



North Dakota Real Estate Commission

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February 9, 2016

8:30 A.M.

North Dakota Real Estate Commission

1110 College Dr, Ste 209

Bismarck, ND 58501

Members

Chair

Jerome C. Youngberg
Grand Forks

Vice Chair

Jerry Schlosser
Bismarck

Diane R. Louser
Minot

Roger M. Cymbaluk
Williston

Kris Sheridan
Fargo

Patricia M. Jergenson
Executive Director

Present: Jerry Youngberg/Chair, Kris Sheridan/Member, Diane Louser/Member, Roger Cymbaluk/Member, and Patricia M. Jergenson/Executive Director, and Constance Hofland/Special Assistant Attorney General.

Absent: Jerry Schlosser/Vice Chair

1. CALL MEETING TO ORDER. Chair Youngberg called the meeting to order. Roll call was taken. Commissioners Youngberg, Sheridan, Louser, and Cymbaluk were present by conference call. Commissioner Schlosser was absent.
2. LEGAL UPDATE: SPECIAL ASSISTANT ATTORNEY GENERAL CONSTANCE HOFLAND.
 - a. Complaint #2015-14 NDREC v Bradley Haugen Stipulated Agreement. Special Assistant Attorney General Connie Hofland presented the signed Stipulation and Settlement Agreement from Bradley Haugen. Commissioner Cymbaluk moved, seconded by Commissioner Sheridan to approve the Stipulation and Settlement Agreement for Bradley Haugen where he agrees to pay \$300 in fines and \$280 in attorney fees. M/C
 - b. Complaint #2015-15 NDREC v Nancy Allen Stipulated Agreement. Special Assistant Attorney General Connie Hofland presented the signed Stipulation and Settlement Agreement from Nancy Allen. Commissioner Louser moved, seconded by Commissioner Sheridan to approve the Stipulation and Settlement Agreement for Nancy Allen where she agrees to pay \$1,000 in fines and \$280 in attorney fees. M/C
3. REVIEW OF LICENSE APPLICATIONS:
 - a. Commissioners reviewed the application of Kelly J. Abrahamson for a salesperson license. Mr. Abrahamson joined the meeting by conference call to discuss any questions the Commissioners might have. Commissioner Cymbaluk moved, seconded by Commissioner Sheridan to approve Mr. Abrahamson to sit for the salesperson license examination. M/C
 - b. Commissioners reviewed the application of Marcia J. Ahmann for a reciprocal salesperson license. Ms. Ahmann joined the meeting in person to discuss any questions the Commissioners might have. Commissioner Sheridan moved, seconded by Commissioner Louser to issue Ms. Ahmann's reciprocal salesperson license. M/C


- c. Commissioners reviewed the application of Felicity M. Ebel for a salesperson license. Ms. Ebel joined the meeting by conference call to discuss any questions the Commissioners might have. Commissioner Louser moved, seconded by Commissioner Cymbaluk to table Ms. Ebel's application until she provides documentation to the Commission that the tax liens on her credit report have been resolved. M/C
- d. Commissioners reviewed the application of William L. Ewals for a salesperson license. Mr. Ewals joined the meeting by conference call to discuss any questions the Commissioners might have. Commissioner Sheridan moved, seconded by Commissioner Louser to approval Mr. Ewals' to sit for the salesperson license examination pending providing two letters of reference from his supervisors to staff. M/C
- e. Commissioners reviewed the application of Tara Michelle Fox for a salesperson license. Ms. Fox joined the meeting by conference call to discuss any questions the Commissioners might have. Commissioner Cymbaluk moved, seconded by Commissioner Louser to approve Ms. Fox to sit for the salesperson license examination. M/C
- f. Commissioners reviewed the application of Jenna L. Greenheck for a salesperson license. Ms. Greenheck joined the meeting by conference call to discuss any questions the Commissioners might have. Commissioner Louser moved, seconded by Commissioner Sheridan to approve Ms. Greenheck to sit for the salesperson license examination. M/C
- g. Commissioners reviewed the application of Isaac G. Jacobs for a salesperson license. Mr. Jacobs joined the meeting by conference call to discuss any questions the Commissioners might have. Commissioner Sheridan moved, seconded by Commissioner Louser to approve Mr. Jacobs to sit for the salesperson license examination. M/C
- h. Commissioners reviewed the application of Sara M. Johnson for a salesperson license. Ms. Johnson joined the meeting by conference call to discuss any questions the Commissioners might have. Commissioner Sheridan moved, seconded by Commissioner Louser to approve Ms. Johnson to sit for the salesperson license examination. M/C
- i. Commissioners reviewed the application of John R. Kane for a salesperson license. Mr. Kane joined the meeting by conference call to discuss any questions the Commissioners might have. Commissioner Cymbaluk moved, seconded by Commissioner Sheridan to approve Mr. Kane to sit for the salesperson license examination. M/C
- j. Commissioners reviewed the application of Nash Koch for a salesperson license. Commissioner Cymbaluk moved, seconded by Commissioner Sheridan to table Mr. Koch's application until he provides verification in writing regarding his probation and the charges on his background check to the Commission. M/C
- k. Commissioners reviewed the application of Allison M. Lanenga for a salesperson license. Ms. Lanenga joined the meeting by conference call to discuss any questions the Commissioners might have. Commissioner Louser moved, seconded by Commissioner Cymbaluk to approve Ms. Lanenga to sit for the salesperson license examination. M/C

