The Board of Auctioneers meeting was called to order by Chairman Donald Shearer at 9:04. Mr. Fred Dietrich gave the invocation and led the Pledge of Allegiance.

ROLL CALL
Members Present
Donald Shearer, Chair
H. Fred Dietrich III, Vice-Chair
Members Absent - excused
Ransom “Reed” Hartman

Staff Present:
Thomas Campbell, Executive Director
Anne Ahrendt, Government Analyst
John Cary, Prosecuting Attorney
Robert Milne, Board Attorney
Lolanda Hall, Court Reporter Precision Court Reporting, LLC

Guests
Craig Fleming, Tired Walls Inc.
Rose White, Retired Auctioneer
Deana Sullivan, Auctions & Realty of America, Inc.
Myers Jackson, Myers Jackson Auctioneer
David D. Dybas, Moecker Auctions, Inc.
Robin Williams, Moecker Auctions, Inc.
Richard Haworth, Retired
Chairman Shearer welcomed guests from the Florida Association of Auctioneers.

REVIEW AND APPROVAL

Approval of the Minutes - March 20, 2015
MOTION: Mr. Dietrich made a motion that the March 20, 2015 minutes be approved as submitted.
SECOND: Mr. Shearer seconded the motion and it passed unanimously.
Ratification List

Mr. Thomas Campbell presented the ratification list from March 6, 2015 through May 26, 2015.

### Auctioneer Apprentice

<table>
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<tr>
<th>Number</th>
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### Auctioneer Licensed by Exam

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### Auctioneer Licensed by Endorsement

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</table>
MOTION: Mr. Dietrich made a motion that the list of licensees be ratified.
SECOND: Mr. Shearer seconded the motion and it passed unanimously.
AUCTIONEER BUSINESS APPLICATION REVIEW

1. SouthWest Florida Auctions and Liquidations

There was no owner/representative present from SouthWest Florida Auctions and Liquidations.

Mr. Campbell presented the application for Board approval. The application was forwarded for review as a result of a misdemeanor charge of one of the owners from 1998 in the State of Texas. All conditions of probation, fees and fines were satisfied in 1998. The misdemeanor charge had nothing to do with the auction profession.

MOTION Mr. Dietrich made a motion that SouthWest Florida Auctions and Liquidations be granted a business license.
SECOND: Mr. Shearer seconded the motion and it passed unanimously.

DISCIPLINARY CASES


Mr. Kowal was not present at the hearing.

Mr. Cary presented the case stating that Mr. Kowal was charged with a violation of §468.389(1)(c), Florida Statutes, by failing to account for or to pay or return money or property belonging to a Complainant which came into control of Respondent through an auction within a reasonable time not to exceed 30 days, and 2) §455.227(1)(k), Florida Statute, by failing to perform any statutory or legal obligation placed upon a licensee by failing to comply with a court order.

MOTION: Mr. Dietrich made a motion to adopt the findings of fact.
SECOND: Mr. Shearer seconded the motion and it passed unanimously.

MOTION: Mr. Dietrich made a motion to adopt the conclusions of law contained in the Administrative Complaint.
SECOND: Mr. Shearer seconded the motion and it passed unanimously.

For the penalty phase of the hearing the following motion was made:
MOTION: Mr. Dietrich made a motion that the Respondent pay a fine of $1,000.00, Costs of $874.78, $2,683.50 (plus interest) in restitution and that his license be revoked because of the aggravating circumstances presented in the hearing.
SECOND: Mr. Shearer seconded the motion and it passed unanimously.

DBPR vs. American Auction Service (2015-005088)

Mr. Cary presented the case stating that American Auction Service was charged with a violation of §468.389(1)(c), Florida Statutes, by failing to account for or to pay or return money or property belonging to a Complainant which came into control of the

Florida Board of Auctioneers
June 16, 2015
Respondent through an auction within a reasonable time not to exceed 30 days, and §455.227(1)(k), Florida Statutes, by failing to perform any statutory or legal obligation placed upon a licensee by failing to comply with a court order.

MOTION: Mr. Dietrich made a motion to adopt the findings of fact.
SECOND: Mr. Shearer seconded the motion and it passed unanimously.

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SECOND: Mr. Shearer seconded the motion and it passed unanimously.

REPORTS
Prosecuting Attorney Case Load Report – John Cary

Mr. Cary presented the report. There are currently 13 public cases and 26 private cases.

Board Counsel Report–Robert Milne

Mr. Milne noted that the deadline for submitting any changes to the Board of Auctioneer statutes or rules had been moved from July 1 to late October. Staff would bring any proposed changes before the board at the September board meeting.

Mr. Dietrich suggested that language be added regarding fingerprinting of licensees, background checks of auction business owners and adding a continuing education requirement for licensees. Mr. Campbell said he would put together language to present at the September meeting.

Executive Director’s Report –Thomas Campbell

Mr. Campbell presented statistics regarding the Auctioneer examination. As the examination is owned by the Department, it cannot be reviewed at a public meeting, however, Mr. Campbell suggested that Board members are welcome to come to Tallahassee to review the examination in house and a time and date can be set up for the visit. A Bureau of Education and Testing will be attending the September 2015 meeting.

Mr. Campbell reviewed the Quarterly Financial Statements for the period ending March 31, 2015 for the Operating Account, the Recovery Fund Account and the Unlicensed Activity Account. He noted that the Board is starting to run a deficit in its Operating account. Staff is aware of the problem, has put cost controls in place and will continue to seek a solution to running a deficit in the non-renewal years. The Recovery Fund is solvent and the Unlicensed Activity account is in good standing as well.

Old Business

Florida Board of Auctioneers
June 16, 2015
Mr. Campbell is still on working on the Department sponsoring a delegate to NALLOA Summer Conference in Dallas, Texas July 17, 2015.

**New Business**
Mr. Milne remarked that a repayment plan to the Recovery Fund was in the works. More information would be forth coming.

Future Meeting Dates
September 11, 2015, (Daytona Shores Resort, Daytona Shores)

**ADJOURNMENT**

Being that there was no further business before the board; the meeting was adjourned at 10:15 a.m.