The Board meeting was called to order by Chairman Michael Moecker at 9:04 a.m. Mr. Fred Dietrich gave an invocation. Mr. Don Shearer led the Pledge of Allegiance.

ROLL CALL
Members Present
Michael Moecker, Chairman
H. Fred Dietrich, III
Don Shearer

Others Present
Dan Biggins, Executive Director
Donald Shaw, Government Analyst
Ruthanne Christie, Government Analyst
Robert Milne, Board Counsel
Erica White, Esq., Assistant General Counsel
Court Reporter – Apex Court Reporting d/b/a Official Reporting Service

Approval of the Meeting Minutes from March 5, 2013
MOTION: Mr. Shearer made a motion to approve the minutes.
SECOND: Mr. Dietrich seconded the motion and indicated a revision needed to be made to line 731.
Motion passed unanimously.

Approval of the Meeting Minutes from June 11, 2013
MOTION: Mr. Shearer made a motion to approve the minutes
SECOND: Mr. Dietrich seconded the motion.
Motion passed unanimously.

Ratification List
Mr. Biggins presented the ratification list for May 24, 2013 to August 22, 2013.

LICENSED AUCTIONEER APPRENTICE

<table>
<thead>
<tr>
<th>License</th>
<th>Name</th>
<th>City</th>
<th>State</th>
</tr>
</thead>
<tbody>
<tr>
<td>459</td>
<td>BEAULIEU, EDYE DENISE</td>
<td>OKEECHOBEE</td>
<td>FL</td>
</tr>
<tr>
<td>458</td>
<td>PACE, PHILIP D</td>
<td>BUSHNELL</td>
<td>FL</td>
</tr>
</tbody>
</table>
MOTION: Mr. Shearer made a motion to approve auctioneer apprentice licensees on the ratification list as submitted.
SECOND: Mr. Dietrich seconded the motion
Motion passed unanimously.

AUCTIONEER LICENSED BY EXAM

<table>
<thead>
<tr>
<th>License No</th>
<th>Name</th>
<th>City</th>
<th>State</th>
</tr>
</thead>
<tbody>
<tr>
<td>4526</td>
<td>DAMICO, NICHOLAS ALAN</td>
<td>SARASOTA</td>
<td>FL</td>
</tr>
<tr>
<td>4528</td>
<td>EBERHART, RICHARD STEVEN</td>
<td>ORANGE PARK</td>
<td>FL</td>
</tr>
<tr>
<td>4525</td>
<td>FERRON, RICHARD THOMAS</td>
<td>MEQUON</td>
<td>WI</td>
</tr>
<tr>
<td>4519</td>
<td>GAVRILLES, EVAN N</td>
<td>NORWOOD</td>
<td>MA</td>
</tr>
<tr>
<td>4524</td>
<td>HARRIS, JAMIE JOE ALLEN</td>
<td>BEDFORD</td>
<td>IN</td>
</tr>
<tr>
<td>4512</td>
<td>HERNANDEZ-CARSTENS, CRISTINA</td>
<td>BOCA RATON</td>
<td>FL</td>
</tr>
<tr>
<td>3301</td>
<td>HORTON, JOHN P</td>
<td>GULF SHORES</td>
<td>AL</td>
</tr>
<tr>
<td>4516</td>
<td>JUDD, SIMON J</td>
<td>CLERMONT</td>
<td>FL</td>
</tr>
<tr>
<td>4522</td>
<td>MARSHALL, JUDY ANN</td>
<td>MOUNTAIN VIEW</td>
<td>AR</td>
</tr>
<tr>
<td>4523</td>
<td>MARSHALL, RONALD W</td>
<td>MOUNTAIN VIEW</td>
<td>AR</td>
</tr>
<tr>
<td>4515</td>
<td>MATTERN, RICHARD KEMPEL</td>
<td>SARASOTA</td>
<td>FL</td>
</tr>
<tr>
<td>4521</td>
<td>SENEFF, JAMES RUSSELL</td>
<td>UNION HALL</td>
<td>VA</td>
</tr>
<tr>
<td>4517</td>
<td>STASER, JAY G</td>
<td>BREESE</td>
<td>IL</td>
</tr>
<tr>
<td>938</td>
<td>WILKINS, THOMAS ECHOLS</td>
<td>DELTONA</td>
<td>FL</td>
</tr>
</tbody>
</table>

MOTION: Mr. Shearer made a motion to approve auctioneer licenses on the ratification list as submitted.
SECOND: Mr. Dietrich seconded the motion
Motion passed unanimously.

