

Department of **BUSINESS AND PROFESSIONAL REGULATION**

RON DESANTIS, GOVERNOR



MELANIE S. GRIFFIN, SECRETARY

Minutes of THE FLORIDA REAL ESTATE COMMISSION February 20, 2024 Hybrid Meeting

February 20, 2024

Vice Chair Millie Kanyar called the meeting of the Florida Real Estate Commission to order at approximately 8:30 a.m., via Hybrid, on this Tuesday, the 20th day of February 2024.

Commissioners

Chair Richard Barbara – excused absence Vice Chair Millie Kanyar Randy Schwartz Patricia Ketcham Renee Butler Patricia Fitzgerald Kelly Price

Board Counsel

Lawrence Harris, Senior Assistant Attorney General

Declared quorum present

Division of Real Estate

Giuvanna Corona, Executive Director Camille Royal Opal Smith Sydney Bexley Gabriel Mercardo Jose Jimenez Raphael Conceicao Jocelyn Pomales Lorianys Ronda-Edwards

Office of General Counsel

Al Cheneler, Chief Attorney Heather Page Lia Matos

Court Reporting Services

Magnolia Reporting Inc. (407)896-1824

Education Agenda A

Real Estate Education Courses. After discussion, the Commission:

Approved

Does It Pencil – Course I, 5-hrs Specialty, LiveStream
Does It Pencil – Course I, 5-hrs Specialty, Distance
Does It Pencil – Course 2, 5-hrs Specialty, LiveStream
Does It Pencil – Course 2, 5-hrs Specialty, Distance

Special Agenda - Licensing

Request for Reinstatement of License – Luis Felipe Payas BK401800, present; Mr. Daniel Villazon, Esq., present. After discussion, the applicant withdrew the Request for Reinstatement of License.

FREC Petitions

Declaratory Statement <u>DS2023-045</u>, Thomas Jung – s. 475.01, FS, Definitions; s. 475.17, FS, Qualifications for practice; and s. 475.41, FS, Contracts of unlicensed person for commission invalid. Petitioner was present and not represented by counsel. After discussion, the Commission denied the Petition for Declaratory Statement.

Declaratory Statement <u>DS2023-043</u>, Jorge Aguirre Bauer PLLC – s. 475.161, FS, Licensing of broker associates and sales associates. Petitioner was not present and represented by counsel, not present. After discussion, the Commission approved the Petition for Declaratory Statement Final Order draft.

Summary of Applicants Agenda A

After discussion, the Commission:

Approved

Alanis, Alexsandra
Barnette, George Bartram
Breedlove, Tricia Wemmis
Evans, Dawn Marie
Leffel, Beth Rachel
Morris, Joseph
Padgett, Christopher Bryan
Rivera, Kathryn M
Sawaya, Alan Charles
Sciascia, John
Stewart, Annick K

Issued a Notice of Intent to Deny

Arrendondo Pedreira, Gleimy Carlson, Jonathan Glore, Leon Soto, Hector

Summary of Applicants Agenda B

After discussion, the Commission:

Approved

Barnes, Florrita - Informal

Hamalak, Michael Ellis

Wallace, Lawrence Keith

Bennett, Ricky

Denicoli Dicrosta, Monica

Gonzalez, Emilia

Hollmon, Alaisha

Jerde, Thorsten - Amended

Maionica Pajovic, Moises Roman

Naidoo, Natallie

O'Toole, G Taylor

Quero, Amarilys

Symonette, Akil

Wisenbaker, Gary Mixson

Issued a Notice of Intent to Deny

Chin, Nicholas James

Joseph, Kerlyn

Keaton, Denise

Nicolosi, Anthony J Jr

Ortiz, Christopher

Santelises, Miguel Emilio

Continued and Waived the 90-Days

Tascon Valencia, Tatiana

Consent Agenda A

After discussion, the Commission:

