The July 18, 2012 telephonic meeting of the Utah Real Estate Commission began at 9:00 a.m. with Chair Tugaw-Madsen conducting.

Vice Chair Houston and Commissioner Hancock were excused from the meeting this month.

PLANNING AND ADMINISTRATIVE MATTERS

Approval of Minutes
Chair Tugaw-Madsen noted a correction from Mr. Jonsson to correctly read Ms. Jonsson. With this correction, a motion was made to approve the minutes from June 20, 2012 meeting as written. Vote: Chair Tugaw-Madsen, yes; Commissioner Walker, yes; Commissioner Ashton, yes. The motion carries.

DIVISION REPORTS
DIRECTOR’S REPORT – Jonathan Stewart
Director Stewart announced Ms. Jonsson will be leaving the Division to work as Administrative Law Judge with the Department of Commerce. Director Stewart introduced Michael Palumbo as the newly-hired Hearing Officer who will be taking over Ms. Jonsson’s position with the Division.

Director Stewart presented an article from The Enterprise, Home Sales Rise in Salt Lake Area, Prices Rise Statewide, Inventory Decreases.”

Director Stewart presented a Media Alert released July 13, 2012 by the Department of Commerce, “Consumer Protection warns of fake rental scheme targeting real estate ads.”

ENFORCEMENT REPORT – Jeffery Nielsen
Mr. Nielsen reported in June the Division received 34 complaints; opened 28 cases; closed 42 cases; leaving 220 total real estate cases.

Stipulations for Review
Gary Thomson
Gary Jones

Each of the respondents was offered the opportunity to appear today, but each has declined. Investigator Alamilla was present to answer any questions from the Commission.

LICENSING/EDUCATION REPORT – Mark Fagergren
Mr. Fagergren reported that the number of real estate licensees has increased since last month.

Stipulations for Review
Ann-Marie M. Baker
Camie Lee Wallgren-Ramirez
Jonathan P. Slager
Darren P. Bideaux

Each of the respondents was offered the opportunity to appear today, but each has declined.

Mr. Fagergren presented the Pearson VUE Exam Performance Summary for Real Estate Pre-licensing tests.

Mr. Fagergren announced the Pearson VUE Exam Review will be August 20, 2012 and August 27, 2012.

Mr. Fagergren announced the Division’s Instructor Development Workshop will be held October 29-30, 2012 in Park City. The keynote speaker will be Len Elder.
COMMISSION AND INDUSTRY ISSUES
Discussion of Proposed Rules – Jennie Jonsson
Ms. Jonsson reported that various rule amendments have been filed and are now open for public comment, which will close August 14, 2012.

A motion was made to close the meeting for the sole purpose of discussing the character, professional competence or physical or mental health of an individual. Vote: Chair Tugaw-Madsen, yes’ Commissioner Ashton, yes; Commissioner Walker, yes. The motion passes. An Executive Session was held from 10.15 a.m. to 10:30 a.m.

OPEN TO PUBLIC

INFORMAL HEARINGS

10:30 Matthew Lennon – Appeal of Order
Mr. Lennon was not present. The Division made an attempt to contact Mr. Lennon at 11:05 a.m. by phone, and there was no answer.
Gary M. Huntsman, Principal Broker

CLOSED TO PUBLIC
A motion was made to close the meeting for the sole purpose of discussing the character, professional competence or physical or mental health of an individual. Chair Tugaw-Madsen, yes; Commissioner Ashton, yes; Commissioner Walker, yes. An Executive Session was held from 11:20 a.m. to 11:26 a.m.

Deliberation on Hearing
Review of Stipulations

OPEN TO PUBLIC

Results of Stipulations
Gary Thomson – Approved
Gary Jones – Approved
Ann-Marie M. Baker – Approved
Camie Lee Wallgren-Ramirez – Approved
Jonathan P. Slager – Approved
Darren P. Bideaux – Approved

Results of Hearing
Matthew Lennon – The Commission with concurrence of the Director will enter Mr. Lennon as being in default.

INFORMAL HEARING
12:45 Ernest Moffat
Christine Dominque, witness
Marvin Everett, Investigator

A motion was made to recess for five minutes. Vote: Chair Tugaw-Madsen, yes; Commissioner Ashton, yes; Commissioner Walker, yes. The motion passes.

A recess was held from 1:34 p.m. to 1:38 p.m.

CLOSED TO PUBLIC
A motion was made to close the meeting for the sole purpose of discussing the character, professional competence or physical or mental health of an individual. Vote: Chair Tugaw-Madsen, yes; Commissioner Ashton, yes; Commissioner Walker, yes. The motion passes. An Executive Session was held from 2:55 p.m. to 3:41 p.m.

Deliberation of Hearing

OPEN TO PUBLIC
A motion was made to adjourn the meeting. Vote: Chair Tugaw-Madsen, yes; Commissioner Ashton, yes; Commissioner Walker, yes. The meeting adjourned at 3:42 p.m.