

**Indiana Real Estate Commission
January 16, 2018
Minutes**

I. CALL TO ORDER & ESTABLISHMENT OF QUORUM

Chair, Pam Lumley called the meeting to order at 9:09 a.m. in Conference Room W064 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204 and declared a quorum in accordance with Ind. Code § 25-34.1-2-3(b).

Commission Members Present: Roll Call

Paul Boyter
Jack McCombs
Justin Busch
Michael Lunsford
Pam Lumley, Chair
Sahara Williams
Charles (Charlie) W. Shook
James Litten

Commission Members Absent:

Sue Cox
Norman McClain
John Briscoe
Doug Rose

State Officials Present:

Deanna Alexander, Director, Indiana Professional Licensing Agency
Nate Black, Compliance Officer, Indiana Professional Licensing Agency
Jim Schmidt, Commission Advisory Council, Office of the Attorney General

Transcriptionist:

Sherri Rutledge, Rutledge Reporting

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| I. COMMITTEE MEETINGS | 8:30 a.m. |
| II. CALL TO ORDER & ESTABLISHMENT OF QUORUM | 8:45 a.m. |
| III. APPROVAL OF MINUTES OF THE DECEMBER 12, 2017 MEETING OF THE COMMISSION | |

A motion was made and seconded to approve the minutes from the December 12, 2017 meeting.

Shook/McCombs
8/0

| The following Board Members Voted | "Aye" | "Nay" |
|-----------------------------------|-------|-------|
| Paul Boyter | ✓ | |
| Jack McCombs | ✓ | |
| Justin Busch | ✓ | |
| Michael Lunsford | ✓ | |
| Pam Lumley | ✓ | |

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| Sahara Williams | ✓ |
| Charles (Charlie) W. Shook | ✓ |
| James Litten | ✓ |

IV. INDIANA ATTORNEY GENERAL’S OFFICE REPORT

Sam Dayton, presented the Attorney General's report.
 Motion to approve the report

V. REAL ESTATE EDUCATION ADVISORY COUNCIL REPORT

REEAC, Kathy Harbaugh presented the Real Estate Education Advisory Council Report.

Motion was made and seconded to approve report.

Shook/Lunsford
 8/0

| The following Board Members Voted | “Aye” | “Nay” |
|-----------------------------------|-------|-------|
| Paul Boyter | ✓ | |
| Jack McCombs | ✓ | |
| Justin Busch | ✓ | |
| Michael Lunsford | ✓ | |
| Pam Lumley | ✓ | |
| Sahara Williams | ✓ | |
| Charles (Charlie) W. Shook | ✓ | |
| James Litten | ✓ | |

VI. PERSONAL APPEARANCES

9:00 a.m.

A. In the Matter of the License of: Melissa L. Crubaugh
 Re.: Positive Response on Initial Application

Motion was made and seconded to Issue license.

McCombs/Shook
 8/0

| The following Board Members Voted | “Aye” | “Nay” |
|-----------------------------------|-------|-------|
| Paul Boyter | ✓ | |
| Jack McCombs | ✓ | |
| Justin Busch | ✓ | |
| Michael Lunsford | ✓ | |
| Pam Lumley | ✓ | |
| Sahara Williams | ✓ | |
| Charles (Charlie) W. Shook | ✓ | |
| James Litten | ✓ | |

VII. ADMINISTRATIVE HEARINGS

9:00 a.m.

A. In the Matter of the License of: Anna Roy
2017 IREC 0026
Re.: Request for Removal of Probation

Respondent: Anna Roy

Motion was made and seconded to **Withdrawal from Probation.**

Litten/McCombs
8/0

| The following Board Members Voted | "Aye" | "Nay" |
|-----------------------------------|-------|-------|
| Paul Boyter | ✓ | |
| Jack McCombs | ✓ | |
| Justin Busch | ✓ | |
| Michael Lunsford | ✓ | |
| Pam Lumley | ✓ | |
| Sahara Williams | ✓ | |
| Charles (Charlie) W. Shook | ✓ | |
| James Litten | ✓ | |

B. In the Matter of the License of: John Tiffany
2016 IREC 0011
Re.: Request to Reinstate on Probation

Leif Johnson, Deputy Attorney General

Respondent: John Tiffany

Charlie Shook has recused himself from the hearing as she was the liaison in this matter. The following members continued to take part in the hearing: Justin Busch, Jack McCombs, Mike Lunsford, Jim Litten, Paul Boyter Pam Lumley and Sahara Williams.

