

Ken Lawson, Secretary

Rick Scott, Governor

**Minutes of  
THE FLORIDA REAL ESTATE COMMISSION  
May 17 and 18, 2016  
General Meeting**

Chair Dick Fryer, called the meeting of the Florida Real Estate Commission to order, at approximately 8:30 a.m., in Orlando, Florida, on this 17<sup>th</sup> day of May, 2016.

The following Commission members were in attendance: Chair Dick Fryer, Vice-Chair Chip Boring, Patricia Fitzgerald, Darla Furst, Poul Hornsleth and Thomas Luzier. 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; Sara Kimmig, Bureau Chief of Enforcement; Josh Kendrick, Chief Attorney; Alicia Bhambani, Jennie Schwartz and James Whealdon Assistant General Counsels; Appearing via teleconference: Daniel David, Brande Miller, Crystal Stephens, William Vogel, Maureen White, Assistant General Counsels; Warren Sanger, Licensing Supervisor; Jocelyn Pomaes, Education Coordinator; Susan Bailey, Mike Davis, Regulatory Specialist III; Lori Crawford, Regulatory Supervisor/Consultant. American Court Reporting, Inc. (407) 896-1813 provided court services.

**Approval of the Minutes**

The Minutes of the April 19 and 20, 2016, General Meeting, are deferred to June 2016.

**Reports**

**Enforcement Trends and Escrow Audits Reports**

Bureau Chief Sara Kimmig presented the report regarding Enforcement Trends and Escrow Audits Summary and addressed questions and comments from the Commission.

**Unlicensed Activity Report**

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

**Financial Reports**

Director Watkins presented the Financial Reports ending March 31, 2015, and addressed questions and comments from the Commission.

**Quarterly Education and Foundation Scholarship Report**

Deputy Director Johnson presented the third quarter Education Foundation Scholarship report and provided a brief summary of the progress during this quarter.

**Monthly Exam Performance Summary Report**

Director Watkins presented the monthly Exam Performance Summary Reports. Ms. Watkins addressed questions and comments from the Commission.

### **Application and License Count Reports**

Licensing Supervisor Warren Sanger presented the Application and License Count Report and addressed questions and comments from the Commission.

### **Legal Case Activity Report**

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

### **Legal Agenda Schedule**

### **Escrow Disbursement Orders**

Assistant General Counsel Whealdon presented 7 Escrow Disbursement Orders and 5 Orders for the Commission's consideration. The Commission entered into discussion. Chair Fryer recommended changing Tab A from an EDO to an Order. Commissioner Furst moved to accept 6 Escrow Disbursement Orders (Tabs B through G) and 6 Orders. Commissioner Hornsleth seconded the motion; the motion passed without dissent.

### **Legal Appearance Docket**

#### **Tab J – Martha Isabel Viveros Valencia, BK 3109146; Case No. 2014052181 – Petitioner's Motion to Amend AC and Informal Hearing**

Respondent was present; Respondent was represented by Amber Kourofsky, Esquire, present. Commissioner Luzier was recused due to participation on the probable cause panel.

Ms. White represented the department and presented the case to the Commission. The Commission considered the Motion to Amend the Administrative Complaint. Commissioner Hornsleth moved to allow the Petitioner to drop Count IV as alleged and strike paragraphs 24 through 26 from the Administrative Complaint; Commissioner Furst seconded the motion; the motion passed without dissent. The Commission granted the informal hearing and entered into discussion. Commissioner Furst moved; seconded by Commissioner Hornsleth; motion passed without dissent to find the Respondent guilty as charged in the Administrative Complaint as amended. Commissioner Furst moved; seconded by Commissioner Fitzgerald; motion passed without dissent to impose the following sanctions:

**Penalty:** Revocation. **Violation(s):** Section 475.25(1)(d), Florida Statutes, by failing to timely deliver all rental funds to the Heaths, upon demand; Section 475.5015, Florida Statutes, and thereby violating Section 475.25(1)(e), Florida Statutes, by failing to keep and make available to the department V & V's bank statements, monthly reconciliation statements, and other documents necessary to ensure the brokerage's compliance with Chapter 475, Florida Statutes; Section 475.25(1)(k), Florida Statutes, when she failed to place rental funds in an escrow or trust account.

#### **Tab N – Amilcar H. Rodriguez, BK 3268836; Case No. 2015012238 – Respondent's Request for Informal Hearing**

Respondent was present; Respondent was represented by John Ankner, Esquire, present. Vice-Chair Boring was recused due to participation on the probable cause panel.

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

**Penalty:** Revocation. **Violation(s):** Section 475.25(1)(d)1., Florida Statutes, by failing to timely provide the return of Wang's \$5,000.00 deposit upon demand.

#### **Tab P – Elizabeth C. Seither, SL 675131; Case No. 2015022586 – Respondent's Request for 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. Whealdon represented the department and presented the case to the Commission. Mr. Villazon requested a continuance on behalf of the Respondent. The Commission entered into discussion. Commissioner Furst moved; seconded by Vice-Chair Boring; motion passed to continue the case.

**Action taken:** Case continued.

**Tab X – Brian Christopher Koenig, BK 671863; Case No. 2013042335 – Settlement Stipulation**

Respondent was present; Respondent was represented by Nancy Campiglia, Esquire, present. Commissioner Hornsleth was recused due to participation on the probable cause panel.

