



STATE OF OKLAHOMA
REAL ESTATE APPRAISER BOARD

OFFICIAL MINUTES

August 19, 2005
Date

Special
Number

The Real Estate Appraiser Board, established pursuant to the provisions of the Oklahoma Certified Real Estate Appraisers Act, held a special meeting on August 19, 2005 at 3:30 p.m. The Meeting was held in the Boardroom of the offices of the Oklahoma Insurance Department at 2401 Northwest 23rd Street, Suite 28, Oklahoma City, Oklahoma. In compliance with the Open Meeting Act, 25 O.S. § 301 et seq., the agenda for this meeting was posted in the main entrance to the offices of the Oklahoma Insurance Department on Tuesday, August 8, 2005 at 2:00 p.m. and was mailed and posted to the website that day. The Agenda is attached as **Exhibit A**.

In anticipation of recusals, the Office of the Governor of Oklahoma had made an appointment of Board Member Pro Tempore. The individual appointed was Mr. Jimmy F. Allen of Oklahoma City. A copy of this appointment, Oath of Office, and Loyalty Oath are attached as **Exhibit B**.

I. **CALL TO ORDER.** Vice-Chairman Lee Caesar, Jr., presiding, called the meeting to order at 3:30 p.m. The roll of Board members was called to establish a quorum.

Board members present were: Lee R. Caesar, Vice-Chairman;
Jana S. Barker;
Jimmy F. Allen
Harold J. Snyder; and
P. Lane Wheeler

Board members excused were: Kim Holland, Chairperson;
Jimmy R. Burton
Patti L. Fisher; and
James W. Hoyt

Based on the result of the roll call, a quorum was declared present by the Chair.

Others in attendance were: James S. Matthews Jr.; Stephen L. McCaleb, Board Prosecutor; Debra Schwartz, Assistant Attorney General, Board Counsel; Linda L. Churchill, Licensing Administrator; and Rod Stirman, Board Director.

Mr. Caesar moved that the Board recognize the presence of a court reporter and moved to make the resulting transcript the official record of the proceeding. Ms. Barker seconded the motion. The Chair ordered a roll call with the following results:

ROLL CALL VOTE:	Mr. Allen	Yes
	Mr. Wheeler	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Caesar	Yes

THE RESULT WAS FIVE VOTES IN THE AFFIRMATIVE AND NONE OPPOSED.
THE MOTION WAS AGREED TO.

II. **DISCUSSION AND POSSIBLE ACTION REGARDING MOTION TO DISQUALIFY OR RECUSE THE OKLAHOMA REAL ESTATE APPRAISER BOARD, ALL MEMBERS OF THE BOARD, AND THE DESIGNATED HEARING PANEL AS THE TAINTED PRODUCT OF IMPROPER BOARD ACTION, IN THE MATTER OF CHAD F. STITES, COMPLAINT NO. 05-039.**
See Exhibit C. and D.

Ms. Barker moved the Board go into Executive Session as authorized by 25 O.S. 2001 §307(B)(8), regarding the above matters and in order for the Board to discuss legal matters related to this action with its attorney. Mr. Snyder seconded the motion. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Mr. Allen	Yes
	Mr. Wheeler	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Caesar	Yes

THE RESULT WAS FIVE VOTES IN THE AFFIRMATIVE AND NONE OPPOSED.
THE MOTION WAS AGREED TO.

Mr. Allen moved that the Board return to regular session. Mr. Snyder seconded the motion. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Mr. Allen	Yes
	Mr. Wheeler	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Caesar	Yes

THE RESULT WAS FIVE VOTES IN THE AFFIRMATIVE AND NONE OPPOSED.
THE MOTION WAS AGREED TO.

Ms. Barker moved the Board go into Executive Session as authorized by 25 O.S. 2001 §307(B)(8), regarding the above matters and in order for the Board to discuss legal matters related to this action with its attorney. Mr. Snyder seconded the motion. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Mr. Allen	Yes
	Mr. Wheeler	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Caesar	Yes

THE RESULT WAS FIVE VOTES IN THE AFFIRMATIVE AND NONE OPPOSED.
THE MOTION WAS AGREED TO.

Ms. Barker moved that the Board return to regular session. Mr. Allen seconded the motion. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Mr. Allen	Yes
	Mr. Wheeler	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Caesar	Yes

THE RESULT WAS FIVE VOTES IN THE AFFIRMATIVE AND NONE OPPOSED.
THE MOTION WAS AGREED TO.

Mr. Wheeler made a motion to deny the request to Disqualify or Recuse the Oklahoma Real Estate Appraiser Board, all Members of the Board, and the Designated Hearing Panel as the Tainted Product of Improper Board Action, as a whole or any single members in the Matter of Chad F. Stites, Complaint No. 05-039. Mr. Allen seconded the motion. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Mr. Allen	Yes
	Mr. Wheeler	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Caesar	Yes

THE RESULT WAS FIVE VOTES IN THE AFFIRMATIVE AND NONE OPPOSED.
THE MOTION WAS AGREED TO.

DISCUSSION AND POSSIBLE ACTION REGARDING MOTION TO DISMISS, IN THE MATTER OF CHAD F. STITES, Complaint No. 05-039. Mr. Wheeler made a motion to deny the motion to dismiss, in the Matter of Chad F. Stites, Complaint No. 05-039. Ms. Barker seconded the motion. See Exhibits E, F, G, and H. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Mr. Allen	Yes
	Mr. Wheeler	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Caesar	Yes

THE RESULT WAS FIVE VOTES IN THE AFFIRMATIVE AND NONE OPPOSED.
THE MOTION WAS AGREED TO.

III. **ADJOURNMENT.** A motion for adjournment was made by Ms. Barker and seconded by Mr. Caesar. The Board adjourned by general consent.

OFFICIAL MINUTES.

The action taken by the Oklahoma Real Estate Appraiser Board on the items for consideration after motion duly made and seconded has been noted herein and made a part of these minutes.

The Board caused the entire proceeding of the meeting, excepting any executive sessions, to be recorded on an audio recording device with audiotape to be retained as a record in the office of the Board.

EXHIBITS are A through H.

In witness we have hereunto set our hand and caused the Seal of the State of Oklahoma to be affixed by the Board Secretary, at the City of Oklahoma City, State of Oklahoma, this 19th day of August 2005.



LEE R. CAESAR, VICE-CHAIRMAN
OKLAHOMA REAL ESTATE APPRAISER BOARD

LINDA L. CHURCHILL, SECRETARY
OKLAHOMA REAL ESTATE APPRAISER BOARD