- l. Commissioners reviewed the application of Danielle R. Miller for a salesperson license. Commissioner Sheridan moved, seconded by Commissioner Cymbaluk to approve Ms. Miller to sit for the salesperson license examination pending a clear review of her North Dakota insurance license by staff. M/C
- m. Commissioners reviewed the application of Kay M. Mitchell for a reciprocal salesperson license. Ms. Mitchell joined the meeting by conference call to discuss any questions the Commissioners might have. Commissioner Sheridan moved, seconded by Commissioner Louser to approve issuing Ms. Mitchell's license pending providing documentation to staff that the items in collection on her credit report have been paid. M/C
- n. Commissioners reviewed the application of Natalie J. Moe for a salesperson license. Commissioner Sheridan moved, seconded by Commissioner Louser to deny Ms. Moe's application due to issues on her credit report. M/C
- o. Commissioners reviewed the application of Odin E. Norum for a salesperson license. Mr. Norum joined the meeting in person to discuss any questions the Commissioners might have. Commissioner Louser moved, seconded by Commissioner Cymbaluk to approve Mr. Norum to sit for the salesperson license examination pending documentation showing agreement of a payment schedule between Mr. Norum and the creditors to staff. M/C
- p. Commissioners reviewed the application of Carla N. Olson for a reciprocal broker license. Ms. Olson joined the meeting by conference call to discuss any questions the Commissioners might have. Commissioner Cymbaluk moved, seconded by Commissioner Sheridan to issue Ms. Olson's reciprocal broker license. M/C
- q. Commissioners reviewed the application of Selkirk J. Pedersen for a salesperson license. Commissioner Cymbaluk moved, seconded by Commissioner Louser to approve Mr. Pedersen to sit for the salesperson license examination pending receipt of letters of reference from the three employers on his application to staff. M/C
- r. Commissioners reviewed the application of Renee H. Ronsberg for a salesperson license. Ms. Ronsberg joined the meeting in person to discuss any questions the Commissioners might have. Commissioner Louser moved, seconded by Commissioner Cymbaluk to deny Ms. Ronsberg's application due to issues on her credit report. M/C
- s. Commissioners reviewed the application of Tory R. Statz for a salesperson license. Ms. Statz joined the meeting by conference call to discuss any questions the Commissioners might have. Commissioner Cymbaluk moved, seconded by Commissioner Sheridan to approve Ms. Statz to sit for the salesperson license examination. M/C
- t. Commissioners reviewed the application of Candice M. Steidler for a salesperson license. Ms. Steidler joined the meeting in person to discuss any questions the Commissioners might have. Commissioner Cymbaluk moved, seconded by Commissioner Sheridan to approve Ms. Steidler to sit for the salesperson license examination. M/C
- u. Commissioners reviewed the application of Aaron D. Trauger for a salesperson license. Mr. Trauger joined the meeting in person to discuss any questions the Commissioners might have. Commissioner Sheridan moved, seconded by Commissioner Cymbaluk to approve Mr. Trauger to sit for the salesperson license examination. M/C

4. REVIEW BROKER LICENSE ASSESSMENT LETTER REGARDING MICHAEL L. MARCOTTE. Michael M. Marcotte and Laurie K. Tweten were both present via conference call and participated in the discussion. Ms. Tweten had refused to complete the Broker Applicant Assessment form for Mr. Marcotte. Both parties were asked to present their side of the situation. Ms. Tweten was asked to keep her comments regarding personal disputes out of this discussion as it was not appropriate for this meeting. Ms. Tweten was asked if she would verbally answer the broker assessment questions to which she answered yes. She verbally answered the following questions:
 - #2. 4-6 hrs per day
 - #3. approximately 15-20
 - #4. 8-10
 - #7. No based on my own personal actions with Mr. Marcotte and letters from area business owners that she can obtain while Mr. Marcotte was under her supervision
 - #8. No due to her experiences with Mr. Marcotte and his disrespect for her authority as a brokerCommissioner Cymbaluk moved, seconded by Commissioner Sheridan to table Mr. Marcotte's application for a broker license until the Commission has had the opportunity to review a minimum of 3 letters from Ms. Tweten and letters of reference from Mr. Marcotte. M/C Each side was also asked to provide information on Mr. Marcotte's listings and sales.
5. REVIEW TABLED APPLICATION OF JULIA E. SAMMON. Ms. Sammon's application for a reciprocal salesperson license was tabled at the October 27, 2015 Commission meeting until Ms. Sammon provided an explanation as to why the charges which appeared on her background check were not disclosed on her application. Ms. Sammon provided the requested information to the Commission. Commissioner Cymbaluk moved, seconded by Commissioner Sheridan to approve issuing Ms. Sammon's reciprocal salesperson license. M/C
6. OTHER BUSINESS.
 - a. Commissioner Sheridan stated she would like the Commission to discuss establishing a policy to provide guidelines for staff to approve applications with certain issues on their background reports that would then not need to come before the Commission. The Commission asked staff to research how many applications were denied in the past year and the reason why.
 - b. The Commission discussed possible dates for the next Commission meeting. The end of March would work best for all Commissioners.

There being no further business Chair Youngberg adjourned the meeting.

Respectfully submitted,



Amanda Renner
Administrative Assistant