Ms. Stephens represented the department and presented the case to the Commission. The Commission entered into discussion. Commissioner Furst moved; seconded by Commissioner Fitzgerald to accept the Stipulated Settlement. The motion passed 3 to 2.

**Penalty:** Administrative fine of \$250.00; investigative costs of \$250.00; attend 2 complete meetings; probation for 12 months. **Violation(s):** Section 475.42(1)(j), Florida Statutes, by failing to register the trade name OTown Brokers with the Petitioner; Section 475.5015, Florida Statutes, by failing to keep and make available to the Department's duly authorized agent books, accounts and records to enable the Department to determine whether Respondent was in compliance with Chapter 475, Florida Statutes, pursuant to Section 475.5016, Florida Statutes.

**Action taken:** Settlement Stipulation accepted.

**Tab G – Walner Gerald Gachette., BK 3152573; Case No. 2015038473 – Petitioner's Motion for Informal Hearing**

Respondent was present; Respondent was represented by Nancy Campiglia, Esquire, present. No current members were recused due to participation on the probable cause panel.

Ms. Bambhani represented the department and presented the case to the Commission. Ms. Campiglia requested a continuance on behalf of the Respondent. The Commission entered into discussion. Vice-Chair Boring moved; seconded by Commissioner Fitzgerald; motion passed to continue the case.

**Action taken:** Case continued.

**Tab F – Greg M. Frye, BK 3013308; Case No. 2015016684 – Petitioner's Motion for Informal Hearing**

Respondent was not present; Respondent was represented by Daniel Villazon, Esquire, present. Commissioner Luzier was recused due to participation on the probable cause panel.

Ms. Miller represented the department and presented the case to the Commission. Mr. Villazon presented mitigation on behalf of the Respondent. The Commission entered into discussion. Vice-Chair Boring moved; seconded by Commissioner Fitzgerald; motion passed without dissent to dismiss the Administrative Complaint.

**Action taken:** Case dismissed.

**Tab R – Jordana Tobel, BK 3237408; Case No. 2015006908 – Respondent's Request for Informal Hearing**

Respondent was not present; Respondent was represented by Daniel Villazon, Esquire, present. Commissioner Hornsleth was recused due to serving on the probable cause panel.

Ms. Lloyd represented the department and presented the case to the Commission. Mr. Villazon requested a continuance to July 2016. The Commission entered into discussion. Commissioner Furst moved; seconded by Commissioner Fitzgerald to continue the matter. The motion passed without dissent.

**Action taken:** Case continued to July 2016.

**Tab S – Cesar Joel Vargas, SL 3253310; Case No. 2015033858 – Respondent's Request for Informal Hearing**

Respondent was not present; Respondent was represented by Daniel Villazon, Esquire, present. Commissioner Hornsleth was recused due to participation on the probable cause panel.

Ms. Miller represented the department and presented the case to the Commission. Mr. Villazon requested a continuance to July 2016. The Commission entered into discussion. Commissioner Furst moved; seconded by Vice-Chair Boring to continue the matter. The motion passed without dissent.

**Action taken:** Penalty phase continued to June 2016.

**Tab B – Amy Rose Conforth, SL 3303680; Case No. 2015009747 – Respondent’s Request for Reconsideration**

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

Ms. White represented the department and presented the case to the Commission. Respondent presented mitigation in support of his request. The Commission entered into discussion. Commissioner Furst moved; seconded by Commissioner Hornsleth to grant the reconsideration and modify the Final Order penalties; the motion passed without dissent. Commissioner Furst moved; seconded by Commissioner Hornsleth to modify the penalty removing the suspension; all other penalties shall remain in effect; the motion passed without dissent.

**Action taken:** Reconsideration request granted; penalty modified.

**Tab H – Zella M. Holmes, SL 3115545; Case No. 2014019277 – Petitioner’s Motion for Informal Hearing**

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

Ms. Stephens represented the department and presented the case to the Commission. The Respondent requested a continuance to July 2016. The Commission entered into discussion. Commissioner Furst moved; seconded by Commissioner Fitzgerald to continue the matter. The motion passed without dissent.

**Action taken:** Case continued to July 2016.

**Tab M – Lourdes Giuliana Ocampo, SL 3303277; Case No. 2015033156 – Petitioner’s Motion for Informal Hearing**

Respondent was present; Respondent was represented by Frank A. Rubino, Esquire, present. Vice-Chair Boring was recused due to participation on the probable cause panel.

Ms. Bhambhani represented the department and presented the case to the Commission. Mr. Rubino requested a continuance to July 2016. The Commission entered into discussion. Commissioner Furst moved; seconded by Commissioner Hornsleth to continue the matter. The motion passed without dissent.

**Action taken:** Case continued to July 2016.

**Tab K – Alberto Montealegre, SL 3105503; Case No. 2015002592 – Respondent’s Request for Informal Hearing**

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

Ms. Lloyd represented the department and presented the case to the Commission. The Commission entered into discussion. Commissioner Hornsleth moved; seconded by Vice-Chair Boring; motion passed without dissent to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Furst moved; seconded by Commissioner Luzier; motion passed without dissent to impose the following sanctions:

**Penalty:** Investigative costs of \$511.50; attend 2 complete FREC meeting; probation for 6 months. **Violation(s):** Section 475.25(1)(r), Florida Statutes, by failing to include a definite expiration date in a listing agreement.

