

Ken Lawson, Secretary

Rick Scott, Governor

**Minutes of
THE FLORIDA REAL ESTATE COMMISSION
February 18 and 19, 2014
General Meeting**

Chair Roger Enzor, called the meeting of the Florida Real Estate Commission to order, at approximately 8:30 a.m., in Orlando, Florida, on this 18th day of February, 2014.

The following Commission members were in attendance: Chair Roger Enzor, Vice-Chair Poul Hornsleth, Claude “Chip” Boring, III, Elias Chotas, Dick Fryer, Darla Furst and Josh Podolsky. Mr. Tom Barnhart, Senior Assistant Attorney General, appeared as counsel for the Commission. Mr. Barnhart declared a quorum present.

Department and Division staff present at the meeting: Juana Watkins, Director; Denise Johnson, Deputy Director; Patrick Cunningham, Chief Attorney; Sean Anderson, Christine Arzillo, Daniel Brackett, Assistant General Counsels; Daniel David, Josh Kendrick and Katie Sabo, Assistant General Counsels appeared via video conference; Sara Kimmig, Bureau Chief of Enforcement; Jenny Schwartz, Assistant General Counsel; Jocelyn Pomales, Operation Management Consultant II; Johanne Knudson, Regulatory Specialist III; Susan Bailey, Administrative Assistant II; Lori Crawford, Regulatory Supervisor/Consultant. American Court Reporting, Inc. (407) 896-1813 provided court services.

Approval of the Minutes

Commissioner Furst moved; seconded by Commissioner Fryer to approve the Minutes of the January 14 and 15, 2014, General Meeting, as written. The motion passed without dissent.

Legal Agenda Schedule

Legal Appearance Docket

Tab G – Graciela Lozano, SL 3215250, Case No. 2013006561 – Respondent’s Request for an Informal Hearing

Respondent was present and was represented by Richard Fowler, Esquire, also present. Chair Enzor was recused due to participation on the probable cause panel.

Ms. Sabo represented the department and presented the case to the Commission. Mr. Fowler requested to withdraw the Election of Rights selecting an informal hearing and proceed with a formal hearing. The Commission granted the request and referred the case to the Division of Administrative Hearings (DOAH).

Action taken: Case referred to DOAH.

Tab K – Paul E. Toppino, BK 3007351, Case No. 2013011880 – Respondent’s Request for an Informal Hearing

Respondent was present and was represented by Richard Fowler, Esquire, also present. Chair Enzor was recused due to participation on the probable cause panel.

Ms. Sabo represented the department and presented the case to the Commission. Mr. Fowler requested to withdraw the Election of Rights selecting an informal hearing and proceed with a formal hearing. The Commission granted the request and referred the case to the Division of Administrative Hearings (DOAH).

Action taken: Case referred to DOAH.

Tab R – Maribel Ramirez, SL 3172309, Case No. 2012036181 – Settlement Stipulation

Respondent was present and was represented by Leila Chacko, Esquire, also present. Commissioner Podolsky was recused due to participation on the probable cause panel.

Ms. Sabo represented the department and presented the case to the Commission. The Commission entered into discussion. Respondent neither admits nor denies the factual allegations in the Administrative Complaint. Commissioner Furst moved; seconded by Vice-Chair Hornsleth to accept the Stipulated Settlement. The motion passed without dissent.

Penalty: \$500.00 fine; investigative costs. **Violation(s):** Section 475.42(1)(b), Florida Statutes, by operating as a broker while licensed as a sales associate when Respondent advertised Subject Property for sale without having ownership interest therein.

Action taken: Settlement Stipulation accepted.

Tab M – Angel Raul Wagner, BL 608793, Case No. 2011020261 – Informal Hearing

Respondent was not present; Respondent was represented by Daniel Villazon, Esquire, present. No current members were recused due to participation on the probable cause panel.

Mr. Anderson represented the department and presented the case to the Commission. Mr. Villazon requested a continuance until the next scheduled meeting. The Commission entered into discussion. Commissioner Furst moved, seconded by Commissioner Boring; motion passed without dissent to continue the case until March 11, 2014.

Action taken: Case continued.

Tab A – Theresia Marie Helton, BK 3077530 and 3248280, Case No. 2011050921 – Recommended Order

Respondent was present and was not represented by counsel. Daniel Villazon, Esquire, was also present. Chair Enzor was recused due to participation on the probable cause panel.

Mr. Villazon withdrew as counsel for Respondent. Ms. Arzillo represented the Department and presented the case to the Commission. The Commission entered into discussion. Commissioner Podolsky moved, seconded by Commissioner Fryer; motion passed without dissent to adopt the Administrative Law Judge’s

findings of fact and conclusions of law and accept the Recommended Order imposing the following sanctions:

Action Taken: Revocations; Investigative costs. **Violation(s):** Section 475.25(1)(d)1., Florida Statutes, when Respondent failed to account or deliver payments made by Tenants for the lease of Subject Property as required by law; Section 475.25(1)(b), Florida Statutes, by acting with culpable negligence or committing a breach of trust in failing to account for or deliver to Owners payments made by Tenants for the lease of Subject Property; section 475.25 (1)(k), Florida Statutes, when Respondent, as a broker, failed to place funds entrusted to her by a person dealing with her as a broker in an escrow account; Rule 61J2-14.010(1), Florida Administrative Code, when Respondent, as a broker, received funds from a person interested in a real estate transaction, but failed to immediately place said funds in an insured escrow account; Rule 61J2-14.012(2), Florida Administrative Code, when Respondent, as a broker, failed to maintain monthly written statements comparing total liability with the reconciled bank balances of accounts holding real estate funds.

Action taken: Adopted Recommended Order.

Tab E – Mitchell A. Flomenhoft, SL 620039, Case No. 2013023075 – Respondent’s Request for an Informal Hearing

Respondent was not present; Respondent was represented by Nancy Campiglia, Esquire, present. Commissioner Podolsky was recused due to participation on the probable cause panel.

Mr. Brackett 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 Fryer; motion carried unanimously to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Fryer moved, seconded by Commissioner Furst; motion passed without dissent to impose the following sanctions:

Action taken: \$1,000.00 fine, investigative costs; probation for 6 months; must attend 1 complete FREC general meeting. **Violation(s):** Section 475.25(1)(f), Florida Statutes (2011), by entering a plea of no contest to and being convicted or found or aggravated assault with a firearm.

