

**MINUTES  
INDIANA REAL ESTATE COMMISSION  
WEDNESDAY, OCTOBER 5, 2022  
9:00 a.m.  
402 WEST WASHINGTON STREET  
INDIANAPOLIS, INDIANA 46204**

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**I. CALL TO ORDER & ESTABLISHMENT OF QUORUM**

Chair, Donna Spears called the meeting to order at 10:38 a.m. and declared a quorum in accordance with Ind. Code § 25-34.1-2-3(b).

**Commission Members Present**

Donna Spears, Chairwoman  
Beth Walker  
Pam Lumley  
Charlie Shook  
Tracy Hutton  
Cheryl Stuckwish  
John De Souza

**Commission Members Absent:**

Brian Thompson  
Troly Helman  
John Briscoe  
Molly Kitchell

**State Officials Present:**

Amy Hall, Commission Director  
Chris Shea-Russell, Commission Assistant Director, Indiana Professional Licensing Agency  
James Harry, Commission Advisory Counsel, Office of the Attorney General

**Court Reporter:** Heather Orbaugh

**II. ADOPTION OF THE AGENDA**

**Cheryl Stuckwish made a motion and was seconded by John De Souza to adopt the amended agenda.**

**Motion Passes**  
7/0/0

The following Commission Members Voted	“Aye”	“Nay”
John De Souza	✓	
Charlie Shook	✓	
Donna Spears	✓	
Tracy Hutton	✓	
Cheryl Stuckwish	✓	
Pam Lumley	✓	
Beth Walker	✓	

### III. APPROVAL OF THE MINUTES OF THE WEDNESDAY, AUGUST 24, 2022 MEETING

**Beth Walker made a motion and was seconded by Tracy Hutton to approve the minutes as presented.**

**Motion Passes**

7/0/0

The following Commission Members Voted	“Aye”	“Nay”
John De Souza	✓	
Charlie Shook	✓	
Donna Spears	✓	
Tracy Hutton	✓	
Cheryl Stuckwish	✓	
Pam Lumley	✓	
Beth Walker	✓	

### IV. PERSONAL APPEARANCES

**1. Johnnie Young – Application Positive Response**

Johnnie Young appeared to discuss his positive response on his application.

**A motion was made by Charlie Shook and was seconded by Tracy Hutton to approve for licensure.**

**Motion Passes**

7/0/0

The following Commission Members Voted	“Aye”	“Nay”
John De Souza	✓	
Charlie Shook	✓	
Donna Spears	✓	
Tracy Hutton	✓	
Cheryl Stuckwish	✓	

Pam Lumley ✓  
Beth Walker ✓

**V. ADMINISTRATIVE HEARINGS**  
**NONE**

**VI. ALJ DELIBERATIONS & SETTLEMENT AGREEMENTS**

**1. Lori Crampton – Cause 2020IREC0067**

Administrative Law Judge Panel’s Recommended Findings of Fact

**A motion was made by Tracy Hutton and was seconded by Pam Lumley to approve the Settlement Agreement.**

**Motion Passes**

7/0/0

The following Commission Members Voted	“Aye”	“Nay”
John De Souza	✓	
Charlie Shook	✓	
Donna Spears	✓	
Tracy Hutton	✓	
Cheryl Stuckwish	✓	
Pam Lumley	✓	
Beth Walker	✓	

**2. Joseph A. Wootan – Cause No: 2022IREC0018**

Proposed Settlement and Disciplinary Order

**A motion was made by Beth Walker and was seconded by Cheryl Stuckwish to approve the Proposed Settlement.**

**Motion Passes**

7/0/0

The following Commission Members Voted	“Aye”	“Nay”
John De Souza	✓	
Charlie Shook	✓	
Donna Spears	✓	
Tracy Hutton	✓	
Cheryl Stuckwish	✓	
Pam Lumley	✓	
Beth Walker		

**3. Kelly Frank - Cause No: 2022IREC0005**

Proposed Settlement Agreement

**A motion was made by Charlie Shook and was seconded by John De Souza to approve the Proposed Settlement Agreement.**

**Motion Passes**

7/0/0

The following Commission Members Voted	“Aye”	“Nay”
John De Souza	✓	
Charlie Shook	✓	
Donna Spears	✓	
Tracy Hutton	✓	
Cheryl Stuckwish	✓	
Pam Lumley	✓	
Beth Walker	✓	