Approved

Brewer, Karen Denise

Cintron, Carolyn Janette

Hope, Joshua

Johnson, Abigail Nichol

Lewis, Anthony

Romero Schultz, Monica D

Walker, Shadrick Lee Jr

Did not approve and will be placed on the next Summary of Applicants Agenda

Allegue-Fernandez, Lisset D

Arce, Gabriel H

Charles, Irvica

Diaz Balance, Leonardo M

Fludgate, Pamela Jean

Gonzalez, Karla

Johann, Jessica

McGhee, Orsel Stanley Iv Salomon, Louis A Jr Williams, Frederick Earl

Consent Agenda B

After discussion, the Commission:

Approved
Basit, Abdul
Delva, Emmanuel
Dinklage, Stephen
Jimenez, Ivette Jeanine
Ryan, James David

Did not approve and will be placed on the next Summary of Applicants Agenda

Curtis, Keith
Espinosa, Jonathan
Hallatt, Scott D
Hentges, Brandon
Impellizzieri, Anthony John
Marcone, Guglielmo Antonio
Mcclain, Deprincia Shantel

Meeting Minutes

The January 2024 Meeting Minutes were accepted.

Reports

The January 2024 reports were presented to the Commission:

- Division
- Legal
- Rules

Executive Director's Comments

Executive Director Corona thanked the Commission and Division staff for a great meeting.

Chair's Comments

Vice Chair Kanyar thanked the Commission and Division staff for a great and efficient meeting.

Public Comments

The Commission did not receive public comment.

Recess

There being no other business, Vice Chair Kanyar recessed the meeting at approximately 1:43 p.m.

February 21, 2024

Chair Richard Barbara called the meeting of the Florida Real Estate Commission to order at approximately 8:30 a.m., via Hybrid, on this Wednesday, 21st day of February 2024.

Commissioners

Chair Richard Barbara
Vice Chair Millie Kanyar
Randy Schwartz – excused absence
Patricia Ketcham
Renee Butler
Patricia Fitzgerald
Kelly Price

Board Counsel

Lawrence Harris, Senior Assistant Attorney General

Declared quorum present

Division of Real Estate

Giuvanna Corona, Executive Director Camille Royal Opal Smith Sydney Bexley Gabriel Mercardo Jose Jimenez Raphael Conceicao

Office of General Counsel

Al Cheneler, Chief Attorney
James Fortunas, Deputy Chief Attorney
Mackenzie Medich, Deputy Chief Attorney
Gene Aldridge
Melissa Buza
William Childers
Dan David
Heather Page
Lia Matos
Megan Ambrose
Elizabeth Paniello

Court Reporting Services

Magnolia Reporting Inc. (407)896-1824

Escrow Disbursement Orders

After discussion, the Commission:

Approved as recommended:

Case No. 2023069734, Seller

Recovery Fund Claims

After discussion, the Commission:

<u>Denied as recommended</u>:

Case No. 2020027492, Denied

Case No. 2021045379, Denied

Case No. 2021051695, Denied

Special Agenda - Legal

Motion for Modification of Final Order – Linda Petrakis DBPR Case Number 2023-030044; respondent was not present and was represented by counsel, Mr. Daniel Villazon, Esq., present. After discussion, the Commission approved the Modification of Final Order.

Legal Appearance Docket A

Andrews, Christopher Allen, SL3452266, Case No. 2023050469

- The Respondent was present and was not represented by counsel.
- Commissioner Schwartz served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: probation for 120 days; investigative costs of \$495.00; administrative fine of \$2,000.00; 28 Hour Reactivation Course.
- **Violation(s):** 475.25(1)(e) v 455.227(1)(t), 475.25(1)(f).

Armas, Alexandra, SL3517505, Case No. 2023050680

- The Respondent was not present and was not represented by counsel.
- Commissioner Schwartz served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: probation for 90 days; public reprimand; investigative costs of \$297.00; administrative fine of \$250.00.
- **Violation(s):** 475.25(1)(m).

