

**STATE OF CONNECTICUT
DEPARTMENT OF CONSUMER PROTECTION
CONNECTICUT REAL ESTATE COMMISSION**

Minutes of Meeting

September 2, 2009

The Connecticut Real Estate Commission convened for a Meeting on Wednesday, September 2, 2009 at 9:15 a.m. in Room 126 of the State Office Building, 165 Capitol Avenue, Hartford, CT 06106.

Commissioners Present: Barbara Thompson, Chairperson (Salesperson – 3rd District)
 Joseph B. Castonguay, (Broker – 2nd District)
 Lana K. Ogrodnik (Broker – 5th District) in @ 9:30 a.m.
 Marilyn Keating, Vice-Chairperson (Salesperson – 4th District)
 Theodore F. Ells (Public Member- 3rd District)
 Joseph H. Kronen (Public Member – 1st District)
 Morag L. Vance (Public Member – 4th District)
 James Hoffman (Salesperson – 4th District) in @9:40 a.m.

Commissioners Absent:

Commission Vacancy: None

Attorney General's office: None

DCP Staff present: Sallie Pinkney, Commission Secretary Occ/Pro Licensing Division
 Lauren Rubino, Real Estate Supervisor Real Estate Unit
 Vicky Bullock, Attorney Legal Division
 Jerry Padula, Attorney Legal Division

Public Present: Ron Ferris Bob Stone Michael Funsontose
 Lisa Nadeau Datonia Coelho Sangelto Jacin
 Jerey Caluaro Tremayne O'Brien Patrica Frazier
 Andre Dash Joan Emerick Larry Hannafin
 Kirtikvmar Jain

The next Meeting of this Commission is scheduled for Wednesday, November 4, 2009 at 9:15 a.m. in Room 126.

Note: The administrative functions of this Commission are carried out by the Department of Consumer Protection, Occupational and Professional Licensing Division. For information please call Richard Hurlburt, Director, Occupational & Professional Licensing at (860) 713-6154 or visit www.ct.gov/dcp.

1. MINUTES

- a. Review Minutes of Meeting June 17, 2009. **It was moved by Commissioner Vance, Commissioner Ells 2nd, and the vote carried to approve the Minutes of Meeting of 7/17/2009 as amended**

2. GUARANTY FUND APPLICATIONS

- a. Case 2009-3436 - **It was moved by Commissioner Vance, Commissioner Kronen 2nd, and the vote carried to approve a Guaranty Fund payment in the amount of Twenty Five Thousand dollars (\$25,000)**
- b. Case 2008-529 – **It was moved by Commissioner Kronen, Commissioner Ells 2nd, and the vote carried to approve a Guaranty Fund payment in the amount of Two Thousand, Eight Hundred Forty Six dollars, and Forty Six cents (\$2,846.46).**
- c. **Guaranty Fund Status Report was reviewed**

3. FORMAL HEARING

- a. Docket 2009-579 - Andrew Beras - **It was moved by Commissioner Vance, Commissioner Ells 2nd, and the vote carried to revoke the license, and inform all salesperson that are supervised by the Broker of the revocation.**

4. CONSENT AGREEMENTS

- a. Docket 2009-517 – **No action taken**
- b. **Unlicensed Persons**
 - i. Case 2009-2343
 - ii. Case 2009-2342
 - iii. Case 2008-7343
 - iv. Case # 2009-5128
 - v. Case 2009-5129
 - vi. Case 2009-4696
 - vii. Case 2009-5484
 - viii. Case 2009-5483 – **It was moved by Commissioner Ogrodnik, Commissioner Vance 2nd, and the vote carried to add agenda item 4 b: viii (Case 2009-5483) to the agenda.**

It was moved by Commissioner Vance, Commissioner Ogrodnik 2nd, and the vote carried to accept the Consent Agreements (agenda items 4 b: i – viii) as submitted by DCP.

c. Continuing Education

- i. Case 2009-487 – **It was moved by Commissioner Vance, Commissioner Keating 2nd, and the vote carried to accept the Continuing Education Consent Agreement (agenda item 4: c i) as submitted by DCP.**