**Tab Q – Guildford Joe Thomas, SL 3183885; Case No. 2015031406 – Respondent’s Request for Informal Hearing**

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

Ms. Bhambhani represented the department and presented the case to the Commission. Respondent requested a continuance to July 2016. The Commission entered into discussion. Commissioner Furst moved; seconded by Commissioner Hornsleth to continue the matter. The motion passed without dissent.

**Action taken:** Case continued to July 2016.

**Tab E – Janet Diaz, SL 3038971; Case No. 2015020051 – Respondent’s Request for Informal Hearing**

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

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

**Penalty:** Administrative fine of \$1,000.00; investigative costs of \$338.25; attend 1 complete FREC meeting; probation for 6 months. **Violation(s):** Section 475.25(1)(f), Florida Statutes, when Respondent pled no contest to one count of battery on a law enforcement officer.

**Tab C – Joel De Jesus Ocasio, SL 3271625; Case No. 2014018599 – Respondent’s Request for Informal Hearing**

Case continued.

**Tab D – Martina Deloach, SL 3222769; Case No. 2015015505 – Petitioner’s Motion for Informal Hearing**

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

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

**Penalty:** Revocation. **Violation(s):** Section 475.25(1)(b), Florida Statutes, by receiving Subject Funds for the payment of annual taxes for Hallendale Property but failing to use Subject Funds to pay annual taxes on Hallendale Property, resulting in the public sale of Hallendale Property; by failing to remit the full amount of Subject Funds to Benes; Section 472.25(1)(d)1 by failing to remit the full amount of Subject Funds to Benes upon the request of Benes.

**Tab I – Michael A. Manuri, SL 396730; Case No. 2015044248 – Respondent’s Request for Informal Hearing**

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

Mr. Whealdon represented the department and presented the case to the Commission. The Commission entered into discussion. Commissioner Furst moved; seconded by Commissioner Fitzgerald; motion passed without dissent to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Furst moved; seconded by Fitzgerald; motion passed 4 to 1 to impose the following sanctions:

**Penalty:** Administrative fine of \$500.00; investigative costs of \$561.00; attend 1 complete FREC meeting; probation for 6 months. **Violation(s):** Section 475.25(1)(e), Florida Statutes, by violating Rule 61J2-10.038, F.A.C., when he failed to notify the Department of his address change within 10 days.

**Tab L – Nevada National Advertising, Inc., CQ 1041985; Case No. 2015044523 – Petitioner’s Motion for Informal Hearing**

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

Mr. Whealdon 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 Hornsleth; motion passed without dissent to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Furst moved; seconded by Commissioner Hornsleth; motion passed without dissent to impose the following sanctions:

**Penalty:** Revocation. **Violation(s):** Section 475.25 (1)(s), Florida Statutes, when Respondent voluntarily surrendered its California real estate corporation license ending the California Bureau of Real Estate's investigation which could have resulted in the filing of an Accusation to revoke or suspend Respondent's real estate license.

**Tab O – Michael Robert Samson, SL 3121109; Case No. 2015037670 – Respondent's Request for Informal Hearing**

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

Mr. Vogel represented the department and presented the case to the Commission. The Commission entered into discussion. Commissioner Furst moved; seconded by Commissioner Fitzgerald; motion passed without dissent to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Furst moved; seconded by Fitzgerald; motion passed 4 to 1 to impose the following sanctions:

**Penalty:** Administrative fine of \$800.00; investigative costs of \$379.50; attend 1 complete FREC meeting; probation for 6 months. **Violation(s):** Section 475.25(1)(p), Florida Statutes (2012), by failing to timely inform the Commission in writing after pleading guilty to one count of Possession of Cannabis with Intent to Sell, and one count of Possession of Cannabis > 20 g, both third degree felonies.

**Tab P – Elizabeth C. Seither, BK 311552; Case No. 2013025017 – Petitioner's Motion for Informal Hearing**

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

Ms. Miller represented the department and presented the case to the Commission. Respondent requested a continuance. The Commission entered into discussion. Commissioner Furst moved; seconded by Commissioner Hornsleth to continue the matter. The motion passed without dissent.

**Action taken:** Case continued to June 2016.

**Tab T – Daniel Wolkoff, LLC, SL 3168503; Case No. 2014042328 – Petitioner's Motion for Informal Hearing**

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

Ms. Miller represented the department and presented the case to the Commission. Respondent requested a continuance. The Commission entered into discussion. Commissioner Furst moved; seconded by Commissioner Fitzgerald to continue the matter. The motion passed without dissent.

**Action taken:** Case continued to June 2016.

**Tab U – David Tim Smith, BK 3237408; Case No. 2015034278 – Respondent's Request for Issuance of a Final Order**

Respondent was not present; Respondent was not represented by counsel. Vice-Chair Boring was recused do to participation on the probable cause panel.

