

**REAL ESTATE EXAMINING BOARD  
MEETING MINUTES  
OCTOBER 15, 2015**

**PRESENT:** Stephen Beers, Marie Hetzer, Michael Mulleady, Randal Savaglio, Dennis Pierce, Brian McGrath (*via phone, joined the meeting at 10:21 a.m.*)

**EXCUSED:** Kitty Jedwabny

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

**CALL TO ORDER**

Stephen Beers, Chair, called the meeting to order at 10:03 a.m. A quorum of five (5) members was confirmed.

**ADOPTION OF AGENDA**

**Amendments to the Agenda:**

- *Closed Session Item H. "Presentation and Deliberation on Proposed Stipulations, Final Decision and Orders" corrected to read "Presentation and Deliberation on Proposed Final Decisions and Orders"*

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

**APPROVAL OF THE MINUTES OF AUGUST 13, 2015**

**MOTION:** Marie Hetzer moved, seconded by Randal Savaglio, to approve the minutes of August 13, 2015 as published. Motion carried unanimously.

**LEGISLATION AND ADMINISTRATIVE RULE MATTERS**

**Withdraw CR 15-026 Relating to Cooperative Broker Agreements**

**MOTION:** Michael Mulleady moved, seconded by Marie Hetzer, that it is the Board's intention to not promulgate CR 15-026 relating to Cooperative Broker Agreements and to authorize DSPS Staff to notify Clearinghouse and the presiding officer of each house of the legislature. 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.). Stephen Beers 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; Michael Mulleady-yes; Dennis Pierce-yes; Randal Savaglio-yes. Motion carried unanimously.

The meeting reconvened into closed session at 10:18 a.m.

**RECONVENE TO OPEN SESSION**

**MOTION:** Michael Mulleady moved, seconded by Randal Savaglio, to reconvene into open session. Motion carried unanimously.

The meeting reconvened into open session at 10:28 a.m.

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

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

**PROPOSED FINAL DECISIONS AND ORDERS**

*Brian McGrath joined the meeting at 10:21 a.m.*

**Harvey J. Goldstein, Respondent (DHA case # SPS-15-0027)(DLSC case # 15 REB 002)**

**MOTION:** Dennis Pierce moved, seconded by Michael Mulleady, to adopt the Findings of Fact, Conclusions of Law, and Proposed Decision and Order in the matter of disciplinary proceedings against Harvey J. Goldstein, Respondent (DHA case number SPS-SPS-15-0027)(DLSC case number 15 REB 002). Motion carried. Recused: Stephen Beers

*(Stephen Beers recused himself for deliberation, and voting in the matter of Harvey J. Goldstein, Respondent (DHA case number SPS-SPS-15-0027)(DLSC case number 15 REB 002).)*

**PROPOSED STIPULATIONS, FINAL DECISIONS AND ORDERS****13 REB 058 and 14 REB 033 – Malico K. Watson and Orange Ave. Realtors, LLC**

**MOTION:** Michael Mulleady moved, seconded by Marie Hetzer, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Malic K. Watson and Orange Ave. Realtors, LLC., DLSC case number 13 REB 058 and 14 REB 033. Motion carried unanimously.

**14 REB 034 – Glena D. Kojis and Kivley, LLC**

**MOTION:** Michael Mulleady moved, seconded by Dennis Pierce, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Glena D. Kojis and Kivley, LLC, DLSC case number 14 REB 034. Motion carried unanimously.

**ADMINISTRATIVE WARNINGS****14 REB 069 (R.J.B.J.)**

**MOTION:** Randal Savaglio moved, seconded by Marie Hetzer, to issue an Administrative Warning in the matter of DLSC case number 14 REB 069 (R.J.B.J.). Motion carried unanimously.

**CASE CLOSINGS**

**MOTION:** Marie Hetzer moved, seconded by Michael Mulleady, to close the following cases for the reasons outlined below:

1. 13 REB 056 (T.R.E.G., J.A.B.) – No Violation (NV)
2. 14 REB 034 (M.S.K.) – Prosecutorial Discretion (P1)
3. 14 REB 036 - Prosecutorial Discretion (P3)
4. 14 REB 046 – Prosecutorial Discretion (P3)
5. 14 REB 062 – Prosecutorial Discretion (P3)
6. 14 REB 069 (B.R.E.I.) – Prosecutorial Discretion (P7)
7. 14 REB 111 – Insufficient Evidence (IE)
8. 14 REB 123 – Insufficient Evidence (IE)

Motion carried unanimously.

**14 REB 053**

**MOTION:** Randal Savaglio moved, seconded by Dennis Pierce, to close DLSC case number 14 REB 053 for No Violation (NV). Motion carried. Recused: Marie Hetzer

*(Marie Hetzer recused herself for deliberation, and voting in the matter of 14 REB 053.)*

**ADJOURNMENT**

**MOTION:** Randal Savaglio moved, seconded by Michael Mulleady, to adjourn the meeting.  
Motion carried unanimously.

The meeting adjourned at 10:34 a.m.