

**Indiana Real Estate Commission  
April 17, 2019  
Minutes**

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

Chair, Doug Rose called the meeting to order at **8:47 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**

Sue Cox  
Paul Boyter  
Charles (Charlie) W. Shook  
John Briscoe  
Sahara Williams in @ 9:26 am  
Doug Rose, Chairperson  
Pam Lumley  
Jack McCombs, Vice Chairperson

**Commission Members Absent:**

James Litten

**State Officials Present:**

Deanna Alexander, Director, Indiana Professional Licensing Agency  
Toby Davis, Assistant Director, Indiana Professional Licensing Agency  
Nate Black, Compliance Officer, Indiana Professional Licensing Agency  
Travis Lovett, Commission Advisory Council, Office of the Attorney General

**Transcriptionist:**

Sherri Rutledge, Rutledge Court Repeating

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

**8:57 a.m.**

**III. APPROVAL OF MINUTES OF THE MARCH 6, 2019 MEETING OF THE COMMISSION**

**A motion was made and seconded to approve the minutes from the March 6, 2019 meeting.**

Cox/Boyster  
7/0

The following Board Members Voted	"Aye"	"Nay"
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Doug Rose	✓	
Pam Lumley	✓	
Jack McCombs	✓	

#### IV. INDIANA ATTORNEY GENERAL'S OFFICE REPORT

Jenifer Williams, presented the Attorney General's report.

#### V. REAL ESTATE EDUCATION ADVISORY COUNCIL REPORT

REEAC, Deanna Alexander presented the Real Estate Education Advisory Council Report.

**A motion was made and seconded to approve the REEAC recommendations.**

Cox/Briscoe  
7/0

The following Board Members Voted	"Aye"	"Nay"
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Doug Rose	✓	
Pam Lumley	✓	
Jack McCombs	✓	

**VI. PERSONAL APPEARANCES**

9:00 a.m.

**A. IN THE MATTER OF THE APPLICATION OF: Alexander Hatala**  
Re: Positive Response

**A motion was made and seconded to Approve license on Probation.**

Briscoe/Cox

**First motion was withdrawn.**

**A motion was made and seconded to Approve license and he must submit paper work showing completion of probation. Motion was retracted.**

**Motion was first and seconded to grant license.**

Cox/Briscoe  
7/0

The following Board Members Voted	"Aye"	"Nay"
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Doug Rose	✓	
Pam Lumley	✓	
Jack McCombs	✓	

**B. IN THE MATTER OF THE APPLICATION OF: Lauren Aschliman**  
Re: Positive Response

**A motion was made and seconded to Grant the license.**

McCombs/Shook  
7/0

The following Board Members Voted	"Aye"	"Nay"
Paul Boyter	✓	
Sue Cox	✓	

Charles (Charlie) W. Shook	✓
John Briscoe	✓
Doug Rose	✓
Pam Lumley	✓
Jack McCombs	✓

**C. IN THE MATTER OF THE APPLICATION OF: Jake Grieve**  
 Re: Positive Response

**A motion was made and seconded to Approve the license.**

Lumley/Boyter  
 6/2

The following Board Members Voted	“Aye”	“Nay”
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Sahara Williams		✓
Doug Rose		✓
Pam umley	✓	
Jack McCombs	✓	

**D. IN THE MATTER OF THE REINSTATEMENT OF: Brandi Sendelweck**  
 Re: Positive Response

**A motion was made and seconded to Grant the reinstatement of license.**

Shook/McCombs  
 7/0

The following Board Members Voted	“Aye”	“Nay”
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Doug Rose	✓	
Pam Lumley	✓	

Jack McCombs

✓

**E. IN THE MATTER OF THE APPLICATION OF: Aundrea Wilson**  
Re: Positive Response

**A motion was made and seconded to issue the license on Probation until the reselotion of all criminal matters.**

Boyster/Briscoe  
6/1

The following Board Members Voted	"Aye"	"Nay"
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Doug Rose		✓
Pam Lumley	✓	
Jack McCombs	✓	

Pam Lumley and Sahrah Williams have has recused themself from the vote. The following members continued to take part in the hearing: Paul Boyter, Sue Cox, Jack McCombs, John Briscoe, Charlie Shook and Doug Rose.

