

**REAL ESTATE EXAMINING BOARD
MEETING MINUTES
APRIL 16, 2015**

PRESENT: Stephen Beers, Marie Hetzer, Michael Mulleady, Randal Savaglio, Brian McGrath, Dennis Pierce

STAFF: Brittany Lewin - Executive Director, Nilajah Madison-Head - Bureau Assistant; Sharon Henes - Administrative Rules Coordinator; and Other Department Staff

CALL TO ORDER

Stephen Beers, Chair, called the meeting to order at 10:05 a.m. A quorum of six (6) members was confirmed.

ADOPTION OF AGENDA

MOTION: Michael Mulleady moved, seconded by Dennis Pierce, to adopt the agenda as published. Motion carried unanimously.

APPROVAL OF THE MINUTES OF FEBRUARY 26, 2015

MOTION: Randal Savaglio moved, seconded by Dennis Pierce, to approve the minutes of February 26, 2015 as published. Motion carried unanimously.

CLEARINGHOUSE RULE 15-026 RELATING TO COOPERATIVE BROKER AGREEMENTS

MOTION: Brian McGrath moved, seconded by Randal Savaglio, to table the consideration of the clearinghouse report for CR-026 until the next meeting. Motion carried unanimously.

LEGISLATIVE AND ADMINISTRATIVE RULE MATTERS

MOTION: Brian McGrath moved, seconded by Dennis Pierce, to designate Randal Savaglio, Michael Mulleady, and Marie Hetzer to the Real Estate Rules Committee. Motion carried unanimously.

REAL ESTATE CONTRACTUAL FORMS ADVISORY COMMITTEE

Committee Member Appointment

MOTION: Michael Mulleady moved, seconded by Randal Savaglio, to approve the appointment of Pamela Widen to the Real Estate Contractual Forms Advisory Committee. Motion carried unanimously.

Approval of WB-35 Simultaneous Exchange Agreement

MOTION: Randal Savaglio moved, seconded by Marie Hetzer, to adopt the recommended changes to form WB-35 and delegate final approval to Stephen Beers. Motion carried unanimously.

Approval of WB-28 Cooperative Agreement

MOTION: Michael Mulleady moved, seconded by Dennis Pierce, to adopt the recommended changes to form WB-28 and delegate final approval to Stephen Beers. Motion carried unanimously.

CLOSED SESSION

MOTION: Randal Savaglio moved seconded by Dennis Pierce, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85 (1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.). Randal Savaglio read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Stephen Beers-yes; Marie Hetzer-yes; Brian McGrath-yes; Michael Mulleady-yes; Dennis Pierce-yes; Randal Savaglio-yes. Motion carried unanimously.

The meeting convened to closed session at 10:50 a.m.

RECONVENE TO OPEN SESSION

MOTION: Randal Savaglio moved, seconded by Dennis Pierce, to reconvene into open session. Motion carried unanimously.

The meeting reconvened into open session at 11:08 a.m.

**VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION,
IF VOTING IS APPROPRIATE**

MOTION: Randal Savaglio moved, seconded by Michael Mulleady, to affirm all votes made in Closed Session. Motion carried unanimously.

ORDER FIXING COSTS**Kevin G. Ecker (ORDER0002953)(DHA case # SPS-14-0007)(DLSC case # 13 REB 070)**

MOTION: Michael Mulleady moved, seconded by Marie Hetzer, to adopt the Order Fixing Costs in the matter of disciplinary proceedings against Kevin G. Ecker, Respondent – DHA case number SPS-14-0007/DLSC case number 13 REB 070. Motion carried unanimously.

Jason S Schwittay and Apple Valley Realtors, L.L.C. (ORDER0003776)(DHA case # SPS-14-0056)(DLSC case # 13 REB 095)

MOTION: Randal Savaglio moved, seconded by Dennis Pierce, to adopt the Order Fixing Costs in the matter of disciplinary proceedings against Jason S. Schwittay and Apple Valley Realtors, L.L.C., Respondent – DHA case number SPS-14-0056/DLSC case number 13 REB 095. Motion carried unanimously.

MONITORING MATTERS

Michael Hoppens – Requesting Full Licensure

MOTION: Randal Savaglio moved, seconded by Marie Hetzer, to grant the request of Michael Hoppens for full licensure. Motion carried unanimously.

Travis Stangel – Requesting Full Licensure

MOTION: Marie Hetzer moved, seconded by Randal Savaglio, to grant the request of Travis Stangel for full licensure. Motion carried unanimously.

CASE CLOSINGS

MOTION: Randal Savaglio moved, seconded by Michael Mulleady, to close the following cases:

1. 13 REB 025 – Insufficient Evidence (IE)
2. 13 REB 051 – Insufficient Evidence (IE)
3. 13 REB 103 (M.A.M., P.K.L., M.L.R.I.) – Prosecutorial Discretion (P7)
4. 13 REB 103 (J.T.) – No Violation (NV)
5. 13 REB 119 – No Violation (NV)

Motion carried unanimously.

ADJOURNMENT

MOTION: Randal Savaglio moved, seconded by Dennis Pierce, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 11:09 a.m.