Ms. Bhambhani represented the department and presented the case to the Commission. The Commission granted an informal hearing in February 2016. The Commission entered into discussion for the penalty phase. Commissioner Hornsleth moved; seconded by Commissioner Fitzgerald; motion passed without dissent to impose the following sanctions:

**Penalty:** Administrative fine of \$500.00; investigative costs of \$181.50; shall attend 1 complete FREC general meeting; probation for 6 months. **Violation(s):** Section 475.25(1)(a), Florida Statues, through a violation of Section 455.227(1)(t), Florida Statues. Respondent violated Section 455.227(1)(t), Florida Statues, by failing to submit a written report to the

Department within 30 days of being pleading nolo contendere and being convicted of one count of “Improper Exhibition of Dangerous Weapon/Firearm.”

**Tab V – Zobeida E. Castillo, BL 3135468; Case No. 2014036135 – Settlement Stipulation**

Respondent was not present; Respondent was not represented counsel. No current member was recused due to service on the probable cause panel.

Ms. Stephens represented the department and presented the case to the Commission. The Commission entered into discussion. Commissioner Furst moved to deny the stipulation and offer a counter a stipulation; seconded by Commissioner Luzier. The motion passed without dissent.

**Action taken:** Stipulation rejected; Counter-stipulation offered.

**Tab W – Eric L. Hanson, SL 3108265; Case No. 2014047805 – Settlement Stipulation**

Respondent was not present; Respondent was represented by Eric L. Hanson, Esquire, not present. Commissioner Hornsleth was recused due to participation on the probable cause panel.

Ms. Miller represented the department and presented the case to the Commission. The Commission entered into discussion. Commissioner Luzier moved; seconded by Commissioner Fitzgerald to accept the Settlement Stipulation as amended. The motion passed 4 to 1.

**Penalty:** Administrative fine of \$500.00; investigative costs of \$231.00; complete a 3-hour core law course; attend 1 complete FREC meeting. **Violation(s):** Section 475.25(1)(f), Florida Statutes, by entering a plea of nolo contendere to a crime which involves moral turpitude – one count of Leaving the Scene of an Accident with More than \$50 damage.

**Action taken:** Settlement Stipulation accepted.

**Tab Y – Ronnie Lee Stevens, Jr., SL 458863; Case No. 2014002188 – Voluntary Relinquishment of License for Permanent Revocation**

Respondent was not present; Respondent was represented by Barry J. Fuller, Esquire, not present. Commissioner Hornsleth was recused due to serving on the probable cause panel.

Mr. Vogel represented the department and presented the cases to the Commission. The Commission entered into discussion. Commissioner Furst moved, seconded by Commissioner Luzier 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 Z – David Oshman, BK 3009575; Case No. 2016006795 – Voluntary Relinquishment of License for Permanent Revocation**

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

Mr. Whealdon represented the department and presented the cases to the Commission. The Commission entered into discussion. Commissioner Hornsleth 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 AA – Chrestate Real Estate Group, LLC, CQ 1045011; Case No. 2015008988 – Motion for Waiver Hearing and Entry of a Final Order**

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

Ms. Miller represented the department and presented the case to the Commission. The Commission granted the waiver hearing and entered into discussion. Commissioner Luzier moved; seconded by Commissioner Fitzgerald; motion passed

without dissent to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Luzier moved; seconded by Commissioner Fitzgerald; motion passed without dissent to impose the following sanctions:

**Penalty:** Revocation. **Violation(s):** Section 475.25(1)(d)1., Florida Statutes, by failing to account and deliver to Mr. Chevassus his owner rental payments owed as the result of the rental of his real estate property located at Plaza at Millennium Condominiums (Unit 24, Building 1), 1908 Lake Atriums Circle, Orlando, Florida 32839, from December 2013 through July 2014; Section 475.25(1)(d)1., Florida Statutes, by failing to account and deliver to Mr. Chevassus his owner rental payments owed as the result of the rental of his real estate properties located at the Royal Arms Condominiums, 528 Orange Drive #23, Altamonte Springs, Florida 32701, from December 2013 through September 2014.

**Tab AB – Chrestate Real Estate Group, LLC, CQ 1045011; Case No. 2015043916 – Motion for Waiver Hearing and Entry of a Final Order**

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

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

**Penalty:** Revocation. **Violation(s):** Section 475.25(1)(d)1., Florida Statutes, by failing to account and deliver to Ms. Saitta her owner rental payments owed as the result of the rental of her real estate properties located at unit #'s 5505, 5507, 5509, 5513, 5515, and 5517 Oceanic Road, Holiday, Florida 34690, from May 2014 through August 2014; Section 475.25(1)(d)1., Florida Statutes, by failing to account and deliver to Ms. Saitta her owner rental payments owed as the result of the rental of her real estate properties located at 5808 and 5814 Wyoming Avenue, New Port Richey, Florida 34652, from April 2014 through August 2014.

**Tab AC – Bryon Ronald Eggers, SL 3043326; Case No. 2015039954 – Motion for Waiver Hearing and Entry of a Final Order**

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

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

**Penalty:** Revocation. **Violation(s):** Section 475.25(1)(f), Florida Statutes, when he was convicted or found guilty of, or entered a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relate to the activities of a licensed broker or sales associate, or involves moral turpitude or fraudulent or dishonest dealing; Section 475.25(1)(p), Florida Statutes, when Respondent failed to inform the commission in writing within 30 days after pleading guilty or nolo contendere to, being convicted or found guilty of, any felony.