Tab C – Andrea M. Dutra, SL 3198969, Case No. 2012044487 – Respondent’s Request for an Informal Hearing

Respondent was not present and was represented by James Harwood, Esquire, present. Commissioner Furst was recused due to participation on the probable cause panel.

Ms. Prescott represented the department and presented the case to the Commission. Mr. Harwood requested a continuance until the next scheduled meeting. The Commission entered into discussion. Commissioner Podolsky moved, seconded by Commissioner Boring; motion passed without dissent to continue the case until March 11, 2014.

Action taken: Case continued.

Tab F – Cory Austin Levy, SL 3212872, Case No. 2013007218 – Respondent’s Request for an Informal Hearing

Respondent was present and was represented by James Harwood, Esquire, present. No current members were recused due to participation on the probable cause panel.

Mr. Kendrick represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Commissioner Podolsky moved, seconded by Vice-Chair Hornsleth; motion carried unanimously to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Furst moved, seconded by Vice-Chair Hornsleth; motion passed without dissent to impose the following sanctions:

Action taken: \$1,000.00 fine; investigative costs; must complete a 28-hour reactivation course; must attend 2 complete FREC general meeting; probation for 2 years. **Violation(s):** Section 475.42(1)(a), Florida Statutes, when Respondent operated as a broker or sales associate without being the holder of a valid current and active license; Section 475.25(1)(b), Florida Statutes, by managing property, discussing move-in fees and lease terms and by showing property while in an inactive status; Section 475.25(1)(e), Florida Statutes, by managing property, discussing move-in fees and lease terms and showing property while under supervision.

Tabs P and Q – Wallace Richard Hatfield, SL 3127848, Case Nos. 2012041797 and 2012041800 – Voluntary Relinquishment of License for Permanent Revocation

Respondent was not present; Respondent was represented by James Harwood, Esquire, present. No current members were recused due to participation on the probable cause panel.

Mr. Cheneler represented the department and presented the cases to the Commission. The Commission entered into discussion. Commissioner Fryer moved, seconded by Vice-Chair Hornsleth to accept the Settlement Agreement to Relinquish License for Permanent Revocation. The motion passed without dissent.

Action taken: Accepted Voluntary Relinquishment of License for Permanent Revocation.

Tab AB – Richard Rodgers, SL 3238591, Case No. 2012035042 – Petitioner’s Motion for Waiver Hearing and Enter a Final Order

Respondent was not present; Respondent was represented by James Harwood, Esquire, present. Commissioner Furst was recused due to participation on the probable cause panel.

Ms. Prescott represented the department and presented the case to the Commission. The Commission granted the waiver hearing and entered into discussion. Commissioner Fryer moved; seconded by Commissioner Chotas; motion passed 4 to 2 to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Fryer moved, seconded by Vice-Chair Hornsleth; motion passed without dissent to impose the following sanctions:

Action Taken: Reprimand; \$250.00, investigative costs; probation for 6 months. **Violation(s):** Section 475.25(1)(k), Florida Statutes (2011), by accepting deposits for the Subject Property and failing to deliver those deposits to JC Realtors; Section 455.227(1)(j), Florida Statutes (2011), by assisting a non-licensee (M. Rodgers) to engage in the business of leasing rental properties; and by receiving, or expecting to receive, compensation or valuable consideration, indirectly or directly, in return for her services.

Tab I – Gary Richard Prescott, BK 654164, Case No. 2011035658 – Petitioner’s Motion for Informal Hearing, and if Granted, Conduct an Informal Hearing

Respondent was present and was represented by David Schrader, Esquire, also present. Commissioner Podolsky was recused due to participation on the probable cause panel.

Mr. David 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 Fryer; motion carried unanimously to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Furst moved, seconded by Vice-Chair Hornsleth; motion passed without dissent to impose the following sanctions:

Action taken: Must complete a 28-hour reactivation course; probation for 1 year. **Violation(s):** Section 475.42(1)(c), Florida Statutes, by employing a person to engage in real estate activities without being a holder of a valid current real estate license; Section 475.42(1)(e), Florida Statutes, when Respondent violated of Rule 61J2-5.019, Florida Administrative Code, by failing to assure that Equity's officers, directors, and sales associates were holders of current registrations and licenses.

Tab S – Shaun L. Carcary, SL 25322, Case No. 2011035653 – Petitioner's Motion for Waiver Hearing and Enter a Final Order

Respondent was not present; Respondent was represented by David Schrader, Esquire, present. No current members were recused due to participation on the probable cause panel.

Mr. David represented the department and presented the case to the Commission. The Commission granted the waiver hearing and entered into discussion. Commissioner Podolsky moved; seconded by Commissioner Boring; motion passed without dissent to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Podolsky moved, seconded by Commissioner Boring; motion passed without dissent to impose the following sanctions:

Action Taken: \$1,000.00 fine, investigative costs. **Violation(s):** Section 475.42(1)(a), Florida Statutes, when Respondent operated as a broker or sales associate without being the holder of a valid current and active license; Section 475.25(1)(b), Florida Statutes, when Respondent operated as a broker or operated as a sales associate for a person not registered as his employer.

Tab AC – Kamal Salim, SL 3100213, Case No. 2013006207 – Respondent's Request for Reconsideration of Final Order

Respondent was present and was not represented by counsel. No current members were recused due to participation on the probable cause panel. Commissioner Podolsky recused himself due to participation on the probable cause panel in the underlying case.

Ms. Arzillo represented the department and presented the case to the Commission. Commissioner Furst moved; seconded by Commissioner Boring to grant the reconsideration; the motion passed without dissent. The Commission entered into discussion. Commissioner Furst moved; seconded by Commissioner Fryer to vacate the Final Order filed January 14, 2014, as to the penalty; motion passed without dissent. Commissioner Furst moved, seconded by Commissioner Fryer; motion passed without dissent to impose the following sanctions:

Penalty Imposed: \$500.00 fine, investigative costs. **Violation(s):** Section 475.25(1)(e), Florida Statutes, when Respondent failed to comply with a lawful order issued under the provisions of Chapters 475 or 455, Florida Statutes.

