

**STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND
ECONOMIC DEVELOPMENT
DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING
BOARD OF CERTIFIED REAL ESTATE APPRAISERS**

**MINUTES OF MEETING
June 14, 2007**

By authority of AS 08.01.070(2), and in compliance with the provisions of AS 44.62, Article 6, a scheduled teleconference of the Board of Certified Real Estate Appraisers was held June 14, 2007. Sites for the teleconference were: Juneau, Anchorage, Fairbanks, Ketchikan and Trapper Creek.

Call to Order/Roll Call

Mr. MacSwain, Chairman called the meeting to order at 9:16 a.m.

Those present, constituting a quorum of the Board:

Steven MacSwain, Chairman, General Real Estate Appraiser – Anchorage
William Larick, General Real Estate Appraiser – Anchorage
Gene Shafer, Vice Chair, Residential Real Estate Appraiser – Fairbanks
April Moore, Public Member – Trapper Creek
Butch Olmstead, Mortgage Banking Executive - Ketchikan

In attendance from the Department of Commerce, Community and Economic Development, Division of Corporations, Business and Professional Licensing, were:

Jan Mays, Licensing Examiner – Juneau
Margo Mandel, Investigator – Anchorage

Guest present were:

Bob Auth, Attorney – Department of Law
Gayle Horetski, Attorney – Department of Law
James Stanley, Administrative Law Judge – Office of Administrative Hearing

Agenda Item 1 – Daniel Rogers

Mr. MacSwain stated at the May 14, 2007 teleconference the Board decided to forward Daniel Roger's, application for residential real estate appraiser to Margo Mandel for further investigation. A Board member found numerous entries of the applicant in the Alaska Court System online database and requested that an investigation of Mr. Rogers criminal history be conducted. Ms. Mandel presented a memo to the Board on the findings. Mr. Rogers qualifies for licensure under the requirements of AS 08.87.110.

The Board requested that Ms. Mandel send all Board members the legal interpretation of "moral turpitude" via email.

Upon a motion by Larick, seconded by Moore, and approved unanimously, it was:

RESOLVED to approve Daniel Rogers licensure for residential real estate appraiser.

	<u>Vote</u>
Roll Call: Steve MacSwain	YES
Bill Larick	YES
April Moore	YES
Gene Shafer	YES

Butch Olmsted joined the teleconference.

Agenda Item 2 – Kim Wold – Decision And Order

Ms. Mandel requested the teleconference to discuss the Decision and Order on Kim Wold, OAH Case No. 04-0276-REA. Ms. Horetski explained that there were three options from which the Board could choose.

Upon a motion by Shafer, seconded by Larick, and approved unanimously, it was:

RESOLVED to have Butch Olmstead, Board member not participate in the Kim Wolds decision, but can listen in on the discussion.

	<u>Vote</u>
Roll Call: Steve MacSwain	YES
Gene Shafer	YES
Bill Larick	YES
April Moore	YES
Butch Olmstead	YES

Upon a motion by Shafer, seconded by Moore, and approved unanimously, it was:

RESOLVED to approve Option 3, reject the proposed decision under AS 44.62.500(c), and remand this case to the same/different administrative law judge to receive additional evidence on the following issues:

- 1. Consistency of similar MOA's**
- 2. To take another look at the fine**

	<u>Vote</u>
Roll Call: Steve MacSwain	YES
Gene Shafer	YES
Bill Larick	YES
April Moore	YES
Butch Olmstead	ABSTAIN

Upon a motion by Shafer, seconded by Olmstead, and approved unanimously, it was:

RESOLVED to adjourn at 12:30 p.m.

	<u>Vote</u>
Roll Call: Steve MacSwain	YES
Gene Shafer	YES
Bill Larick	YES
April Moore	YES
Butch Olmstead	YES

There being no further business, the meeting adjourned at 12:30 p.m.

Respectfully Submitted:

Jan Mays, Licensing Examiner

Approved:

Steve MacSwain, Chairman
Board of Certified Real Estate Appraisers

Date: _____

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