**Tab AD – Group Realty, Inc., CQ 1048630; Case No. 2015043504 – Motion for Waiver Hearing and Entry of a Final Order**

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

Mr. Vogel 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 Fitzgerald; motion passed without dissent to find the Respondent guilty as charged in the Administrative Complaint. Commissioner Furst moved; seconded by Vice-Chair Boring; motion passed without dissent to impose the following sanctions:



**Penalty:** Revocation. **Violation(s):** Section 475.25(1)(d)1., Florida Statutes (2014), by failing to timely disburse Complainant's deposit upon demand; Section 475.25(1)(k), Florida Statutes (2014), by failing to place Complainant's deposit into an escrow account.

**Tab AE– Kenneth J. Mitchell, SL 3075956; Case No. 2015031587 – Motion for Waiver Hearing and Entry of a Final Order**

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

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

**Penalty:** Revocation. **Violation(s):** Section 475.25(1)(a), Florida Statutes, through a violation of Section 455.227(1)(t), Florida Statutes, by failing to timely notify the Florida Real Estate Commission in writing within thirty days of the date that he was adjudicated guilty of to one count of possession with intent to sell and deliver cannabis in three separate cases; and one count of money laundering; Section 475.25(1)(f), Florida Statutes when he entered the aforementioned no contest pleas.

**Tab AF – David J. Robinson, SL 3095201; Case No. 2015023740 – Motion for Waiver Hearing and Entry of a Final Order**

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

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

**Penalty:** Administrative fine of \$1,000.00, investigative costs of \$434.00; attend 2 complete FREC meetings; probation for 6 months. **Violation(s):** Section 475.25(1)(a), Florida Statutes, through a violation of Section 455.227(1)(t), Florida Statutes, by failing to timely self-report the above pleas to the Florida Real Estate Commission in writing within thirty days of the date of entry.

**Tab AG– Salguero PA, CQ 1048537; Case No. 2015033826 – Motion for Waiver Hearing and Entry of a Final Order**

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

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

**Penalty:** Revocation. **Violation(s):** Section 475.25 (1)(d)1., Florida Statutes, when Respondent failed to account or deliver to any person, including a licensee under this chapter, 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, or deposit.

**Tab AH– Gabriela Salguero, BK 697747; Case No. 2015022584 – Motion for Waiver Hearing and Entry of a Final Order**

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

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

**Penalty:** Revocation. **Violation(s):** Section 475.25 (1)(d)1., Florida Statutes, when Respondent failed to account or deliver to any person, including a licensee under this chapter, 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, or deposit; Section 475.25(1)(b), Florida Statutes, by failing to properly escrow Subject Funds and failing to return Subject Funds to Tenant upon Tenant's request after the rental of Subject Property failed; Section 475.25(1)(k), Florida Statutes, by failing to properly escrow Subject Funds.

**General Session continued**

**Consent Agenda A**

The Commission considered 50 applicants from the Consent Agenda A; Commissioner Hornsleth moved; seconded by Commissioner Furst to approve 36 applicants and require 14 applicants to be placed on the Summary of Applicant Agenda; the motion passed without dissent.

The following applicants were approved:

Mehta, Nisha	Flannagan, Kathleen	Novenson, Marcus Joseph
Anglin, Bernadette	Freeny, Brandon Jamaal	Pamphile, Stefon
Bettencourt, Marco P.	George, Stanley	Raftery, Matthew Ryan
Box, Anthony D. Sr.	Gillette, Dave Lee	Randall, Tamara
Briester, Joshua	Jacobs, Aaron Daniel	Reader, William Douglas
Caslow, Austin Richard	Kihnley, William III	Rodriguez, Jose Martin
Castillo, Handy Nicole	Lashley, Addressa	Schwarzkopf, Erika Nicole
Charron, Jeffrey Richard	Martin, Jaysant Edward	Valenti, Sexton
Cruz, Elein	Martinez, Sol	Vazquez, Jose Orlando
Dalley, Harold Andrew	Meulenberg, Timothy	Vincent, Margarita Roman
Dechow, Ramona Lynn	Miles, Kevin Lamar	Willett, Roger Donald
Falcone, Charles Joseph	Nieves, Miriam Ivette	Wills, Korwin Jovocius

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

Casale, Dominick	Hernandez, Leroy Jr.	Roca, James S.
Castaneda, Roberto R.	Huard, Marla Kathryn	Russell, Tatiana
Cox, Amanda	Merkes, Tonia Rae	Stewart, Mark William
Dillehay, Taylor Kay	Nadalini, Christian	Thomas, Sheena
Doherty, Ryan Patrick	Reagan, Nancy L.	

**Consent Agenda B**

The Commission considered 9 applicants from the Consent Agenda B; Commissioner Hornsleth moved; seconded by Vice-Chair Boring to approve 5 applicants and require 4 applicants to be placed on the Summary of Applicant Agenda; the motion passed without dissent.

The following applicants were approved:

Calloway, Luther Mitchell Jr.	Mack, Olivia Margaret
Gomillion, James	Wyche, Christopher
Ludwig, Michael Todd	

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

Alfonso, Ernesto  
Thomas, Christopher Brandon

Wilcox, Henry Aubrey  
Yallico, Ricardo S.