Action Taken: Reconsideration request granted.

Tab L – Nicolas Ernesto Torrent, BK 687095, Case No. 2012034587 – Petitioner’s Motion for Informal Hearing, and if Granted, Conduct an Informal Hearing

Respondent was not present; Respondent was represented by Silvia Pinera-Vazquez, Esquire, not present. Commissioner Boring was recused due to participation on the probable cause panel.

Mr. Brackett represented the department and presented the case to the Commission. Mr. Ernesto V. Torrent (father) appeared on behalf of Respondent. The Commission granted the informal hearing and entered into discussion. Commissioner Podolsky moved, seconded by Commissioner Fryer; motion carried unanimously to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Podolsky moved, seconded by Commissioner Furst; motion passed without dissent to impose the following sanctions:

Action taken: Investigative costs; probation for 1 year; must complete a 28-hour reactivation course. **Violation(s):** Section 475.25(1)(e), Florida Statutes, by violating Rule 61J2-14.010(1), Florida Administrative Code, when Respondent failed to immediately deposit checks designated for rent into an escrow or trust account; Section 475.5015, Florida Statutes, by failing to keep and maintain records for the exclusive right to lease agreement involving the Subject Properties; Section 475.25(1)(e), Florida Statutes, by violating Rule 61J2-14.010(1), Florida Administrative Code, when Respondent allowed checks made out to Corporation and designated as rent to be deposited into Corporation’s operating account.

Tab J – Joel Roman, Applicant, Case No. 2013017728 – Respondent’s Request for an Informal Hearing

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

Ms. Sabo represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Commissioner Fryer moved, seconded by Commissioner Furst; motion carried unanimously to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Fryer moved, seconded by Commissioner Furst; motion passed without dissent to impose the following sanctions:

Action taken: Deny application; investigative costs. **Violation(s):** Rule 61-11.007, Florida Administrative Code, and therefore, Section 455.227(1)(q), Florida Statutes, when Respondent removed exam materials. Respondent is also in breach of 475.25(1)(a), Florida Statutes.

Tab H – Stephanie Morales, BK 180115, Case No. 2013032758 – Respondent’s Request for an Informal Hearing

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

Ms. Sabo represented the department and presented the case to the Commission. The Commission granted the informal hearing and entered into discussion. Commissioner Fryer moved, seconded by Vice-Chair Hornsleth; motion carried unanimously to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Fryer moved, seconded by Vice-Chair Hornsleth; motion passed without dissent to impose the following sanctions:

Action taken: \$500.00 fine; investigative costs; probation for 12 months; must attend 2 complete FREC general meetings. **Violation(s):** Section 475.25(1)(f), Florida Statutes, by entering a plea of nolo contendere to Organized Scheme to Defraud.

General Session continued

Special Agenda

Tab B – Communication from Ruthie Woods

Deputy Director Johnson presented correspondence received Ruthie Woods requesting FREC to approve her experience and allow her to sit for the broker exam without the complete 24 month experience requirement as a sales associate within the last 5 years. Ms. Woods was present in support of her request. The Commission entered into discussion. The Commission stated that it does not have the statutory authority to waive a statutory requirement. The Commission suggested that she contact the Florida Legislature.

Tab A – Communication from Dr. Wayne Archer

Deputy Director Johnson presented correspondence received from Dr. Wayne Archer requesting FREC approve two courses as equivalent for the FREC Course I. Dr. Archer and Dr. Kent Malone were present in support of the request. The Commission received comments from Ms. Linda Crawford, Dearborn Publishing, expressing her concerns. The Commission also received comments from Lori Rogers, Bert Rogers Schools. The Commission entered into discussion. Commissioner Podolsky moved to approve the REE 6045, Introduction to Real Estate course in combination with the BUL 6516, Law of Real Estate Transactions course as being equivalent to the FREC Course I, with the condition that the instructors and professors identify the deficiency relating to the 3-hour Florida Law portion. Vice-Chair Hornsleth seconded the motion; the motion passed 4 to 3.

Tab C – Communication from Viviane Pinheiro

Deputy Director Johnson presented Applicant Vivian Garcia Pinheiro's broker application and background information. Ms. Johnson stated that the division was unable to determine whether Ms. Pinheiro's real estate license in Brazil is regulated and whether the real estate experience qualifies her for a broker's license. Ms. Pinheiro appeared in support of her request and explained that real estate brokers in Brazil have state and federal regulatory oversight. The Commission entered into discussion. Commissioner Fryer moved to accept Ms. Pinheiro's real estate experience requirement from Brazil as being valid to apply for a broker's license; seconded by Commissioner Podolsky; the motion carried without dissent.

Legal Agenda continued

Tab B – Lance David Donovan, BK 3204022, Case No. 2012024175 – Respondent's Request for Informal Hearing

Case continued.

Agenda A, Tab D; Agenda B, Tab A – Gregory W. Eagle, BK 328492, Case No. 2013006587 – Voluntary Relinquishment of License for Permanent Revocation

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

Ms. Arzillo represented the department and presented the cases to the Commission. The Commission entered into discussion. Commissioner Fryer moved, seconded by Commissioner Furst to accept the Settlement Agreement to Relinquish License for Permanent Revocation. The motion passed without dissent.

Action taken: Accepted Voluntary Relinquishment of License for Permanent Revocation.

Tab N – Joanne E. Fitzgerald, BK 81489, Case No. 2008052882 – Respondent’s Request for an Extension of Time to Comply with a Final Order

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

Ms. Sabo represented the department and presented the case to the Commission. The Commission entered into discussion. Commissioner Podolsky moved; seconded by Commissioner Boring; motion passed without dissent to grant an extension to April 15, 2014.

Action Taken: Extension granted until April 15, 2014.

Tab O – Tori A. Byron, BK 592548, Case No. 2013005182 – Settlement Stipulation

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

Mr. Cheneler represented the department and presented the case to the Commission. The Commission entered into discussion. Respondent admits the factual allegations in the Administrative Complaint. Commissioner Chotas moved; seconded by Commissioner Boring to accept the Stipulated Settlement. The motion passed 4 to 2.