Motion was made and seconded to **Reinstate on Probation** for a period of 3 years.

Lunsford/Boyter
7/0

| The following Board Members Voted | "Aye" | "Nay" |
|-----------------------------------|-------|-------|
| Paul Boyter | ✓ | |
| Jack McCombs | ✓ | |
| Justin Busch | ✓ | |
| Michael Lunsford | ✓ | |

Pam Lumley ✓
Sahara Williams ✓
James Litten ✓

VIII.DELIBERATIONS AND POSSIBLE ISSUANCE OF FINAL ORDERS

A. In the Matter of the License of: Todd Woodmansee
2014 IREC 0038
Re.: Proposed Findings of Fact, Conclusions of Law and Order

A motion was made and seconded to **Deny the Proposed Settlement.**

Lunsford/Boyter
8/0

A motion was made and seconded to **Deny the Motion to Withdrawal the Settlement.**

Lunsford/Boyter
8/0

| The following Board Members Voted | “Aye” | “Nay” |
|-----------------------------------|-------|-------|
| Paul Boyter | ✓ | |
| Jack McCombs | ✓ | |
| Justin Busch | ✓ | |
| Michael Lunsford | ✓ | |
| Pam Lumley | ✓ | |
| Sahara Williams | ✓ | |
| Charles (Charlie) W. Shook | ✓ | |
| James Litten | ✓ | |

B. In the Matter of the License of: Terry Eich
2017 IREC 0046
Re.: Proposed Findings of Fact, Conclusions of Law and Order

Jim Litten has recused himself from the hearing as she was the liaison in this matter. The following members continued to take part in the hearing: Justin Busch, Jack McCombs, Mike Lunsford, Charlie Shook, Paul Boyter Pam Lumley and Sahara Williams.

A motion was made and seconded to **Approved the Proposed Settlement.**

Boyter/Lunsford
8/0

| The following Board Members Voted | “Aye” | “Nay” |
|-----------------------------------|-------|-------|
| Paul Boyter | ✓ | |

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|----------------------------|---|
| Jack McCombs | ✓ |
| Justin Busch | ✓ |
| Michael Lunsford | ✓ |
| Pam Lumley | ✓ |
| Sahara Williams | ✓ |
| Charles (Charlie) W. Shook | ✓ |
| James Litten | ✓ |

C. In the Matter of the License of: Stacy Phillips

2016 IREC 0036

Re.: Administrative Law Judge Panel's Order

A motion was made and seconded to **Affirm** the Administrative Law Judge Panel's Order.

Lunsford/Litten
8/0

| The following Board Members Voted | "Aye" | "Nay" |
|-----------------------------------|-------|-------|
|-----------------------------------|-------|-------|

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|----------------------------|---|--|
| Paul Boyter | ✓ | |
| Jack McCombs | ✓ | |
| Justin Busch | ✓ | |
| Michael Lunsford | ✓ | |
| Pam Lumley | ✓ | |
| Sahara Williams | ✓ | |
| Charles (Charlie) W. Shook | ✓ | |
| James Litten | ✓ | |

D. In the Matter of the License of: Bert Whalen

2015 IREC 0056

Re.: Administrative Law Judge Panel's Order

A motion was made and seconded to **Affirm** the Administrative Law Judge Panel's Order.

Litten/McCombs
8/0

| The following Board Members Voted | "Aye" | "Nay" |
|-----------------------------------|-------|-------|
|-----------------------------------|-------|-------|

| | | |
|----------------------------|---|--|
| Paul Boyter | ✓ | |
| Jack McCombs | ✓ | |
| Justin Busch | ✓ | |
| Michael Lunsford | ✓ | |
| Pam Lumley | ✓ | |
| Sahara Williams | ✓ | |
| Charles (Charlie) W. Shook | ✓ | |
| James Litten | ✓ | |

IX. OBJECTIONS TO ADMINISTRATIVE LAW JUDGE PANEL ORDERS

A. None

X. APPLICATION REVIEW

A. None

OLD/NEW BUSINESS

XI. ADJOURNMENT

Meeting adjourned @ 11:12 am

**Next Meeting:
March 7, 2018
W064**