LICENSED AUCTIONEER BUSINESS

<table>
<thead>
<tr>
<th>License No</th>
<th>Name</th>
<th>City</th>
<th>State</th>
</tr>
</thead>
<tbody>
<tr>
<td>3325</td>
<td>B-B-AUCTIONEERS LLC</td>
<td>ORLANDO</td>
<td>FL</td>
</tr>
<tr>
<td>3326</td>
<td>BENDER PROPERTIES AND ACQUISITION SERVIC</td>
<td>DELAND</td>
<td>FL</td>
</tr>
<tr>
<td>3331</td>
<td>BIG TIME AUCTIONS &amp; LIQUIDATIONS INC</td>
<td>ENGLEWOOD</td>
<td>FL</td>
</tr>
<tr>
<td>3323</td>
<td>BLOCK HOUSE AUCTION LLC</td>
<td>BOYNTON BEACH</td>
<td>FL</td>
</tr>
<tr>
<td>3322</td>
<td>CALLIN’ CRITTERS</td>
<td>GROVELAND</td>
<td>FL</td>
</tr>
<tr>
<td>3324</td>
<td>CARSTENS GALLERIES LLC</td>
<td>BOCA RATON</td>
<td>FL</td>
</tr>
<tr>
<td>3337</td>
<td>DENNIS A. CROWDER</td>
<td>OXFORD</td>
<td>FL</td>
</tr>
<tr>
<td>3329</td>
<td>HARRIS &amp; DOOGIE ENTERPRISES LLC</td>
<td>PINELLAS PARK</td>
<td>FL</td>
</tr>
<tr>
<td>3340</td>
<td>HWY 92 AUCTION</td>
<td>SEFFNER</td>
<td>FL</td>
</tr>
</tbody>
</table>
MOTION: Mr. Shearer made a motion to approve auction business licensees on the ratification list as submitted.
SECOND: Mr. Dietrich seconded the motion
Motion passed unanimously.

AUCTIONEER APPLICATION REVIEW

1. Tarek Eljably – Application # 15362

Mr. Eljably was present and sworn in by the Court Reporter.

Mr. Biggins advised the Board that the application was sent for Board Review based on the previous criminal history of the applicant.

After review the Board approved the application with the condition that the applicant serve 2 years probation, with the possibility of early termination. The Board stated that for the duration of the probation, the applicant will be under the employ of a licensed auction business, and the owner/operator of that business shall submit monthly progress reports on the applicant for the first 6 months of probation. Mr. Eljably was instructed to be present at the March 2014 meeting for his 6 month review.

MOTION: Mr. Shearer made a motion to approve application with the above conditions.
SECOND: Mr. Dietrich seconded the motion.
Motion passed unanimously.

HEARINGS NOT INVOLVING DISPUTED ISSUES OF MATERIAL FACT – APPLICATIONS

1. Miller Development, LLC – Informal Hearing, Auction Business Application Denial (Jeffrey Miller, Owner)

Mr. Miller or a representative from Miller Development, LLC was not present.
Mr. Milne presented this case stating the Auction Business application for Miller Development, LLC, was denied at the June 2013 meeting of the Board for failing to provide sufficient information concerning the status of pending discipline against Mr. Miller’s certified general contractor’s license. The Notice of Intent to Deny was filed in June of 2013. Miller Development, LLC filed a request for an informal hearing in July of 2013.

**MOTION:** Mr. Shearer made the motion to approve the application contingent upon the applicant remaining in compliance with the final order from the Construction Industry Licensing Board.
**SECOND:** Mr. Moecker seconded the motion.
Motion passed unanimously.