Penalty: \$350.00 fine; investigative costs; must attend 3 complete FREC general meeting; probation for 18 months. **Violation(s):** Section 475.25(1)(f), Florida Statutes, by entering a plea of nolo contendere to and being adjudicated guilty of Reckless Driving and Refusal to Submit to DUI Test after License Suspended; Section 455.225(t), Florida Statutes, by failing to timely notify DBPR of entering a plea of nolo contendere to Reckless Driving and Refusal to Submit to DUI Test after License Suspended.

Action taken: Settlement Stipulation accepted.

Tab T – Jordan Lloyd Churchill, SL 3248043, Case No. 2013022139 – Petitioner’s Motion for Waiver Hearing and Enter a Final Order

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

Mr. Anderson represented the department and presented the case to the Commission. The Commission granted the waiver hearing and entered into discussion. Commissioner Furst moved; seconded by Commissioner Fryer; motion passed without dissent to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Furst moved, seconded by Commissioner Chotas; motion passed without dissent to impose the following sanctions:

Action Taken: Revocation; investigative costs. **Violation(s):** Section 475.42(1)(d), Florida Statutes (2012), when Respondent collected money in connection with a real estate brokerage transaction not in the name of

an escrow company and without the express consent of his employer; Section 475.42(1)(b), Florida Statutes, when Respondent operated as a broker and not under the direction, control or management of his broker; Section 475.25(1)(e), Florida Statutes (2012), by violating Rule 61J2-14.009, Florida Administrative Code, when Respondent failed to deliver the check to his broker.

Tab U – Alexei S. Gomez, SL 3178942, Case No. 2013027041 – Petitioner’s Motion for Waiver Hearing and Enter a Final Order

Case withdrawn.

Tab V – Brett Alan Hemminger, SL 3081686, Case No. 2011050143 – Petitioner’s Motion for Waiver Hearing and Enter a Final Order

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

Ms. Sabo represented the department and presented the case to the Commission. The Commission granted the waiver hearing and entered into discussion. Commissioner Furst moved; seconded by Commissioner Podolsky; motion passed without dissent to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Furst moved, seconded by Commissioner Boring; motion passed without dissent to impose the following sanctions:

Action Taken: Revocation; investigative costs. **Violation(s):** Section 475.25(1)(e), Florida Statutes, when Respondent failed to comply with a lawful order issued under the provisions of Chapters 475 or 455, Florida Statutes.

Tab W – Sarah Elizabeth Hendrick, SL 3239708, Case No. 2013015835 – Petitioner’s Motion for Waiver Hearing and Enter a Final Order

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

Ms. Arzillo represented the department and presented the case to the Commission. The Commission granted the waiver hearing and entered into discussion. Commissioner Podolsky moved; seconded by Commissioner Furst; motion passed without dissent to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Podolsky moved, seconded by Commissioner Furst; motion passed without dissent to impose the following sanctions:

Action Taken: Revocation. **Violation(s):** Section 475.25(1)(e), Florida Statutes, when Respondent failed to comply with a lawful order issued under the provisions of Chapters 475 or 455, Florida Statutes.

Tab X – Michael Patrick Massimini, SL 3238138, Case No. 2012047746 – Petitioner’s Motion for Waiver Hearing and Enter a Final Order

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

Mr. Brackett represented the department and presented the case to the Commission. The Commission granted the waiver hearing and entered into discussion. Commissioner Fryer moved; seconded by Commissioner Furst; motion passed without dissent to find the Respondent guilty as charged in the

Administrative Complaint. Commissioner Fryer moved, seconded by Commissioner Podolsky; motion passed without dissent to impose the following sanctions:

Action Taken: Revocation; investigative costs. **Violation(s):** Section 475.42(1)(h), Florida Statutes, when he did not provide the Investigator a copy of his bank and reconciliation statements and did not appear for his the Investigator's scheduled office inspection and audit .

Tab AA – Victoria P. Phillips, BK 3090042, Case No. 2013024548 – Petitioner's Motion for Waiver Hearing and Enter a Final Order

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

Ms. Prescott represented the department and presented the case to the Commission. The Respondent requested a continuance until March 2014. The Commission entered into discussion. Commissioner Podolsky moved; seconded by Commissioner Furstr; motion passed without dissent to continue the case until March 11, 2014.

Action taken: Case continued until March 11, 2014.

Tab Z – Victoria P. Phillips, BK 3090042, Case No. 2013011392 -- Petitioner's Motion for Waiver Hearing and Enter a Final Order

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

Ms. Prescott represented the department and presented the case to the Commission. The Respondent requested a continuance until March 2014. The Commission entered into discussion. Commissioner Podolsky moved; seconded by Commissioner Furst; motion passed without dissent to continue the case until March 11, 2014.

Action taken: Case continued until March 11, 2014.

Tab AD – Sibling Solutions, Inc., CQ 1029111, Case No. 2013011397 -- Petitioner's Motion for Waiver Hearing and Enter a Final Order

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

Ms. Prescott represented the department and presented the case to the Commission. The Respondent requested a continuance until March 2014. The Commission entered into discussion. Commissioner Podolsky moved; seconded by Commissioner Furst; motion passed without dissent to continue the case until March 11, 2014.

Action taken: Case continued until March 11, 2014.

Tab Y – Michael A. McLaughlin, SL 3227245, Case No. 2013032352 – Petitioner’s Motion for Waiver Hearing and Enter a Final Order

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

Mr. Anderson represented the department and presented the case to the Commission. The Commission granted the waiver hearing and entered into discussion. Commissioner Furst moved; seconded by Commissioner Boring; motion passed without dissent to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Furst moved, seconded by Commissioner Boring; motion passed without dissent to impose the following sanctions:

Action Taken: Revocation. **Violation(s):** Section 475.25(1)(e), Florida Statutes (2013), when Respondent failed to comply with a lawful order issued under the provisions of Chapters 475 and 455, Florida Statutes.

Tab AE – John Vincent Simone, BK 539751, Case No. 2009052290 – Petitioner’s Motion for Waiver Hearing and Enter a Final Order

Respondent was not present; Respondent was represented by Mercedes Hale, Esquire, also not present. Commissioner Boring was recused due to participation on the probable cause panel.