Bogsted, Michael George, BK3140053, Case No. 2023059566

- The Respondent was present and was represented by counsel, Nicole Martell Esq., present.
- Commissioner Price served on probable cause and was recused.
- After discussion, the Commission ACCEPTED the Voluntary Relinquishment of License for Permanet Revocation.

• Violation(s): 475.25(1)(e) v 455.227(1)(t).

Bogsted, Michael George, BK3140053, Case No. 2023062914

- The Respondent was present and was represented by counsel, Nicole Martell Esq., present.
- Commissioner Price served on probable cause and was recused.
- After discussion, the Commission ACCEPTED the Voluntary Relinquishment of License for Permanet Revocation.
- **Violation(s):** 475.25(1)(b), 475.25(1)(f).

Dixon, Shelia Arnetta, SL548201, Case No. 2023044810

- The Respondent was not present and was not represented by counsel.
- Commissioner Price served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: probation for 6
 months; investigative costs of \$396.00; administrative fine of \$250.00; 3 Hour Core
 Law.
- **Violation(s):** 475.25(1)(a) v 455.227(1)(t).

Guzman, Rafael Edgardo, SL3316757, Case No. 2023049735

- The Respondent was not present and was represented by counsel, Justin James Duran Esq., present.
- Commissioner Schwartz served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: revoked; investigative costs of \$577.50; administrative fine of \$3,500.00.
- **Violation(s):** 475.25(1)(e) v 455.227(1)(t), 475.25(1)(f).

Hakimi, Jeremy Darab, BK3526901, Case No. 2023045040

- The Respondent was present and was represented by counsel, Ricky Strong Esq., present.
- Commissioner Schwartz served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: probation for 90 days; investigative costs of \$618.75; administrative fine of \$500.00.
- **Violation(s):** 475.25(1)(s).

McCullough, Chinalyn Victoria, SL3509916, Case No. 2023028042

- The Respondent was present and was not represented by counsel.
- Commissioner Butler served on probable cause and was recused.

- After discussion, the Commission dismissed the case.
- Violation(s): 475.25(1)(m).

Naeem, Mohsin A., SL3451767, Case No. 2023005313

- The Respondent was not present and was not represented by counsel.
- Commissioner Price served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: **revoked**; **investigative costs of \$528.00**; **administrative fine of \$1,000.00**.
- **Violation(s):** 475.25(1)(e) v 455.227(1)(t), 475.25(1)(f), 475.25(1)(p).

Ore Jr., Christian Andre, SL3509759, Case No. 2023028058

- The Respondent was not present and was not represented by counsel.
- Commissioner Butler served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: probation for 90 days; public reprimand; investigative costs of \$102.30; administrative fine of \$250.00.
- **Violation(s):** 475.25(1)(m).

Painite Services Global LLC, CQ1054610, Case No. 2023019155

- The Respondent was present and was not represented by counsel.
- Commissioner Butler served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: probation for 90 days; investigative costs of \$577.50; administrative fine of \$1,000.00.
- **Violation(s):** 475.25(1)(d)1.

Wade, Chad, BK3422302, Case No. 2023040402

- The Respondent was not present and was represented by counsel, Daniel Villazon Esq., present.
- Commissioner Schwartz served on probable cause and was recused.
- After discussion, the Commission accepted the request to continue the case.
- **Violation(s):** 475.25(1)(f).

Altidor Lamarre, Naheem, SL3514881, Case No. 2023044665

- The Respondent was present and was represented by counsel, Daniel Villazon Esq., present.
- Commissioner Schwartz served on probable cause and was recused.
- After discussion, the Commission dismissed the case.
- **Violation(s):** 475.25(1)(m).

Carmena, David, BK3398468, Case No. 2023018787

- The Respondent was present and was not represented by counsel.
- Commissioner Butler served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: probation for 6 months; investigative costs of \$594.00; 4 Hour Property Management Course.
- **Violation(s):** 475.25(1)(d)1.