**VII. ADMINISTRATIVE HEARINGS**

**9:00 a.m.**

**A. IN THE MATTER OF THE APPLICATION OF: Melissa McClendon**  
2018 IREC 0013  
Re: Summary Suspension Extension

Hillary Eagan, Office of the Attorney General  
Witness: Jaclyn Meza

Respondent: Not present  
Attorney: No attorney present to represent respondent

**A motion was made and seconded to Renew the Summary Suspention for an adition 90 days.**

Briscoe/Lumley  
8/0

The following Board Members Voted	"Aye"	"Nay"
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Sahara Williams	✓	
Doug Rose	✓	
Pam umley	✓	
Jack McCombs	✓	

**B. IN THE MATTER OF THE LICENSE OF: Jeffrey Kocel**  
2015 IREC 0050  
Re: Probation Withdrawal

Respondent: Not present  
Attorney: No attorney present to represent respondent

**A motion was made and seconded to Deny withdrawal from Probation.**

**A motion was made and seconded to issue a Notice of Proposed Dismissal.**

Lumley/Briscoe  
8/0

The following Board Members Voted	"Aye"	"Nay"
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Sahara Williams	✓	
Doug Rose	✓	
Pam Lumley	✓	
Jack McCombs	✓	

**A motion was made and seconded to resend the first motion on Jeffrey Kocel.**

Shook/Briscoe  
8/0

The following Board Members Voted	"Aye"	"Nay"
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Sahara Williams	✓	
Doug Rose	✓	
Pam Lumley	✓	
Jack McCombs	✓	

**C. IN THE MATTER OF THE LICENSE OF: Garrett Pennington**  
2009 IREC 0018  
Re: Probation Withdrawal

Respondent: Not present  
Attorney: No attorney present to represent respondent

**A motion was made and seconded to Issue a notice of proposed Dismissal.**

Briscoe/Cox  
8/0

The following Board Members Voted	"Aye"	"Nay"
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Sahara Williams	✓	
Doug Rose	✓	
Pam Lumley	✓	
Jack McCombs	✓	

**D. IN THE MATTER OF THE LICENSE OF: Therome Buford**  
2019 IREC 0003  
Re: CE Notice of Noncompliance Appeal

Respondent: Therome Buford  
Attorney: No attorney present to represent respondent

**A motion was made and seconded to Deny his Appeal.**

McCombs/Boyter  
8/0

The following Board Members Voted	"Aye"	"Nay"
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Sahara Williams	✓	
Doug Rose	✓	
Pam Lumley	✓	
Jack McCombs	✓	

**Motion was first and seconded to create a Subcomettee to go over the the fines calculated for the Fines regarding CE penalties.**

Shook/Williams  
8/0

The following Board Members Voted	"Aye"	"Nay"
Paul Boyter	✓	
Sue Cox		✓
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Sahara Williams	✓	
Doug Rose	✓	
Pam Lumley	✓	
Jack McCombs		✓



**VIII. DELIBERATIONS AND POSSIBLE ISSUANCE OF FINAL ORDERS**

**A. IN THE MATTER OF THE LICENSE OF: Real Estate Management Investment Corporation of America AKA REMI Corporation**

2019 IREC 0005

Re: Proposed Findings of Facts

**A motion was made and seconded to Approve the Proposed Findings of Facts, Conclusions of Law and Order.**

Boyer/Shook

8/0

The following Board Members Voted	"Aye"	"Nay"
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Sahara Williams	✓	
Doug Rose	✓	
Pam Lumley	✓	
Jack McCombs	✓	

**B. IN THE MATTER OF THE LICENSE OF: Howard Hoffman**

2018 IREC 0018

Re: Proposed Findings of Facts

**A motion was made and seconded to Approve the Proposed Findings of Facts, Conclusions of Law and Order.**

Boyer/Briscoe

7/1

The following Board Members Voted	"Aye"	"Nay"
Paul Boyter	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Sahara Williams	✓	
Doug Rose	✓	
Pam Lumley	✓	
Jack McCombs	✓	

Sue Cox has recused herself from the vote. The following members continued to take part in the hearing: Paul Boyter, Jack McCombs, John Briscoe, Charlie Shook, Pam Lumley, Sahara Williams and Doug Rose.