Mr. David represented the department and presented the case to the Commission. The Commission granted the waiver hearing and entered into discussion. Vice-Chair Hornsleth moved; seconded by Commissioner Podolsky; motion passed without dissent to find the Respondent guilty as charged in the Administrative Complaint. Vice-Chair Hornsleth moved, seconded by Commissioner Podolsky; motion passed without dissent to impose the following sanctions:

Action Taken: \$500.00 fine, investigative costs; probation for 12 months; attend 2 complete FREC General meetings. **Violation(s):** Section 475.25(1)(e), Florida Statutes, by violating Section 455.227(1)(j), Florida Statutes, when Respondent, as the qualifying broker for Bay Area Real Estate & Rentals, Inc., aided and abetted an unlicensed person in procuring a Tenant to lease the Subject Property; compensated an unlicensed person directly or indirectly for procuring a Tenant; aided and abetted an unlicensed person in publishing an advertisement for the lease of the Subject Property.

Escrow Disbursement Orders

Assistant General Counsel Cheneler presented 9 Escrow Disbursement Orders and 3 Orders for the Commission’s consideration. Vice-Chair Hornsleth moved to accept 9 Escrow Disbursement Orders and 3 Orders. Commissioner Boring seconded the motion. The motion passed without dissent.

Recovery Fund Cases

Tab A – Aaron W. Gordon v. Dennis A. Trage, DBPR Case No. 2012033429

Assistant General Counsel Cheneler presented this matter to the Commission. Neither the Claimant nor the Licensee was present. Mr. Cheneler 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. Vice-Chair Hornsleth moved to approve the order denying the claim in the amount. Commissioner Fryer seconded the motion. The motion passed without dissent.

Tab B – Superior Cleaning of Sarasota, Inc. v. Tropical Sands Accommodations, LLC, DBPR Case No. 2013047589

Assistant General Counsel Cheneler presented this matter to the Commission. Neither the Claimant nor the Licensee was present. Mr. Cheneler 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. Vice-Chair Hornsleth moved to approve the order denying the claim in the amount. Commissioner Fryer seconded the motion. The motion passed without dissent.

General Business continued

Reports

Report Regarding Enforcement Trends and Escrow Audits

Bureau Chief Kimmig presented the report regarding Complaint Trends and Escrow Audit Summary. Ms. Kimmig addressed questions and comments from the Commission.

Commissioner Furst inquired if the department has a check-list it uses for the audit. Ms. Furst stated that Florida Realtors has a check-list and requested that perhaps the division can look at it to ensure that the correct information is being provided to the Realtors.

Unlicensed Activity Report

Bureau Chief Kimmig presented the Unlicensed Activity Report and addressed questions from the Commission.

Monthly Exam Performance Summary Report

Deputy Director Johnson presented the monthly Exam Performance Summary Report. Ms. Johnson addressed additional questions and comments from the Commission.

Report Regarding Application and License Count Reports

Ms. Pomales presented the License Count Report and addressed questions and comments from the Commission.

Report Regarding Legal Case Activity

Chief Attorney Cunningham presented the monthly report regarding legal case activity and addressed comments and questions from the Commission.

Rules Discussion

Rule 61J2-1.001 – License Fees and Examination Fees

Deputy Director Johnson presented this rule for discussion and stated that the Department has initiated a 20% reduction of fees initial license fees and renewal fees for real estate under 61J2-1.011, to become effect July 1, 2014. Ms. Johnson provided a draft of the proposed language reflecting the reductions for the Commission's review and consideration. FREC Counsel Barnhart stated if the Commission is in agreement

with the language a motion is required. Vice-Chair Hornsleth moved; seconded by Commissioner Podolsky, to approve the language reflecting the proposed fee reductions; the motion carried unanimously.

Public Comment Rule

FREC Counsel Barnhart stated that the Legislature implemented a change in Section 286.0114, Florida Statutes, which provides that a Board or Commission may promulgate a rule to provide guidelines for public comments. Mr. Barnhart further stated that the Commissioners will need to advise him if they wish to pursue promulgating a rule and also advise him where they would like to place the rule. Mr. Barnhart provided a draft of proposed rule language relating for the Commission's consideration and discussion. Mr. Barnhart suggested that they add language to Section 61J2-20, Florida Administrative Code. The Commissioners requested that Mr. Barnhart revise the proposed language to reflect limiting presentations to 3 minutes and to bring the rule back for further review and discussion at the next available FREC meeting.

Review and Consideration of the Real Estate Continuing Education Courses

Deputy Director Johnson presented the following continuing education courses for the Commission's consideration:

Tab B – Florida Real Estate Law Update – New Course (14 hours Specialty CE; – classroom) – Application No. 19826 – Maryglenn Blanks, Moseley Real Estate Schools, Inc.

Ms. Blanks was not present, however, submitted additional information in support of the application. The Commission reviewed the supplemental information and entered into discussion. Commissioner Podolsky moved to continue the application until March to provide the consultant an opportunity to review the updated information. Vice-Chair Hornsleth seconded the motion. The motion passed without dissent.

Tab C – *REIA 301, Investing in Real Estate Using Self-Directed Retirement Accounts* – New Course (8 hours CE; Specialty – Classroom) – Application No. 19951 – Ken Holman, National Association of Real Estate Investment Advisors

Mr. Holman was not present, however, provided additional documents in support of the application. The Commission reviewed the supplemental information and entered into discussion. Commissioner Fryer moved to deny the continuing education course listed above; Commissioner Podolsky seconded the motion. The motion passed without dissent.

Tab D – *Florida Real Estate 63-Hour Pre-Licensing Course* – New Course (63 hours SL Pre-Licensure – Distance Ed. Internet Delivery) – Application No. 20013 – Joe Fitzpatrick, RealtySchool.com, LLC

Mr. Fitzpatrick was not present. The Commission entered into discussion. Commissioner Fryer moved to deny the continuing education course listed above; Vice-Chair Hornsleth seconded the motion. The motion passed without dissent.

Tab E – *Understanding Homeowners Property Insurance For The Real Estate Agent* – New Course (6 hours CE; Specialty – Classroom) – Application No. 20071 – Michael Chevalier, Preferred Systems, Inc.