**Tab A – 360Training.com INC, ZH 1002174; Case No. 2014052135 – Respondent’s Motion to Reconsider in Part**

Respondent was present; Respondent was represented by John Allen Parvin, Esquire, present. Vice-Chair Boring was recused due to serving on the probable cause panel. Chair Fryer recused himself from participation.

Ms. Miller represented the department and presented the case to the Commission. The Commission granted the reconsideration and entered into discussion. Commissioner Luzier moved; seconded by Commissioner Fitzgerald to terminate the suspension and probation in the case and in Case No. 2014034589 upon the filing of the Final Order. The Respondent may offer the 63-hour sales associate pre-licensing course. Respondent agrees to withdraw the post-licensing course that it had previously submitted and agrees that all courses submitted in the future will be new courses. The motion passed without dissent.

**Action taken:** Penalty modified.

**General Session continued**

**Rule Discussion**

**Rule 61J2-1.011 – License Fees and Examination Fees**

Chair Fryer stated that this rule is being discussed to address the fees due to Pearson VUE raising their application fees. Chair Fryer stated that the department is urging real estate to reduce the fees the amount of the increase by Pearson VUE. Commissioner Hornsleth moved; seconded by Commissioner Fitzgerald; the motion passed 5 to 1 to open this rule for workshop to reduce the initial application fees for sales associate, broker and school instructor to \$14.75. The Commission addressed comments from Lori Rodgers of Bert Rodgers Schools. Commissioner Hornsleth requested the division inquire as to why Pearson VUE raised the fees. Deputy Director Johnson responded affirmatively.

**Rule Development**

**Rule 61J2-3.008 – Pre-licensing Education for Broker and Sales Associate Applicants**

Chair Fryer stated that this rule is being developed to clarify classroom hours and to discuss other necessary modifications. Ms. Linda Crawford provided suggested language for the Commission’s review. The Commission entered into discussion and addressed comments from Lori Rodgers and Linda Crawford. Vice-Chair Boring moved; Commissioner Hornsleth approved the language as amended; the motion passed without dissent.

FREC Counsel Tom Barnhart presented the Statement of Estimated Regulatory Cost (SERC) checklist prepared by Director Watkins for the Commission’s review. Commissioner Hornsleth moved to accept the Department’s proposed determination that there is no impact on small businesses; seconded by Commissioner Fitzgerald; the motion passed without dissent.

**Rule 61J2-3.009 – Continuing Education Active and Inactive Broker and Sales Associate Licensees**

Chair Fryer stated that this rule is being developed to clarify classroom hours and to discuss other necessary modifications. Ms. Linda Crawford from Dearborn, provided suggested language for the Commission’s review. The Commission entered into discussion and addressed comments from Margy Grant, Vice-President/General Counsel, Florida Realtors, Linda Crawford and Lori Rodgers.

**Recess**

There being no objection, the Chair recessed the meeting at approximately 3:40 p.m. until 8:30 a.m. tomorrow.

Chair Fryer deferred the remainder of today’s agenda items until tomorrow.

## **Review and Consideration of the Real Estate Education Courses**

**Tab A** – *Advanced Contract Negotiation Workshop* – New Course (3 hours specialty, classroom) – Application No. 26646 – Anderson & Brodersen, PA

The applicant was present in support of the application. The Commission entered into discussion. Chair Fryer moved to approve the course; Commissioner Hornsleth seconded the motion. The motion passed without dissent.

### **May 18, 2016**

Chair Fryer reconvened the meeting of the Florida Real Estate Commission to order, at approximately 8:30 a.m., in Orlando, on this 18th day of May, 2016.

The following Commission members were in attendance: Chair Dick Fryer, Vice-Chair Chip Boring, Patricia Fitzgerald, Darla Furst, Poul Hornsleth and Thomas Luzier. 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; Josh Kendrick, Chief Attorney; Alicia Bhambani and James Whealdon Assistant General Counsels; Jocelyn Pomales, Education Coordinator; Susan Bailey, Administrative Assistant II; Warren Sanger, Licensing Supervisor; Mike Davis, Regulatory Specialist III; Jeannie Adkinson, Regulatory Specialist III; Lori Crawford, Regulatory Supervisor/Consultant, American Court Reporting, Inc. (407) 896-1813, provided court reporter services.

### **Summary of Applicants**

Licensing Supervisor Warren Sanger presented 72 Summary of Applicants requesting to sit for the real estate examination.

Tab Y – Javier Figueroa, present; was represented by Joe Knappe, Esquire, present – Commissioner Furst moved; seconded by Commissioner Hornsleth to approve the application for sales associate; the motion passed without dissent.

Tab C – Clark Mitchell, present; was represented by Nancy Campiglia, Esquire, present – Applicant withdrew the application.

Tab D – Brenda Jane Paizao, not present; was represented by Nancy Campiglia, Esquire, present – Applicant requested a continuance and waived the 90-day requirement.

Tab M – Ian Michael Burke, present; was represented by Nancy Campiglia, Esquire, present – Commissioner Furst moved; seconded by Commissioner Luzier to approve the application for sales associate; the motion passed 5 to 1.