5. REQUEST FOR CONTINUING EDUCATION WAIVER

- a. Antoinette Gooley RES.270476- Request for waiver of 2008 CE fine due to medical hardship, **It was moved by Commissioner Keating, Commissioner Ogrodnik 2nd, and the vote carried to deny her request, she must take her 2008 continuing education and pay her fine within 2 weeks from 9/2/2009 or compliance hearing for revocation.**
- b. Lee Black REB.756018- Seeking waiver of 2008 CE requirements due to medical hardship. Also seeking reinstatement. **It was moved by Commissioner Ells, Commissioner Castonguay 2nd and the vote carried to deny the waiver, and grant an extension to complete continuing education. Courses must be taken by 12/31/2009**

6. CHRO APPLICANTS APPEARING

- a. Case 2009-3314 – no show
- b. Case 2009-3872 – no show
- c. Case 2009-3871 – no show
- d. Case 2009-303 – no show
- e. Case 2009-4225 – **It was moved by Commissioner Kronen, Commissioner Ells 2nd, and the vote carried to approve the reinstatement of Salespersons license.**
- f. Case 2009-4799 – **It was moved by Commissioner Kronen, Commissioner Vance 2nd, and the vote carried to approve the salespersons application.**
- g. Case 2009-4800 – **It was moved by Commissioner Kronen, Commissioner Ells 2nd, and Commissioner Vance opposed, and the vote carried to postponed agenda item 6 g until a later date.**
- h. Case 2009-895 – **It was moved by Commissioner Kronen, Commissioner Ells 2nd, and the vote carried to postpone agenda item 6h until a later date.**

7. NEW BUSINESS

- a. Cost Recovery Solutions, LLC **Table until next meeting.**
- b. Learning Unlimited- Seeking discontinuance of written certification for Continuing Education. **It was moved by Commissioner Vance, Commissioner Keating 2nd, and the vote carried to approve the request and eliminate the written certification of CE effective 10/1/2009.**
- c. Gerald Caturano RES.766355- License inactive since 5/31/2007. **It was moved by Commissioner Ells, Commissioner Hoffman 2nd and the vote carried to deny his reinstatement, but allow him to take the salespersons exam, with a waiver of education requirement.**

- d. Steven Moller REB.473960- License inactive since 3/31/2003. Seeking new license without passing exam. **It was moved by Commissioner Ogrodnik, Commissioner Keating 2nd, and the vote carried to deny his request, he must take the Connecticut portion of the exam.**
- e. Timothy Minor Requesting exam retake; passed state portion 7/17/09. **It was moved by Commissioner Keating, Commissioner Ogrodnik 2nd, and the vote carried to grant him one more opportunity to take the exam by 12/31/09**
- f. Blake Delany seeking 60 hours of pre licensing education equivalency **tabled until next meeting**
- g. Marlene Deluca requesting CE education equivalency. **It was moved by Commissioner Castonguay, Commissioner Ells 2nd, and the vote carried to grant her 6 hours of elective continuing education credit.**

8. OLD BUSINESS

- a. Docket # 2009-898 update was given by Vicky Bullock
- b. **Exam Statistics will be emailed to Commission Members by Laureen Rubino**
- c. **Credential Count for Brokers & Salespersons was given by Laureen Rubino**
- d. **Vicky stated that when a Consent Agreement has been signed by the licensee it should be followed through as presented or the process should be changed and have one Commission Member step down to review the consent agreement in order to maintain a valid legal process.**

9. LEGAL DIVISION

- a. Legal Entity Task Force Report was distributed and will be discussed at the next meeting– Jerry Padula, Esq.

10. ADJOURNMENT

- a. **It was moved by Commissioner Keating, Commissioner Hoffman 2nd, and the vote carried to adjourn the meeting at 1:08 p.m.**

Respectfully Submitted,
Salle Pinkney, Commission Secretary
Occupational Professional Licensing Division