Vice-Chair Guju to approve the application for sales associate; motion carried unanimously.

Tab AF – Gregory, Aaron; present – Commissioner McCoig moved; seconded by Vice-Chair Guju to approve the application for sales associate; motion carried unanimously.

Tab AG – Holtgrewe, Herbert F. IV., not present and represented by Attorney Nancy Campiglia, not present – Application withdrawn.

Tab AH – Huckabay, Leah A.; present – Commissioner Boring moved; seconded by Commissioner Furst to approve the application for sales associate; motion carried unanimously.

Tab AI – Jimenez, Michael A.; not present – Commissioner Furst moved; seconded by Vice-Chair Guju to deny the application for sales associate; motion carried unanimously.

Tab AJ – Kent, Douglas; not present – Applicant withdrew application.

Tab AK – Kruse, Daniel T.; not present – Vice-Chair Guju moved; seconded by Commissioner Boring to deny the application for sales associate; motion carried unanimously.

Tab AL – Lanunziata, Paul; not present – Applicant withdrew application.

Tab AM – Lauritsen, Gena; not present – Commissioner McCoig moved; seconded by Commissioner Enzor to deny the application for broker; motion carried unanimously.

Tab AN – Lavin, Brandon J.; present – Commissioner Enzor moved; seconded by Commissioner Furst to approve the application for sales associate; motion carried unanimously.

Tab AO – Leiba Gough, DonnaMarie; present – Commissioner McCoig moved; seconded by Commissioner Enzor to approve the application for sales associate; motion carried unanimously.

Tab AQ – Loftin, James M.; present – Vice-Chair Guju moved; seconded by Commissioner McCoig to approve the application for sales associate; motion carried unanimously.

Tab AR – Lys, Christopher M.; present – Application withdrawn and waived 90-day requirement.

Tab AS – Lytle, Ralph M. II, present – Application withdrawn and waived 90-day requirement.

Tab AT – Majeau, Alain, present – Commissioner Furst moved; seconded by Commissioner Enzor to vacate the Notice of Intent to Deny the Commission previously entered regarding the application for sales associate; motion carried unanimously. Application withdrawn and waived 90-day requirement.

Tab AU – Marcotte, George; present – Commissioner McCoig moved; seconded by Commissioner Boring to approve the application for sales associate; motion carried unanimously.

Tab AV – Martin, James E. Jr.; present – Commissioner Enzor recused himself from discussion. Commissioner McCoig moved; seconded by Vice-Chair Guju to approve the application for sales associate; motion carried unanimously.

Tab AW – Martin, James E. Jr.; not present – Applicant requested a continuance. Vice-Chair Guju moved; seconded by Commissioner Furst to deny the continuance and proceed with the informal hearing. Vice-Chair Guju moved; seconded by Commissioner Enzor to adopt the findings of fact and conclusions of law of the prior Intent to Deny and uphold the denial of application for sales associate; motion carried unanimously.

Tab AX – McFadden, Leslie N.; present – Vice-Chair Guju moved; seconded by Commissioner McCoig to approve the application for sales associate; motion carried unanimously.

Tab AZ – Melendez, Daniel A.; not present – Commissioner Enzor moved; seconded by Commissioner Boring to deny the application for sales associate; motion carried unanimously.

Tab BA – Milstead, Monica M.; present – Application withdrawn and waived 90-day requirement.

Tab BB – Mitchell, Rullie D., not present – Commissioner Enzor moved; seconded by Vice-Chair Guju to approve the application for sales associate; motion carried unanimously.

Tab BD – Nutting, Bradford J.; present – Vice-Chair Guju moved; seconded by Commissioner Furst to approve the application for sales associate; motion carried unanimously.

Tab BE – Ofaire, Mitchel; present – Application withdrawn and waived 90-day requirement.

Tab BF – Ordonez, George A.; present – Vice-Chair Guju moved; seconded by Commissioner Furst to approve the application for sales associate; motion carried 5 to 1.

Tab BG – Patchanian, David M. Sr.; present – Application withdrawn and waived 90-day requirement.

Tab BH – Pelletier, Kevin E. Sr.; present – Vice-Chair Guju moved; seconded by Commissioner McCoig to approve the application for sales associate; motion carried unanimously.