Mr. Chevalier was not present. The Commission entered into discussion. Commissioner Podolsky moved to approve the continuing education course listed above; Vice-Chair Hornsleth seconded the motion. The motion passed without dissent.

Tab F – *Real Estate, Title Escrow & Culture* – New Course (3 hours CE; Specialty – Classroom) – Application No. 20163 – Allison McDermott, Fidelity National Title Insurance Company

Ms. McDermott was not present. The Commission entered into discussion. Commissioner Fryer moved to approve the continuing education course listed above; Commissioner Furst seconded the motion. The motion passed without dissent.

Public Comments

The Commission offered but did not receive any comments from the members of the audience.

Recess

There being no further business and no objection, the Chair recessed the meeting at approximately 5:00 p.m. until 8:30 a.m. tomorrow.

February 19, 2014

Chair Roger Enzor reconvened the meeting of the Florida Real Estate Commission to order, at approximately 8:30 a.m., in Orlando, on this 19th day of February, 2014.

The following Commission members were in attendance: Chair Roger Enzor, Vice-Chair Poul Hornsleth, Claude “Chip” Boring, III, Elias Chotas and Dick Fryer. Commissioner Darla Furst was excused and not in attendance. Mr. Tom Barnhart, Senior Assistant Attorney General, appeared as counsel for the Commission. Mr. Barnhart declared a quorum present.

Department and Division staff present at the meeting: Juana Watkins, Director; Denise Johnson, Deputy Director; Patrick Cunningham, Chief Attorney; Jenny Schwartz, Assistant General Counsel; Jocelyn Pomales, Operations Management Consultant II; Jeannie Adkinson, Regulatory Specialist III; Johanne Knudson, Regulatory Specialist III; Susan Bailey, Administrative Assistant II; Lori Crawford, Regulatory Supervisor/Consultant. American Court Reporting, Inc. (407) 896-1813, provided court reporter services.

Summary of Applicants

OMC II Jocelyn Pomales presented 44 Summary of Applicants requesting to sit for the real estate examination.

Tab AB – Ricardo Orville Knight, present, and was represented by Nancy Campiglia, Esquire, also present – Commissioner Fryer moved; seconded by Commissioner Podolsky to approve the application for sales associate; the motion passed without dissent.

Tab AP – Margarita M. Rojas was not present and was represented by Nancy Campiglia, Esquire, present – Ms. Campiglia requested a continuance and waived the 90-day requirement. Commissioner Podolsky moved; seconded by Commissioner Boring to grant a continuance; motion passed without dissent.

Tab F – Rachel Marie Bragg, present and was represented by Eric Allen, Esquire – Commissioner Fryer moved; seconded by Commissioner Podolsky to approve the application for sales associate; the motion passed without dissent.

Tab AW – Christopher Gilbert Vaz, was present and was represented by Javier Alvarez, Esquire, present – Applicant withdrew the application and waived the 90-day requirement.

Tab AD – William Everett Kuntz, Jr.; was present and was represented by Daniel Villazon, Esquire, also present – Commissioner Podolsky moved; seconded by Commissioner Boring to approve the application for sales associate; the motion passed without dissent.

Tab AE – Jason Steven Lapene, present and was represented by Daniel Villazon, Esquire, also present – Commissioner Podolsky moved; seconded by Commissioner Boring to approve the application for sales associate; the motion passed without dissent.

Tab AH – Monty R. Manos, present and was represented by Daniel Villazon, Esquire, also present – Commissioner Podolsky moved; seconded by Commissioner Boring to approve the application for sales associate; the motion passed without dissent.

Tab AL – Michael Dane Miller, not present; was represented by Daniel Villazon, Esquire, present – Commissioner Podolsky moved; seconded by Commissioner Fryer to approve the application for sales associate; the motion passed without dissent.

Tab AX – Carlos Velasco, present; was represented by Daniel Villazon, Esquire, also present – Commissioner Fryer moved; seconded by Vice-Chair Hornsleth to approve the application for sales associate; the motion passed without dissent.

Tab D – Bonet Berry, not present; was represented by James Harwood, Esquire – Commissioner Podolsky moved; seconded by Commissioner Boring to deny the application for sales associate; the motion passed without dissent.

Tab K – Rolan Colon, not present; was represented by James Harwood, Esquire – Mr. Harwood requested a continuance and waived the 90-day requirement. Vice-Chair Hornsleth moved; seconded by Commissioner Boring to grant a continuance; motion passed without dissent.

Tab T – Laura Garofalo, not present; was represented by James Harwood, Esquire – Vice-Chair Hornsleth moved; seconded by Commissioner Podolsky to approve the application for sales associate; the motion passed without dissent.

Tab AJ – Oscar M. Martinez, not present; was represented by James Harwood, Esquire – Mr. Harwood withdrew the application on behalf of the applicant.

Tab A – Jesenia Gonzalez, present – Vice-Chair Hornsleth moved; seconded by Commissioner Fryer to approve the application for sales associate; the motion passed 6 to 1.

Tab B – Nadine Rhodes, present – reconsideration – The Commission entered into discussion. Commissioner Podolsky moved; seconded by Vice-Chair Hornsleth to vacate the Notice of Intent to Deny the Commission previously entered; the motion passed without dissent. Commissioner Podolsky moved; seconded by Commissioner Fryer to approve the application for sales associate with conditions; the motion passed without dissent.

Tab C – Alfredo Angulo, present – Commissioner Podolsky moved; seconded by Commissioner Fryer to approve the application for sales associate; the motion passed without dissent.

Tab E – Briton Peter Bochenski, present – Commissioner Podolsky moved; seconded by Commissioner Fryer to approve the application for sales associate with conditions; the motion passed without dissent.

Tab G – Jon Zachary R. Burt, present – Commissioner Fryer moved; seconded by Commissioner Boring to approve the application for sales associate; the motion passed 4 to 2.

Tab O – Karel Dias, present – Commissioner Podolsky moved; seconded by Commissioner Fryer to approve the application for sales associate; the motion passed without dissent.

Tab L – Alexis M. Cornell, present – Applicant withdrew the application and waived the 90-day requirement.