Tab BD – Gregory Porter, present; was represented by Nancy Campiglia, Esquire, present – Commissioner Hornsleth moved; seconded by Commissioner Furst to approve the application for sales associate; the motion passed without dissent.

Tab B – Vanessa Mendez, present; was represented by Daniel Villazon, Esquire, present – informal – Vice-Chair Boring moved; seconded by Commissioner Furst to vacate the Notice of Intent to Deny; the motion passed without dissent. Vice-Chair Boring moved; seconded by Chair Furst to approve the application for sales associate; the motion passed 5 to 1.

Tab AC – Kevan Hunter Goff, present; was represented by Daniel Villazon, Esquire, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab AF – Orlando Eugene Gonzalez, present; was represented by Daniel Villazon, Esquire, present – Commissioner Furst moved; seconded by Commissioner Hornsleth to approve the application for sales associate; the motion passed without dissent.

Tab AV – Irina A. Mironova, present; was represented by Daniel Villazon, Esquire, present – Vice-Chair Boring moved; seconded by Commissioner Luzier to approve the application for sales associate; the motion passed without dissent.

Tab BC – Bradford Bryan Porter, present; was represented by Daniel Villazon, Esquire, present – Commissioner Hornsleth moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed without dissent.

Tab BE– Christopher Roberts, present; was represented by Daniel Villazon, Esquire – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab BP – Louis Michael Tamayo, not present; was represented by Daniel Villazon, Esquire, present – Applicant requested a continuance and waived the 90-day requirement

Tab P – Kerry Cheremont, present; was represented by Jay R. Rooth, Esquire, present – Commissioner Hornsleth moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed without dissent.

Tab AB – Luis M. Garrastazu, present; was represented by Richard Sierra, Esquire, present – Commissioner Furst moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed without dissent.

Tab E – Marisa Lynne Anton, present – Commissioner Furst moved; seconded by Commissioner Hornsleth to approve the application for sales associate; the motion passed without dissent.

Tab F – Earl Baker, present – Commissioner Furst moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed without dissent.

Tab H – Alhaji Bayorh, present – Commissioner Hornsleth moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed without dissent.

Tab J – Jason Born, present – Commissioner Furst moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed without dissent.

Commissioner Hornsleth was excused for the remainder of the meeting.

Tab G – Emma Maria Balbin, present – Vice-Chair Boring moved; seconded by Commissioner Furst to approve the application for sales associate; the motion passed 4 to 1.

Tab K – Alexander Dennis Braam, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed 5 to 1.

Tab BN – Christian Sonnal, present – Applicant withdrew the application.

Tab BH – Cecil Darren Rowell, present – Commissioner Furst moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed 4 to 1.

Tab N – Katina Burks, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab O – Rudy Hayes Callahan, present – Applicant withdrew the application.

Tab R – Tina Cranmer, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab S – Lance Wiley Davis, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab U – Gwendolyn Beth Diaz, present – Commissioner Fitzgerald moved; seconded by Commissioner Furst to approve the application for sales associate; the motion passed without dissent.

Tab V – Nicholas Anthony DiGiacomo, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab W – Daniel James Farrell, present – Commissioner Furst moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed without dissent.

Tab Z – Ryan Andrew Foor, present – Vice-Chair Boring moved; seconded by Commissioner Furst to approve the application for sales associate; the motion passed without dissent.

Tab AA – Yvonne L. Gaff, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab AE – Jonathan Gabriel Gonzalez, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed 3 to 2.

Tab AH – Thomas John Hancock, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab AK – Timothy Keenan, present – Commissioner Furst moved; seconded by Vice-Chair Boring to approve the application for broker; the motion passed without dissent.

Tab AL – Cidney Kent, present – Commissioner Fitzgerald moved; seconded by Commissioner Luzier to approve the application for sales associate; the motion passed without dissent. Commissioner Furst was not present for the vote.

Tab AM – Tyler Knight, present – Vice-Chair Boring moved; seconded by Commissioner Luzier to approve the application for sales associate with conditions; the motion passed without dissent.

### **General Business continued**

#### **Rule 61J2-3.009 – Continuing Education Active and Inactive Broker and Sales Associate Licensees**

Chair Fryer stated that discussion relating to this rule began yesterday and today is a continuation of the discussion. The Commission entered into discussion and addressed comments from Margy Grant, Vice-President/General Counsel, Marcia Tabak, Deputy Legal Counsel, Florida Realtors, Linda Crawford and Lori Rodgers. Commissioner Furst moved; Commissioner Fitzgerald approved the language as amended; the motion passed without dissent.

FREC Counsel Tom Barnhart presented the Statement of Estimated Regulatory Cost (SERC) checklist prepared by Director Watkins for the Commission's review. Vice-Chair Boring moved to accept the Department's proposed determination that there is no impact on small businesses; seconded by Commissioner Fitzgerald; the motion passed without dissent.

Chair Fryer stated that the remainder of the rules will be continued to the June 2016 FREC meeting and the general workshop to discuss Rule 61J2-10.025 and Chapter 475 proposed Legislation for 2017. FREC Counsel Barnhart stated that he will have to bring back the Probation Rule 61J2-24.006 to discuss the objections received from the Joint Administrative Procedures Committee.

