



STATE OF OKLAHOMA
REAL ESTATE APPRAISER BOARD

OFFICIAL MINUTES

April 6, 2007
Date

177
Number

The Real Estate Appraiser Board, established pursuant to the provisions of the Oklahoma Certified Real Estate Appraisers Act, held its regularly scheduled meeting April 06, 2007 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 March 27, 2007, and was mailed to the offices of the Board members and posted to the REAB website on March 27, 2007. The agenda is attached as Exhibit A.

I. **CALL TO ORDER.** Vice-Chairperson Joey Snyder 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: Joey Snyder, Vice-Chairperson
 Jana S. Barker;
 Patti L. Fisher;
 James W. Hoyt;
 Lane Wheeler;
 Kim N. Allen; and
 Lee R. Caesar, Jr. at 9:35 am

Board member excused was: Kim Holland, Chairperson

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

Others in attendance were: Rod Stirman, Director; Sandra LaVenue, attorney for Commissioner Kim Holland; Joann Stevenson, Board Counsel; Tiffany Davis, Board Secretary; and Janice Owens, REAB Legal Secretary. Others present were: Dan Montague, James Hankins, F. Dale Bynum, Jerry Jones, Daniel Gamino, Heath Boyles, Paul Steger, and Brett Robinson.

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

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

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

By order of the Chair, Agenda Item X was taken out of order and offered for consideration at this point in the session.

X. DISCUSSION AND POSSIBLE ACTION REGARDING RECOMMENDATION OF DISCIPLINARY HEARING PANEL IN COMPLAINT #05-065 IN THE MATTER OF DENNIS P. HUDACKY.

POSSIBLE EXECUTIVE SESSION AS AUTHORIZED BY 25 O.S. 2001 §307(B)(8), REGARDING THE ABOVE MATTER AND IN ORDER FOR THE BOARD TO DISCUSS LEGAL MATTERS RELATED TO THIS ACTION WITH ITS ATTORNEY.

Mr. Gamano, attorney for Mr. Hudacky, waived the recusal of the Board members as required under Johnson v. Board of Dentists.

A motion was made by Mr. Hoyt and seconded by Ms. Fisher that the Board adopt the recommendation of the disciplinary hearing panel to dismiss the complaint against Mr. Hudacky. The Chair ordered a roll call vote with the following results:

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

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

By order of the Chair, the Board returned to regular order.

III. **CHAIRPERSON'S REPORT.** The Chairperson offered no report.

VICE-CHAIRPERSON'S REPORT. The Vice-Chairperson offered no report.

DIRECTOR'S REPORT.

A. Discussion and possible action regarding suspension of individuals for non-payment of annual fees. A motion was made by Mr. Caesar and seconded by Mr. Hoyt to issue an order to suspend individuals listed in agenda item III, Director's Report A for non-payment of annual fees due by January 31, 2007. (Exhibit B) The Chair ordered a roll call vote with the following results:

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

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

B. Discussion and possible action regarding approval of renewal applications and authority to issue certificates. (Exhibit C) A motion was made by Ms. Fisher and seconded by Mr. Caesar to approve board staff to issue renewal certificates of individuals listed in agenda item III, Director's Report B upon receipt of proof of their CE and payment of appropriate fees. The Chair ordered a roll call vote with the following results:

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

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

IV. **COMMITTEE REPORTS:**

A. Standards and Disciplinary Procedures Committee. No Report.

B. Education, Experience and Testing Committee:

1. Discussion and possible action regarding approval of course submittals. (Exhibit D) A motion was made by Mr. Caesar and seconded by Mr. Hoyt to approve the courses as presented in Agenda item IV B (1) with course 2 B amended to Disapproval. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Ms. Barker	Yes
	Mr. Wheeler	Yes
	Mr. Hoyt	Yes
	Mr. Allen	Yes
	Mr. Caesar	Yes
	Ms. Fisher	Yes
	Mr. Snyder	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. (Exhibit E)

A Motion was made by Mr. Hoyt and seconded by Mr. Caesar to allow staff to be given authority to issue trainee certificates to Colby K. Barrington, Savina M. Burgess, Steven L. Helms, Jeffrey J. Horany, and Dawn L. Price as stated in Agenda Item IV B 2 (A). The Chair ordered a roll call vote with the following results:

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

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

A Motion was made by Mr. Caesar and seconded by Mr. Hoyt to allow staff to be given authority to issue original certificates by reciprocity to Wayne B. Baer, David R. Bethel, David R. Bolton, Edward L. Childress, Kenneth E. Gill, Wendy S. Kumpe, and Travis M. Rogers who have made application from states with whom a reciprocity agreement is in place as stated in Agenda Item IV B 2 (B). The Chair ordered a roll call vote with the following results:

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

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

A Motion was made by Mr. Hoyt and seconded by Mr. Caesar to allow staff to be given authority to issue an original certificate by transfer to Rachel A. Hoover from a jurisdiction with substantially equivalent qualification requirements as Oklahoma as stated in agenda item IV B 2 (C). The Chair ordered a roll call vote with the following results:

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

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

A Motion was made by Mr. Hoyt and seconded by Mr. Caesar to allow staff to be given authority to issue a reinstatement certificate to Thomas R. Bogie as stated in agenda item IV B 2 (D). The Chair ordered a roll call vote with the following results:

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

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

A Motion was made by Mr. Hoyt and seconded by Mr. Caesar to allow staff to be given authority to issue upgrade certificates to Robert T. Rana and Victoria A. Dial contingent upon successful completion of the exam and payment of any required fees as stated in agenda item IV B 2 (E). The Chair ordered a roll call vote with the following results:

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

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

3. Discussion and possible action regarding disapproval of experience documentation of applicants. (Exhibit F)

See Exhibit F (A). Mr. Caesar made a motion that the upgrade application of Donna Murphree be disapproved as recommended. The motion was seconded by Mr. Hoyt. The chair ordered a roll call vote with the following results:

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

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

Agenda Item IV (B) (3) B. was postponed to the May meeting.

C. Legislation and Rules Committee. No Report.

D. Probable Cause Committee.

1. Discussion and possible action regarding Probable Cause Committee disciplinary recommendations. There was a meeting January 26, 2007. In attendance were: Mr. Caesar, Mr. Bardsley, Mr. Hinkle, Mr. McCaleb, Ms. Wycoff, Ms. Owens and Mr. Stirman. Their report is Exhibit G.

Mr. Wheeler moved that the Probable Cause Committee recommendation with respect to Complaint # 05-049 be accepted as written. Mr. Hoyt seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Mr. Hoyt moved that the Probable Cause Committee recommendation with respect to Grievance # 06-117 be accepted and the matter not be adopted as a formal complaint, and that the file be closed without further action. Mr. Wheeler seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Mr. Hoyt moved that the Probable Cause Committee recommendation with respect to Grievance # 06-119 be accepted as presented and the matter be forwarded to a prosecutor for further action. Mr. Wheeler seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Mr. Hoyt moved that the Probable Cause Committee recommendation with respect to Grievance # 06-139 be accepted, the matter not be adopted as a formal complaint, and that the file be closed without further action. Mr. Wheeler seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Mr. Hoyt moved that the Probable Cause Committee recommendation with respect to Grievance # 06-150 be accepted and the grievance be referred to the FBI for action. Mr. Wheeler seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Mr. Hoyt moved that the Probable Cause Committee recommendation with respect to Grievance # 06-152 be accepted, the matter not be adopted as a formal complaint, and that the file be closed without further action. Mr. Wheeler seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

There was a meeting March 26, 2007. In attendance were: Mr. Caesar, Mr. Bardsley, Mr. Hinkle, Mr. Burton, Mr. McCaleb, Ms. Owens, and Mr. Stimman. Their report is Exhibit H.