Deady Corbin, Veronica Eliane, SL3508405, Case No. 2023022327

- The Respondent was not present and was not represented by counsel.
- Commissioner Butler served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: revoked; investigative costs of \$214.50; administrative fine of \$250.00.
- **Violation(s):** 475.25(1)(m).

Ekren, Alissa Nancy, SL3515558, Case No. 2023044755

- The Respondent was not present and was not represented by counsel.
- Commissioner Schwartz served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: revoked; investigative costs of \$107.25; administrative fine of \$250.00.
- **Violation(s):** 475.25(1)(m).

Fernandes, Ashley Ann, SL3510012, Case No. 2023028493

- The Respondent was not present and was not represented by counsel.
- Commissioner Butler served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: probation for 90 days; public reprimand; investigative costs of \$ 74.25; administrative fine of \$250.00.
- **Violation(s):** 475.25(1)(m).

Palacios, Clara Elaine, SL3508162, Case No. 2023022523

- The Respondent was not present and was not represented by counsel.
- Commissioner Ketcham served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: revoked; investigative costs of \$ 66.00; administrative fine of \$250.00.
- **Violation(s):** 475.25(1)(m).

Polanco Rodriguez, Liz Elibeth, SL3509740, Case No. 2023028376

- The Respondent was present and was not represented by counsel.
- Commissioner Butler served on probable cause and was recused.
- After discussion, the Commission dismissed the case.
- Violation(s): 475.25(1)(m).

Smith, Lawrence, SL3510699, Case No. 2023030037

- The Respondent was not present and was not represented by counsel.
- Commissioner Butler served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: revoked; investigative costs of \$ 66.00; administrative fine of \$250.00.
- **Violation(s):** 475.25(1)(m).

Trasobares, Jose Luis, SL3512507, Case No. 2023037281

- The Respondent was not present and was not represented by counsel.
- Chair Barbara served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: revoked; investigative costs of \$115.00; administrative fine of \$250.00.
- **Violation(s):** 475.25(1)(m).

Vance, Vanessa, SL3511506, Case No. 2023033667

- The Respondent was not present and was not represented by counsel.
- Commissioner Butler served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: revoked; investigative costs of \$198.00; administrative fine of \$250.00.
- **Violation(s):** 475.25(1)(m).

Legal Appearance Docket B

McKoy, Christina, SL3433970, Case No. 2023028419

- The Respondent was present and was not represented by counsel.
- Chair Barbara served on probable cause and was recused.
- After discussion, the Commission imposed the following sanctions: Suspension for 6 months; investigative costs of \$379.50; administrative fine of \$3,000.00; 28 Hour Reactivation Course.
- **Violation(s):** 475.25(1)(e) v 455.227(1)(t), 475.25(1)(f), 475.25(1)(p).

Calloway, Jadah, SL3503630, Case No. 2023010787

- The Respondent was present and was not represented by counsel.
- Commissioner Price served on probable cause and was recused.
- After discussion, the Commission dismissed the case.
- Violation(s): 475.25(1)(m).

Executive Director Comments

Executive Director Corona provided updates on the FREC to FREAB reallocation and informed the Commission that a final analysis will be forthcoming. ED Corona also thanked former Commissioner Sanchez and all our visitors from Watson Realty for their attendance. Finally, ED Corona thanked the division staff for their efforts and announced Regulatory Specialist II Sydney Bexley's transition to the Enforcement team as an Appraisal Investigator.

Chair's Comments

Chair Richard Barbara thanked the guests of Watson Realty for attending this month's meeting. Chair Richard Barbara also thanked and applauded the Commission and division staff for their hard work.

Public Comments

The Commission received public Comment from Frank Plesko and Guy Sanchez.

<u>Adjournment</u>

There being no other business, the Chair adjourned the meeting at approximately 11:42 a.m. The next general meeting is scheduled for March 19, 2024. Please visit Real Estate Commission-Meetings and Workshops – MyFloridaLicense.com for more information.

ATTEST:

Richard Barbara, Chair

Florida Real Estate Commission

Giuvanna Corona, Executive Director Florida Real Estate Commission