



STATE OF OKLAHOMA
REAL ESTATE APPRAISER BOARD

OFFICIAL MINUTES

August 5, 2005
Date

159
Number

The Real Estate Appraiser Board, established pursuant to the provisions of the Oklahoma Certified Real Estate Appraisers Act, held its one hundred fifty ninth regular meeting on August 5, 2005 at 9:30 a.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, July 26, 2005 at 11:00 a.m., and was mailed to the members and posted to the Insurance Department website on July 26, 2005. An addendum to the Agenda was posted in the main entrance to the Insurance Department website on Friday, July 29, 2005, and was mailed and emailed to the members of the Board and posted to the Insurance Department website on July 29, 2005. The Agenda and addendum are attached as Exhibit A.

I. **CALL TO ORDER.** Vice-Chairman Lee Caesar, Jr., presiding, called the meeting to order at 9:30 a.m. The roll of Board members was called to establish a quorum.

Board members present were: Lee R. Caesar, Vice-Chairman;
Jimmie R. Burton;
Jana S. Barker;
Patti L. Fisher;
James W. Hoyt; and
P. Lane Wheeler

Board members excused were: Kim Holland, Chairperson; and
Joey Snyder.

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

Others in attendance were: Christopher Turner; Jana Turner; Dean Fallis; Dale Bynum; Frank Stone; Craig Knutson; Stephen L. McCaleb, Board Prosecutor; Sue Wycoff, Board Prosecutor; Joann Stevenson, Board Counsel; Karl Kramer, Assistant General Counsel, Oklahoma Insurance Department; Linda L. Churchill, Licensing Administrator; and Rod Stirman, Board Director.

II. **READING AND APPROVAL OF MINUTES.** Mr. Burton moved that the reading of the minutes of the previous session be waived and that they stand approved as published and distributed. Mr. Hoyt seconded the motion. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Mr. Burton	Yes
	Mr. Wheeler	Yes
	Ms. Fisher	Yes
	Ms. Barker	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes

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

At this point, Mr. Snyder, Board member, entered the room and was seated.

III. **CHAIRMAN'S REPORT.** The Chairman was excused.

VICE-CHAIRMAN'S REPORT. The Vice-Chairman offered no report.

DIRECTOR'S REPORT.

A. **Discussion and possible action regarding revocation or possible suspension of individuals for non-payment of annual fees due by May 31, 2005.** See Exhibit B. Mr. Hoyt moved that the list of individuals presented by the Director as failing to pay their annual

fees be suspended. The motion was seconded by Ms. Barker. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Mr. Burton	Yes
	Mr. Wheeler	Yes
	Ms. Fisher	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes

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

B. Discussion and possible action regarding authority to issue certificates to those due to renew their licenses by September 30, 2005. See Exhibit C. A motion was made by Ms. Fisher to approve issuance of certificates to those renewing by August 31, 2005. Mr. Hoyt seconded the motion.

ROLL CALL VOTE:	Mr. Burton	Yes
	Mr. Wheeler	Yes
	Ms. Fisher	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes

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

IV. BOARD MEMBER REPORTS.

A. Disciplinary Procedures Committee. The Committee offered no report.

B. Education Experience & Testing Committee.

1. Discussion and possible action regarding course submittals approval. Ms. Fisher moved to approve all appraiser education items as reported in Exhibit D. The motion was seconded by Mr. Hoyt. The chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Mr. Burton	Yes
	Mr. Wheeler	Yes
	Ms. Fisher	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes

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

2. Discussion and possible action regarding approval or disapproval of various applications received and authority to issue certificates. See Exhibit E. A motion was made by Ms. Fisher to approve the recommendations offered in paragraphs A through D of the Exhibit. The motion was seconded by Mr. Hoyt. The chair ordered a roll call vote with the following results:

ROLL CALL VOTE	Mr. Burton	Yes
	Mr. Wheeler	Yes
	Ms. Fisher	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes

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

A motion was made by Mr. Caesar that Johnny L. Young must be compliant, and take a 15 hour USPAP course in accordance with the recommendation contained in Paragraph E, Exhibit E. The motion was seconded by Mr. Burton. The chair ordered a roll call vote with the following results:

ROLL CALL VOTE	Mr. Burton	Yes
	Mr. Wheeler	Yes
	Ms. Fisher	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes

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

By order of the chair, Item V was taken out of order and offered for consideration.

V. DISCUSSION AND POSSIBLE ACTION REGARDING DISCIPLINARY HEARING PANEL RECOMMENDATION IN THE MATTER OF CHRISTOPHER S. TURNER, COMPLAINT NO. 04-054.

Ms. Fisher and Mr. Hoyt recused themselves from consideration due to their service on Probable Cause Committees dealing with this matter. Mr. Burton recused himself from consideration of this matter due to his geographic location with respect to the Respondent. Mr. Wheeler recused due to the fact he served on the Disciplinary Hearing Committee on this matter. The recusals left the Board without a quorum.

By order of the Chair, this matter was tabled to the next regular session, September 9, 2005.

At this point the Board returned to regular order.

C. Legislation and Rules Committee. No report given.

D. Probable Cause Committee. Mr. Snyder reported there was no meeting of the Probable Cause Committee. The Director offered a proposed notice of Hearing.

Ms. Barker moved that the Probable Cause committee recommendation with respect to Complaint # 04-060 be accepted, that the Board adopt as a formal complaint, and the date, time, and place of hearing in the proposed notice be approved. See Exhibit F. Mr. Burton seconded the motion. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Mr. Burton	Yes
	Mr. Wheeler	Yes
	Ms. Fisher	Recuse
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes

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

Mr. Caesar made a motion to appoint Mr. Snyder to another three months of service. Mr. Burton seconded the motion. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Mr. Burton	Yes
	Mr. Wheeler	Yes
	Ms. Fisher	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes

THE RESULT WAS SEVEN VOTES IN THE AFFIRMATIVE AND NONE OPPOSED.

V A. DISCUSSION AND POSSIBLE ACTION REGARDING MOTION TO DISMISS IN THE MATTER OF DEVIN R. GORDON AND LOYAL T. PLUMB, COMPLAINT NO. 02-041.

This item was tabled for a later date because of a possible agreement with the opposing attorneys.

VI. DISCUSSION AND POSSIBLE ACTION RETARDING BOARD FINANCIAL SUPPORT FOR ATTENDANCE OF JOANN STEVENSON AT 13TH ANNUAL ATTORNEY CERTIFICATION SEMINAR IN PROFESSIONAL REGULATORY LAW, SPONSORED BY THE FEDERATION OF ASSOCIATIONS AND REGULATORY BOARDS, OCTOBER 14-16, PALM SPRINGS, FL. A motion was made by Mr. Hoyt to pay Joann Stevenson's registration and airline ticket to the 13th Annual Attorney Certification Seminar. Ms. Barker seconded the motion. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Mr. Burton	Yes
	Mr. Wheeler	Yes
	Ms. Fisher	Yes
	Mr. Snyder	Yes
	Ms. Barker	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes

THE RESULT WAS SEVEN VOTES IN THE AFFIRMATIVE AND NONE OPPOSED.

VII. OLD BUSINESS.

506 Discussion and possible action regarding publication of a uniform standards for measurement policy for the Board. After discussion, action was postponed on this matter until the next session at the request of Ms. Fisher.

VIII. NEW BUSINESS. None

IX. ADJOURNMENT. A Motion for adjournment was made by Ms. Fisher 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 F.

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 5th day of August 2005.



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

LINDA L. CHURCHILL, SECRETARY
OKLAHOMA REAL ESTATE APPRAISER BOARD