**C. IN THE MATTER OF THE LICENSE OF: Leyton Wellbaum**

2018 IREC 0039

Re: Proposed Findings of Facts

**A motion was made and seconded to Approve the Proposed Findings of Facts, Conclusions of Law and Order.**

Boyter/Briscoe

8/0

The following Board Members Voted

“Aye” “Nay”

Paul Boyter	✓
Sue Cox	✓
Charles (Charlie) W. Shook	✓
John Briscoe	✓
Sahara Williams	✓
Doug Rose	✓
Pam Lumley	✓
Jack McCombs	✓

**D. IN THE MATTER OF THE UNLICENSED PRACTICE OF: : Land Sites for Sale, LLC and David Church**

2019 IREC 0001

Re: Proposed Agreed Cease & Desist

**A motion was made and seconded to Approve the Proposed Findings of Facts, Conclusions of Law and Order.**

Cox/Briscoe

8/0

The following Board Members Voted

“Aye” “Nay”

Paul Boyter	✓
Sue Cox	✓
Charles (Charlie) W. Shook	✓
John Briscoe	✓
Sahara Williams	✓
Doug Rose	✓

Pam Lumley ✓  
Jack McCombs ✓

**IX. OBJECTIONS TO ADMINISTRATIVE LAW JUDGE PANEL ORDERS**

**X. APPLICATION REVIEW**

**A. Brian Haugen-wanting reciprocity from Minnesota**

**A motion was made and seconded to Deny Reciprocity.**

Boyter/Shook  
8/0

The following Board Members Voted	“Aye”	“Nay”
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Sahara Williams	✓	
Doug Rose	✓	
Pam Lumley	✓	
Jack McCombs	✓	

**B. Kelly Adams- Completed 30 hour post licensing and should have completed 24 hour broker education course**

**A motion was made and seconded to Deny.**

Shook/Boyter  
7/0

The following Board Members Voted	“Aye”	“Nay”
Paul Boyter	✓	
Sue Cox	✓	
Charles (Charlie) W. Shook	✓	
John Briscoe	✓	
Sahara Williams	✓	
Doug Rose	✓	

Pam Lumley

✓

**C. Shane Davis – Reinstatement Application**

Re: renewed but marked no to completing CE

**A motion was made and seconded to send an email to clarification of his questions.**

Boyter/Lumley  
8/0

The following Board Members Voted

“Aye” “Nay”

Paul Boyter

✓

Sue Cox

✓

Charles (Charlie) W. Shook

✓

John Briscoe

✓

Sahara Williams

✓

Doug Rose

✓

Pam Lumley

✓

Jack McCombs

✓

**D. John Osborne – Reinstatement Application**

Re: renewed but maked no to completing CE

**A motion was made and seconded to send an email to clarification of his questions.**

Boyter/Lumley  
8/0

The following Board Members Voted

“Aye” “Nay”

Paul Boyter

✓

Sue Cox

✓

Charles (Charlie) W. Shook

✓

John Briscoe

✓

Sahara Williams

✓

Doug Rose

✓

Pam Lumley

✓

Jack McCombs

✓

**XI. OLD/NEW BUSINESS**

**A. Consumer Federation of America**

Chair has asked members to read and be ready for discussion.

**XII. BROKER CE AUDIT REVIEW**

**A. Jeremy Tucker**

Re: CE Audit Non-Compliance Review

**A motion was made and seconded to Vacate the Notice of Noncompliance.**

Briscoe/Boyter

8/0

The following Board Members Voted

“Aye” “Nay”

Paul Boyter	✓
Sue Cox	✓
Charles (Charlie) W. Shook	✓
John Briscoe	✓
Sahara Williams	✓
Doug Rose	✓
Pam Lumley	✓
Jack McCombs	✓

**XIII. ADJOURNMENT**

There being no further business, and having completed its duties, the meeting of the Indiana Real Estate Commission adjourned @ 11:51 am.

**Next Meeting:  
May 22, 2019  
W064**