**DISCIPLINARY CASES – Erica White, Esq., Assistant General Counsel**
**Informal Hearing**

Mr. Thomas Garner was present and sworn in.
Mr. Peter Fields was present and sworn in.

**Thomas Garner & First Coast Auction & Realty, Inc.**
**Case 2012-003125 & 2012-003183**

**Case 2012-003125**
Mr. Garner was charged with violation of section 468.389 (h), F.S. for commingling money or property of another person with his or her own, and section 468.389 (1)(j), F.S., for violating a statute or administrative rule regulating practice under this part or a lawful disciplinary order of the board or department.

The Department believes it is appropriate at this time to adopt the allegations of fact and conclusion of law contained in the Administrative Complaint as those of the Board.

**MOTION:** Mr. Moecker made a motion to adopt the allegations of fact as contained in the Administrative Complaint.
**SECOND:** Mr. Shearer seconded the motion.
Motion passed with one dissenting vote.

**MOTION:** Mr. Shearer made a motion to adopt the allegations as conclusion of law
**SECOND:** Mr. Moecker seconded the motion.
Motion passed with one dissenting vote.

Pursuant to the disciplinary guidelines the Department recommends $1000 fine and 1 year probation.

**MOTION:** Mr. Shearer made a motion to close the case and requested Ms. White prepare an order closing the case.
SECOND: Mr. Moecker seconded the motion.  
Motion carries unanimously.

Case 2012-003183
Mr. Garner was charged with violation of section 468.389 (h), F.S. for commingling money or property of another person with his or her own, and section 468.389 (1)(j), F.S., for violating a statute or administrative rule regulating practice under this part or a lawful disciplinary order of the board or department.

The Department believes it is appropriate at this time to adopt the allegations of fact and conclusion of law contained in the Administrative Complaint as those of the Board.

MOTION: Mr. Moecker made a motion to adopt the allegations of fact as contained in the Administrative Complaint.  
SECOND: Mr. Shearer seconded the motion.  
Motion passed with one dissenting vote.

MOTION: Mr. Shearer made a motion to adopt the allegations as conclusion of law  
SECOND: Mr. Moecker seconded the motion.  
Motion passed with one dissenting vote.

Pursuant to the disciplinary guidelines the Department recommends administrative fine of $1000 and license revocation.

MOTION: Mr. Dietrich made a motion to dismiss the case against the Auction Business license.  
SECOND: Mr. Shearer seconded the motion.  
Motion carries unanimously.

Peter J. Fields & PRLPJ, Inc.  
Case 2011-047675 & 2011-049147
Ms. White stated this case had been pulled from the agenda and would be referred to the Division of Administrative Hearings for a formal hearing.

REPORTS

Prosecuting Attorney – C. Erica White
Ms. White reviewed the prosecuting attorney’s report with the board, and stated that attorney John Villafrate will take over as the prosecuting attorney at the next meeting.

Board Counsel – Robert Milne
Mr. Milne indicated that no rules are currently under development. Mr. Milne had nothing further to report.
Board Chair – Chairman Michael Moecker

Mr. Moecker asked Mr. Biggins if any legislation was being proposed regarding the regulation of online auctions. Mr. Biggins stated that nothing had been proposed, but he would keep them apprised of any bills.

Mr. Moecker also requested a status restitution report be included in future agendas.

Executive Director’s Report – Daniel Biggins
Mr. Biggins reviewed the financial report for the period ending in June 30, 2013.

Mr. Biggins also reviewed the Quarterly Complaint Report.

OLD BUSINESS

There was some clarification on the “Discipline Report” actually being the Compliance Report. The board also requested staff look into progress with previous disciplinary cases.

Mr. Dietrich expressed gratitude to the staff for their hard work.

NEW BUSINESS

Next Meeting
The Board set the following meeting dates
December 3rd, 2013 – Tallahassee
March 2013 – Melbourne/Amelia Island area.

The Board also requested staff begin scheduling meetings on Fridays, and requested the June meeting coincide with the Auctioneer Association meeting.

Public Comment
None

ADJOURNMENT
MOTION: Mr. Moecker made the motion to adjourn.
SECOND: Mr. Shearer seconded the motion.

The meeting adjourned at 10:53am.