Tab P – Will Symon Dos Santos, present – Commissioner Podolsky moved; seconded by Commissioner Boring to approve the application for sales associate; the motion passed without dissent.

Tab Q – Jean Dufralessi, present – Commissioner Podolsky moved; seconded by Commissioner Fryer to deny the application for sales associate; the motion passed without dissent.

Tab R – Gregory Michael Farrens, present – Commissioner Podolsky moved; seconded by Commissioner Boring to approve the application for sales associate; the motion passed without dissent.

Tab U – John Michael Gilbert, II, present – Commissioner Podolsky moved; seconded by Commissioner Boring to approve the application for sales associate with conditions; the motion passed 4 to 2.

Tab V – Andrew Reed Goldenberg, present – Commissioner Chotas moved; seconded by Commissioner Fryer to approve the application for sales associate; the motion passed 4 to 2.

Tab Z – Marcel Katz, present – Applicant requested a continuance and waived the 90-day requirement.

Tab AA – Natalie Kay Kelley, present – Vice-Chair Hornsleth moved; seconded by Commissioner Podolsky to approve the application for sales associate; the motion passed 4 to 2.

Tab AC – Carl Richard Krauss, present – Applicant withdrew the application and waived the 90-day requirement.

Tab AG – Giscard Jesus Leiva, present – Applicant withdrew the application and waived the 90-day requirement.

Tab AI – Julio Davier Manso, present – Commissioner Chotas moved; seconded by Commissioner Boring to approve the application for broker; the motion passed 5 to 1.

Tab AK – Javier a. Meija San Martin, present – Applicant withdrew the application.

Tab AO – Rebecca Rasmussen, present – Commissioner Podolsky moved; seconded by Commissioner Boring to approve the application for sales associate; the motion passed without dissent.

Tab AR – Keegan Siegfried, present – Commissioner Podolsky moved; seconded by Commissioner Fryer to approve the application for sales associate; the motion passed without dissent.

Tab AS – Sean Ricardo Thompson, present – Vice-Chair Hornsleth moved; seconded by Commissioner Fryer to approve the application for sales associate; the motion passed without dissent.

Tab AT – Edward C. Tiongson, present – Commissioner Podolsky moved; seconded by Vice-Chair Hornsleth to approve the application for sales associate with conditions; the motion passed without dissent.

Tab AV – William B. Van Wagner, II, present – Commissioner Podolsky moved; seconded by Vice-Chair Hornsleth to approve the application for sales associate; the motion passed without dissent.

Tab AY – Alexander Daniel Virelles, present – Commissioner Podolsky moved; seconded by Commissioner Boring to approve the application for sales associate; the motion passed 5 to 1.

Tab BB – Jason Dwayne White, present – Applicant withdrew the application and waived the 90-day requirement.

Tab BC – Ryon Williams II, present – Vice-Chair Hornsleth moved; seconded by Commissioner Boring to approve the application for sales associate; the motion passed 5 to 1.

Tab H – Christian Camillo, not present – Vice-Chair Hornsleth moved; seconded by Commissioner Podolsky to deny the application for sales associate; the motion passed without dissent.

Tab I – Mauricio Chaparro, not present – Commissioner Podolsky moved; seconded by Vice-Chair Hornsleth to deny the application for sales associate; the motion passed without dissent.

Tab J – Richard Craig Clark, not present – Vice-Chair Hornsleth moved; seconded by Commissioner Boring to approve the application for sales associate; the motion passed without dissent.

Tab M – Erin Crawford, not present – Commissioner Podolsky moved; seconded by Commissioner Boring to approve the application for sales associate; the motion passed 5 to 1.

Tab N – Giacinto Rocco Derenzo, not present – Applicant requested a continuance until March 12, 2014 and waived the 90-day requirement. Commissioner Podolsky moved; seconded by Commissioner Boring to grant a continuance until March 12, 2014; motion passed without dissent.

Tab S – Caycie Flitman, not present – Applicant withdrew the application.

Tab W – Alfredo Hassun, not present – Applicant withdrew the application and waived the 90-day requirement.

Tab X – Apirat Hirunworn, not present – Vice-Chair Hornsleth moved; seconded by Commissioner Podolsky to approve the application for sales associate; the motion tied 3 to 3. No action was taken.

Tab Y – Maylin Blanco Jerena, was not present – Applicant requested a continuance until March 12, 2014 and waived the 90-day requirement. Commissioner Podolsky moved; seconded by Commissioner Boring to grant a continuance until March 12, 2014; motion passed without dissent.

Tab AF – Christopher Lartigau, not present – Vice-Chair Hornsleth moved; seconded by Commissioner Fryer to deny the application for sales associate; the motion passed without dissent.

Tab AM – Lindsey Naimoli, not present – Commissioner Podolsky moved; seconded by Vice-Chair Hornsleth to approve the application for sales associate; the motion passed 5 to 1.

Tab AN – Sean Paul, not present – Commissioner Fryer moved; seconded by Commissioner Podolsky to approve the application for sales associate; the motion passed 5 to 1.

Tab AQ – Danielle Marie Sequino, not present – Applicant requested a continuance to April and waived the 90-day requirement.

Tab AU – Wendy Toussaint, not present – Commissioner Chotas moved; seconded by Commissioner Fryer to deny the application for sales associate; the motion passed without dissent.

Tab AZ – Patrick Andrew Walsh, not present – Commissioner Fryer moved; seconded by Commissioner Podolsky to deny the application for sales associate; the motion passed without dissent.

Tab BA – Gregory R. Weatherby, not present – Vice-Chair Hornsleth moved; seconded by Commissioner Boring to approve the application for sales associate; the motion passed 5 to 1.

Agenda B, Tab A – Haben Abraha, not present – Commissioner Podolsky moved; seconded by Commissioner Boring to set-aside the Notice of Intent to Deny the Commission previously entered and continue the application; the motion passed without dissent.

Consent Agendas

Agenda A

The Commission considered 109 applicants from the Consent Agenda A; Vice-Chair Hornsleth moved; seconded by Commission Fryer to approve 64 applicants and require 45 applicants to be placed on the Summary of Applicant Agenda; the motion passed without dissent.