Tab BI – Plumey, Danielle M.; present – Commissioner Furst moved; seconded by Commissioner Enzor to approve the application for sales associate; motion carried unanimously.

Tab BJ – Popeck, Dolores; present – Commissioner Furst moved; seconded by Commissioner McCoig to approve the application for sales associate; motion carried unanimously.

Tab BK – Radford, Beth A.; present – Vice-Chair Guju recused himself from discussion and voting. Commissioner Enzor moved; seconded by Commissioner Furst to approve the application for sales associate; motion carried unanimously.

Tab BL – Reid, Christopher T.; present – Commissioner McCoig moved; seconded by Commissioner Boring to approve the application for sales associate; motion carried unanimously.

Tab BM – Rigby, Barbara C.; not present – Commissioner Enzor moved; seconded by Commissioner Boring to deny the application for sales associate; motion carried unanimously.

Tab BN – Rodrigues, Diana M.; present – Commissioner Enzor moved; seconded by Commissioner McCoig to approve the application for sales associate; motion carried unanimously.

Tab BO – Sather, Jason D.; present – Commissioner McCoig moved; seconded by Vice-Chair Guju to approve the application for sales associate; motion carried unanimously.

Tab BQ – Sibley, Gregory; not present – Commissioner Furst moved; seconded by Commissioner Boring to deny the application for sales associate; motion carried unanimously.

Tab BS – Sims, Faith R.; not present – Commissioner Enzor moved; seconded by Commissioner Boring to deny the application for sales associate; motion carried unanimously.

Tab BT – Smith, Kerri N., not present – Commissioner Furst moved; seconded by Commissioner Enzor to deny the application for sales associate; motion carried unanimously.

Tab BU – Soba Zenon, Saisha V.; present – Commissioner Furst moved; seconded by Commissioner Enzor to approve the application for sales associate; motion carried unanimously.

Tab BV – Steinritz, Kelly L.; not present – Commissioner Enzor moved; seconded by Commissioner Boring to deny the application for sales associate; motion carried unanimously.

Tab BW – Streeter, Simeon A.; present – Commissioner Enzor moved; seconded by Commissioner Furst to approve the application for broker; motion carried unanimously.

Tab BX – Taylor, James A. Jr.; not present – Commissioner Furst moved; seconded by Commissioner Boring to deny the application for sales associate; motion carried unanimously.

Tab BY – Wilbanks, Robert; not present and represented by Attorney Nancy Campiglia; not present – Application withdrawn.

Tab CA – Wild, Nicholas C.; present – Commissioner McCoig moved; seconded by Commissioner Furst to approve the application for broker; motion carried unanimously.

Tab CB – Williams, Rolinda D.; present – Commissioner Boring moved; seconded by Vice-Chair Guju to approve the application for sales associate; motion carried unanimously.

Tab CC – Yao, Xin Feng; present – Commissioner McCoig moved; seconded by Commissioner Boring to approve the application for broker; motion carried unanimously.

Director's Comments

Director O'Bryant thanked the Commission for four and a half wonderful years and stated he would continue to keep his finger on the pulse of this industry.

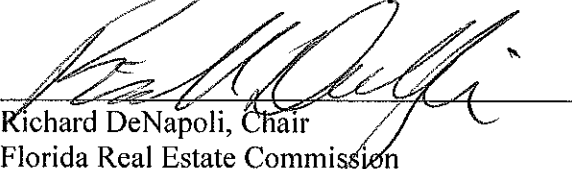
Commission's Comments

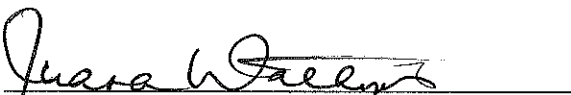
The Commission thanked Director for his service to them and to the industry, wished him the best in his new position.

Commissioner Enzor thanked the division staff for the work they put in on the applicant agendas.

Adjournment

There being no further business and no objection, the Chair adjourned the meeting at approximately 4:52 p.m. The next general meeting of the Florida Real Estate Commission is scheduled for March 15 and 16, 2011, in Orlando, Florida.


Richard DeNapoli, Chair
Florida Real Estate Commission


Thomas O'Bryant, Jr.,
Director
Florida Real Estate Commission