### **Summary of Applicants continued**

Tab AN – Kishankumar Koladiya, present – Vice-Chair Boring moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab AP – Alicia Lindsay, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab AQ – Thomas Russell Logalbo, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab AR – Jonathn A. Maas, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab AS – Charles C. Maligaya, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab AT – Keith Martin, present – Vice-Chair Boring moved; seconded by Commissioner Furst to approve the application for sales associate; the motion passed without dissent.

Tab AU – Patrick Timothy Bittorf McCabe, present – Commissioner Fitzgerald; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed without dissent.

Tab AW – Goran Mladen, present, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed 4 to 1.

Tab AX – Thomas Bradley Moore, present – Applicant withdrew the application.

Tab AY – Matthew Allen Napier, present – Commissioner Luzier moved; seconded by Commissioner Furst to approve the application with conditions for sales associate; the motion passed without dissent.

Tab BA – Thomas Nevadomski, present – Commissioner Luzier moved; seconded by Commissioner Furst to approve the application for sales associate; the motion passed without dissent.

Tab BB – Jose L. Olivier, present – Commissioner Furst moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed without dissent.

Tab BF – Lisa Roberts, present – Commissioner Furst moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed without dissent.

Tab BG – Tenaya George Roshay, present – Commissioner Furst moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed without dissent.

Tab BL– Lito Decorian Sheppard, present – Commissioner Furst moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed without dissent.

Tab BP– Jason Thomas Stong, present – Commissioner Furst moved; seconded by Commissioner Luzier to approve the application with conditions for sales associate; the motion passed without dissent.

Tab BT– Edward Thomas Zakarian, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab BR– Barnett James Walker, present – Commissioner Furst moved; seconded by Commissioner Luzier to approve the application for sales associate; the motion passed without dissent.

Tab A – Maylin Lima, not present – not present – Informal – Application continued until June 2016.

Tab I – Sean Bogart, not present – Commissioner Furst moved; seconded by Vice-Chair Boring to deny the application for sales associate; the motion passed without dissent.

Tab L – Mason Bradshaw, not present – Vice-Chair Boring moved; seconded by Commissioner Furst to deny the application for sales associate; the motion passed without dissent.

Tab Q – Jason Cherfils, not present – Applicant requested a continuance and waived the 90-day requirement.

Tab T – Adam Wesley Deber, present – Commissioner Furst moved; seconded by Commissioner Fitzgerald to approve the application for sales associate; the motion passed without dissent.

Tab X – Lloyd Nelson Fernandez, not present – Commissioner Furst moved; seconded by Commissioner Luzier to approve the application for sales associate; the motion passed without dissent.

Tab AD – Jessica Gonzalez, not present – Commissioner Furst moved; seconded by Commissioner Luzier to deny the application for sales associate; the motion passed without dissent.

Tab AG – Scott Green, not present – Applicant requested a continuance and waived the 90-day requirement.

Tab AI – Michael Delontae Howard, present – Vice-Chair Boring moved; seconded by Commissioner Luzier to approve the application for sales associate; the motion passed without dissent.

Tab AJ – Morgan M. Jones, not present – Applicant requested a continuance and waived the 90-day requirement.

Tab AO – Roberto L. Leon, not present – Commissioner Furst moved; seconded by Commissioner Luzier to deny the application for sales associate; the motion passed without dissent.

Tab AZ – Peter Ndiangui, not present – Commissioner Furst moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed without dissent.

Tab BI – Michael Ryan, not present – Commissioner Furst moved; seconded by Vice-Chair Boring to approve the application for sales associate; the motion passed 4 to 1.

Tab BJ– Carlos Santin, not present – Commissioner Luzier moved; seconded by Commissioner Furst to approve the application with conditions for broker; the motion passed without dissent.

Tab BK– Ryan Christopher Schilt, not present – Applicant requested a continuance and waived the 90-day requirement.

Tab BM– Melissa L. Shipp, not present – Commissioner Furst moved; seconded by Commissioner Luzier to deny the application with conditions for sales associate; the motion passed without dissent.

Tab BO – Brenda M. Starr Ribero, not present – Applicant withdrew the application.

Tab BS – Stuart Barry Yanofsky – Applicant requested a continuance and waived the 90-day requirement.

**Special Agenda**

Approvable Guidelines

The Commission deferred this item to June, 2016.

**Director’s Comments**

Director Watkins stated that she has received a request to live stream the first day of the of the general FREC meeting and inquired if the Commission would consider live streaming on the first day when the Legal Docket is presented. The Commissioners provided comments and stated they would take it under consideration.

Director Watkins further reported that ARELLO offers a disciplinary database for a fee; however, there is no charge to check current license status for those states which provide the information to ARELLO.

**Public Comments**

The Commission addressed comments from a member of the audience.

**Adjournment**

There being no further business and no objection, the Chair adjourned the meeting at approximately 3:00 p.m. The next general meeting of the Florida Real Estate Commission is scheduled for June 14 and 15, 2016, in Orlando, Florida.



---

Dick Fryer, Chair  
Florida Real Estate Commission



---

Juana Watkins, Director  
Florida Real Estate Commission