The following applicants were approved:

Andre, Antony	Huynh, Thong	Ross, Joshua
Askew, Joshua	Jerome, Lana	Salazar, John
Bailey, Gary	Kameron, Josh	Sanchez Gomez, Geiset
Bailey, Melissa	Kurgan, Michael Jr	Sansbury, Ann
Boyatt, Timothy	Leborne, Robert	Sansone, Christopher
Bullock, Jamie	Leclercq, Valerie	Savage, Henry
Burke, Quinn	Levie, Erica	Shockley, Levi
Callwood, Kenrick	Masi, David	Skelly, Joshua
Carter, Stacy	Mercedes, Yeimy	Slaven, Kristoffer
Christian, Shane	Middleton, David	Smith, Terrell
Cirilo, Omar	Mistretta, Deborah	Stricklin, Glenn
Clark, Jamon	Moon, James	Thomas, Kenrick Jr
Cortazal, Christine	Munoz, Maria	Timmons, Annette
Daniel, William III	Murphy, Susan	Torres, Rommel
Donofrio, Deborah	Olivier, Pierre	Turner, Laconte
Drabkin, Joseph	Orozco, Hernan	Visbal, Carlos
Falco, Gabriel	Ramirez, Fernando	Washington, Elena
Fulan, Mark	Richardson, Tamoka	Williams, Henry
Geraldino, Nancy	Rivero, Bruna	Wright, Robert
Gustafson, Tony	Roberts, Kristi	Zaroff, Michael
Hernandez Ceden, Felix	Rogers, Daniel	Zegers, Berton
Holliman, Emily		

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

Bauer, Brian	Harvey, Rhonda	Parr, Travis
Bell, Thursday	Hazan, Barry	Powell, Gregory
Boyd, Samantha	Henriquez, Abel	Remy, Pierre
Brown, Melodi	Hernandez, Jazmin	Roberts, John
Campion, Doug	Huntsman, Gabriel	Salveston, Derrick
Cruz, Juan	Jewell, Charles III	Sokolow, Lloyd
Daugherty, Thomas	Johnson, Marquies	Soto, Marwin
Diaz, Israel	Jones, Andrea	Starr, Christopher
Dice, Darlene	Jordan-Stewart, Jasmine	Stewart, Joshua
Dowsett, Daniel	Kaplan, Sergio	Stites, Chad
Eardley, Christopher	Lehman, Robert	Vandivier, Amy
Edwards, Cimone	Maman, Lee	Waddell, Donna
Fischetti, Paul	Mania, Anthony	Whittier, Derrick
Green, Quentin	Marca, Fernando	Wilkerson, Ricco
Grosfeld, David	Navarrete, Romina	Young, Tatiana

Agenda B

The Commission considered 22 applicants from the Consent Agenda B; Vice-Chair Hornsleth moved; seconded by Commissioner Podolsky to approve 15 applicants and require 7 applicants to be placed on the Summary of Applicant Agenda; the motion passed without dissent.

The following applicants were approved:

Allen, Dawson	Franklin, Rebecca	Padilla, Pedro Jr.
Calzadilla, Joshua	Gayton, Dan	Roberts, Kimberly
Court, James III	Laster, Latavian	Rohrbach, Nicholas
De Armas, Isabel	McCreary, Andrew	Scully, Brian
Folan, Stephen	Moubarak, Hassan	Vertes, Keith

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

Gillings, Hillary	Levine, Jason	Owens, Michael
Hincapie, Maria	Mitchell, Louis	Schmittauer, Paul
Langjahr, Charles		

General Session continued

Discussion Regarding Proposed Legislative Changes Relating to Null & Void Licenses

Director Watkins stated that most professions under the Department have statutory provisions to authorize the respective boards to reinstate null and void licenses for reasons of hardships; however, real estate licenses are exempt from this provision. Director Watkins added that the Commission has the authority to allow licensees to request a hardship for the post-licensure education requirement, but not for continuing education. Director Watkins reported that as a result of a hardship request last year wherein the licensee had very compelling circumstances the Commissioners wanted to explore their options which will allow them to reinstate a null and void license for a hardship extensions relating to continuing education requirements; however, not as broad as currently written in Chapter 455, Florida Statutes. Ms. Watkins further stated that the Commission

decided to reach out to the Florida Realtors, Public Policy Committee to solicit their assistance in helping to move forward with a statutory change relating to this issue and in January this issue was discussed at the Mid-Winter meetings with the Florida Realtors. Chair Enzor reported that this issue was set for discussion at the Public Policy Committee meeting and having not discussed this before the Commission, he asked that this topic be pulled from the agenda until the Commission had the opportunity to discuss it. Chair Enzor requested the Commissioners review the topic and make a recommendation. Director Watkins stated that she did relay the Commission's request relating to this issue to the Office of Legislative Affairs. Commissioner Fryer reported that there has not been any language drafted and suggested that perhaps the language mirror the process used to grant hardship extensions for the post-licensing requirement. Commissioner Hornsleth moved; Commissioner Podolsky seconded the motion that the FREC concurs with the recommendation of the Public Policy Committee that Florida Realtors support legislation that amends Chapter 475, Florida Statutes, to provide the FREC with the authority to reactivate "null and void" licenses upon proof of an appropriate medical or economic hardship; the motion passed without dissent.

The Commission addressed comments and concerns received from Ms. Campiglia.

Director's Comments

Director Watkins provided the following comments:

- Great American Realtor Days is scheduled for March 18 and 19, 2014.
- Reported that the division will be analyzing the meeting process with the recent changes in technology to promote a smoothly run meeting, including new laptops.

Commission's Remarks

Chair Enzor thanked the Division staff for their continued work in coordinating the monthly FREC meetings.

Public Comments

The Commission received comments from Ms. Nancy Campiglia relating to permanent revocation and recommended that the Department's attorneys and FREC Counsel read the Sloban v. Board of Pharmacy.

Adjournment

There being no further business and no objection, the Vice-Chair adjourned the meeting at approximately 1:30 p.m. The next general meeting of the Florida Real Estate Commission is scheduled for February 18 and 19, 2014, in Orlando, Florida.



Roger Enzor, Chair
Florida Real Estate Commission



Juana Watkins, Director
Florida Real Estate Commission