Ms. Fisher moved that the Probable Cause Committee recommendation with respect to Grievance # 06-017 be accepted, the grievance be adopted as a formal complaint, and forwarded to a prosecutor for action. Ms. Barker seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Ms. Barker moved that the Probable Cause Committee recommendation with respect to Grievance # 06-054 be accepted and the matter be disposed of by inclusion in the Board order accepting the Surrender. Ms. Fisher seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Mr. Wheeler moved that the Probable Cause Committee recommendation with respect to Complaints # 06-064 through 06-078, inclusive, be accepted and the complaints be pending and the trainee appraiser's file be annotated to reflect these pending actions. Mr. Hoyt seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Mr. Hoyt moved that the Probable Cause Committee recommendation with respect to Grievance # 06-095 be accepted, the matter be adopted as a formal complaint, and forwarded to a prosecutor for action. Mr. Wheeler seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Ms. Fisher moved that the Probable Cause Committee recommendation with respect to Grievance # 06-099 be accepted and no further action taken. Ms. Barker seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Ms. Fisher moved that the Probable Cause Committee recommendation with respect to Grievance # 06-132 be accepted, adopted as a formal complaint, forwarded to a prosecutor for action, and that the prosecutor issue a conditional order for revocation. Ms. Barker seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Mr. Hoyt moved that the Probable Cause Committee recommendation with respect to Grievance # 06-143 be accepted, the issue not be adopted as a formal complaint, and the file be closed without further action. Ms. Fisher seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Mr. Hoyt moved that the Probable Cause Committee recommendation with respect to Grievance # 06-144 be accepted, the matter be adopted as a formal complaint, and forwarded to a prosecutor for action. Ms. Barker seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Ms. Fisher moved that the Probable Cause Committee recommendation with respect to Grievance # 06-148 be accepted, the issue not be accepted as a formal complaint, and the file be closed without further action taken. Ms. Barker seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Ms. Fisher moved that the Probable Cause Committee recommendation with respect to Grievance # 06-151 be accepted, adopted as a formal complaint, and be forwarded to a prosecutor for action. Ms. Barker seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Mr. Hoyt moved that the Probable Cause Committee recommendation with respect to Grievance # 07-003 be accepted, adopted as a formal complaint, and be forwarded to a prosecutor for action. Ms. Barker seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Mr. Hoyt moved that the Probable Cause Committee recommendation with respect to Grievance # 07-010 be accepted, the matter not be adopted as a formal complaint, and the staff be directed to issue a letter of warning to the respondent, and that the matter be closed. Mr. Wheeler seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Ms. Fisher moved that the Probable Cause Committee recommendation with respect to Grievance # 07-013 be accepted, the issue not be adopted as a formal complaint, and the file be closed without further action. Ms. Barker seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Ms. Fisher moved that the Probable Cause Committee recommendation with respect to Grievance # 07-015 be accepted, the issue not be adopted as a formal complaint, and the file closed without further action. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

Mr. Hoyt moved that the Probable Cause Committee recommendation with respect to Grievance # 07-025 be accepted and the grievance be referred to the FBI for action. Ms. Barker seconded the motion. The Chair ordered a roll call vote with the following results:

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

THE RESULT WAS SIX VOTES IN THE AFFIRMATIVE, ONE RECUSED.
THE MOTION WAS AGREED TO.

2. Discussion and possible action regarding standing operating procedures for the Probable Cause Committee. No Action Taken.

3. Discussion and possible action regarding appointment of volunteers and /or committee members to assist Probable Cause Committee. Ms. Fisher made a motion to retain Mr. Hinkle to the PCC as the disciplinary panel member. The motion was seconded by Ms. Barker. The chair ordered a roll call vote with the following results:

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

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

V. NO AGENDA ITEM.

VI. DISCUSSION AND POSSIBLE ACTION REGARDING REQUEST OF THE RESPONDENT FOR ORAL ARGUMENT; OR IN THE ALTERNATIVE FOR AN EXTENSION OF TIME TO FILE A BRIEF; IN THE MATTER OF DAN W. MONTAGUE, COMPLAINTS #06-086 AND 06-094.

POSSIBLE EXECUTIVE SESSION AS AUTHORIZED BY 25 O.S. 2001 §307(B)(8), REGARDING THE ABOVE MATTER AND IN ORDER FOR THE BOARD TO DISCUSS LEGAL MATTERS RELATED TO THIS ACTION WITH ITS ATTORNEY.

Mr. Allen, Mr. Wheeler, and Ms. Fisher recused themselves from consideration of Agenda Items VI, VII, and VIII.

The Director announced the appointment of a Board member Pro-Tempore' by the Office of the Governor, Ms. Jerry L. Jones. (Exhibit I)

A Motion was made by Mr. Caesar and seconded by Mr. Hoyt to allow respondent's oral argument without a brief on Complaints # 06-086 and 06-094. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Ms. Barker	Yes
	Ms. Jones	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes
	Mr. Snyder	Yes

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

VII. DISCUSSION AND POSSIBLE ACTION REGARDING RECOMMENDATION OF DISCIPLINARY HEARING PANEL IN COMPLAINT #06-086 IN THE MATTER OF DAN W. MONTAGUE.

POSSIBLE EXECUTIVE SESSION AS AUTHORIZED BY 25 O.S. 2001 §307(B)(8), REGARDING THE ABOVE MATTER AND IN ORDER FOR THE BOARD TO DISCUSS LEGAL MATTERS RELATED TO THIS ACTION WITH ITS ATTORNEY.

A Motion was made by Mr. Caesar and seconded by Mr. Hoyt that the Board approve the disciplinary hearing panel recommendation of dismissal of Complaint # 06-086. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Ms. Barker	Yes
	Ms. Jones	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes
	Mr. Snyder	Yes

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

VIII. DISCUSSION AND POSSIBLE ACTION REGARDING RECOMMENDATION OF DISCIPLINARY HEARING PANEL IN COMPLAINT #06-094 IN THE MATTER OF DAN W. MONTAGUE.