**4. M2 Property Group LLC - Cause No: 2022IREC0014**

Motion for Voluntary Dismissal

**A motion was made by Charlie Shook and was seconded by Pam Lumley to table the Voluntary Dismissal pending more information associated with the ownership and the property management. IC 25-34.1-1-3-2 needs to be looked at.**

**Motion Passes**

7/0/0

The following Commission Members Voted	“Aye”	“Nay”
John De Souza	✓	
Charlie Shook	✓	
Donna Spears	✓	
Tracy Hutton	✓	
Cheryl Stuckwish	✓	
Pam Lumley	✓	
Beth Walker	✓	

**5. Terry Jarchow - Cause No: 2022IREC0013**

Motion for Voluntary Dismissal

A motion was made by Charlie Shook and was seconded by Pam Lumley to table the Voluntary Dismissal pending more information associated with the ownership and the property management. IC 25-34.1-1-3-2 needs to be looked at.

Motion Passes

7/0/0

The following Commission Members Voted	“Aye”	“Nay”
John De Souza	✓	
Charlie Shook	✓	
Donna Spears	✓	
Tracy Hutton	✓	
Cheryl Stuckwish	✓	
Pam Lumley	✓	
Beth Walker	✓	

**6. Daniel Norton - Cause No: 2021IREC0043**

Proposed Findings of Fact, Conclusions of Law and Order

A motion was made by John De Souza and was seconded by Tracy Hutton to approve the Proposed Order.

Motion Passes

7/0/0

The following Commission Members Voted	“Aye”	“Nay”
John De Souza	✓	
Charlie Shook	✓	
Donna Spears	✓	
Tracy Hutton	✓	
Cheryl Stuckwish	✓	
Pam Lumley	✓	
Beth Walker	✓	

**7. Glenda Perry - Cause No: 2021IREC0044**

Proposed Findings of Fact, Conclusions of Law and Order

A motion was made by John De Souza and was seconded by Pam Lumley to approve the Proposed Order.

Motion Passes

7/0/0

The following Commission Members Voted	“Aye”	“Nay”
John De Souza	✓	
Charlie Shook	✓	
Donna Spears	✓	
Tracy Hutton	✓	
Cheryl Stuckwish	✓	
Pam Lumley	✓	
Beth Walker	✓	

**8. Complete Property Care, LLC - Cause No: 2021IREC0046**

Proposed Findings of Fact, Conclusions of Law and Order

**A motion was made by John De Souza and was seconded by Tracy Hutton to approve the Proposed Order.**

**Motion Passes**

7/0/0

The following Commission Members Voted	“Aye”	“Nay”
John De Souza	✓	
Charlie Shook	✓	
Donna Spears	✓	
Tracy Hutton	✓	
Cheryl Stuckwish	✓	
Pam Lumley	✓	
Beth Walker	✓	

**9. Joseph Leksich - Cause No: 2022IREC0011**

Proposed Findings of Fact, Conclusions of Law and Order

**A motion was made by Charlie Shook and was seconded by Cheryl Stuckwish to deny the Proposed Settlement Order.**

**Motion Passes**

6/0/1

The following Commission Members Voted	“Aye”	“Nay”
John De Souza	✓	
Charlie Shook	✓	
Donna Spears	✓	
Tracy Hutton	✓	
Cheryl Stuckwish	✓	

Pam Lumley  
Beth Walker

abstained  
✓

**VII. OLD/NEW BUSINESS**

**1. Report From The Office Of The Attorney General**

Kelsey McKnight provided a report from the Office of Attorney General. Most cases have roughly a one year life span currently. There have been 189 investigations closed this year. There are 239 open litigation cases. There are 31 open files.

**2. Real Estate Education Advisory Council Report**

The Commission reviewed the REEAC Report and the information provided about the classes that were approved, denied or tabled.

**A motion was made by John De Souza and was seconded by Beth Walker to approve the REEAC report as submitted.**

**Motion Passes**

7/0/0

The following Commission Members Voted

John De Souza  
Charlie Shook  
Donna Spears  
Tracy Hutton  
Cheryl Stuckwish  
Pam Lumley  
Beth Walker

“Aye”	“Nay”
✓	
✓	
✓	
✓	
✓	
✓	
✓	

**3. Seller’s Disclosure Form**

The local association representative appeared before the Commission with the association’s wish list for the Seller’s Disclosure form. There were 11 changes/modifications that werwe recommended. Discussion of various changes to what she presented. Determined that doing a rule change in association with the form.

**ADJOURNMENT 1:22 p.m.**

  
Donna Spears, Chair

11/16/22  
Date