POSSIBLE EXECUTIVE SESSION AS AUTHORIZED BY 25 O.S. 2001 §307(B)(8), REGARDING THE ABOVE MATTER AND IN ORDER FOR THE BOARD TO DISCUSS LEGAL MATTERS RELATED TO THIS ACTION WITH ITS ATTORNEY.

A Motion was made by Ms. Barker and seconded by Mr. Caesar that the Board to go into executive session. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Ms. Barker	Yes
	Ms. Jones	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes
	Mr. Snyder	Yes

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

The Board entered Executive Session.

Ms. Barker made a motion the Board return from Executive Session. The motion was seconded by Mr. Caesar. The chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Ms. Barker	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes
	Ms. Jones	Yes
	Mr. Snyder	Yes

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

Mr. Caesar made a motion that the Board adopts the findings of fact presented in this case with the following amendment, that we consider ignoring Board orders and lying to the Board under oath to pose a threat to the public, and recommend that we adopt in full the conclusion of law as presented, and modify the sanctions to be revocation of the certificate. The motion was seconded by Ms. Barker. The Chair ordered a roll call vote with the following results:

ROLL CALL VOTE:	Ms. Barker	Yes
	Mr. Hoyt	Yes
	Mr. Caesar	Yes
	Ms. Jones	Yes
	Mr. Snyder	Yes

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

Ms. Jones was excused. Ms. Fisher, Mr. Wheeler, and Mr. Allen were reseated.

IX. DISCUSSION AND POSSIBLE ACTION REGARDING PROPOSED CONSENT ORDER IN COMPLAINT #04-008 IN THE MATTER OF DREW S. CARTWRIGHT.

POSSIBLE EXECUTIVE SESSION AS AUTHORIZED BY 25 O.S. 2001 §307(B)(8), REGARDING THE ABOVE MATTER AND IN ORDER FOR THE BOARD TO DISCUSS LEGAL MATTERS RELATED TO THIS ACTION WITH ITS ATTORNEY.

Mr. Caesar made a motion that the Board adopt as presented the consent order in complaint #04-008. The motion was seconded by Ms. Fisher. The Chair ordered a roll call vote with the following results:

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

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

X(A). DISCUSSION AND POSSIBLE ACTION REGARDING ACCEPTANCE OF AFFIDAVIT OF VOLUNTARY SURRENDER OF APPRAISER CREDENTIAL IN LIEU OF DISCIPLINARY PROCEEDINGS IN COMPLAINTS #05-113, 05-116, 05-117, AND 06-054; AND CONTROL #05-112, 05-114, AND 05-115; IN THE MATTER OF AARON D. LINDAUER.

POSSIBLE EXECUTIVE SESSION AS AUTHORIZED BY 25 O.S. 2001 §307(B)(8), REGARDING THE ABOVE MATTER AND IN ORDER FOR THE BOARD TO DISCUSS LEGAL MATTERS RELATED TO THIS ACTION WITH ITS ATTORNEY.

Ms. Fisher made a motion that the Board accept the voluntary surrender in lieu of disciplinary proceedings of Aaron Lindauer. The motion was seconded by Mr. Hoyt. The Chair ordered a roll call vote with the following results:

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

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

XI. DISCUSSION AND POSSIBLE ACTION REGARDING RECUSAL OF BOARD MEMBERS FROM DISCIPLINARY MATTERS BASED ON JOHNSON V. BOARD OF DENTISTS. No Action Taken.

XII. DISCUSSION AND POSSIBLE ACTION REGARDING RECIPROCAL CREDENTIALING AGREEMENT WITH THE NORTH CAROLINA APPRAISAL BOARD.

Mr. Caesar made a motion that the Board approve the reciprocity agreement with the North Carolina Appraisal Board. Ms. Fisher seconded the motion. The Chair ordered a roll call vote with the following results:

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

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

XIII. NEW BUSINESS. No new business.

XIV. ADJOURNMENT.

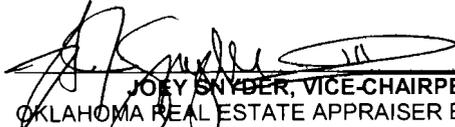
A motion for adjournment was made by Ms. Barker and seconded by Ms. Fisher. The Board adjourned by general consent.

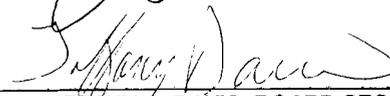
OFFICIAL MINUTES.

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 I.


JOEY SNYDER, VICE-CHAIRPERSON
OKLAHOMA REAL ESTATE APPRAISER BOARD


TIFFANY A. DAVIS, BOARD SECRETARY
OKLAHOMA REAL ESTATE APPRAISER BOARD