

PUBLIC SESSION OF TUESDAY, JANUARY 24, 2012

MINUTES

The regular meeting of the Board of Real Estate Appraisers was held at 124 Halsey Street on the 3RD Floor on Tuesday, **JANUARY 24, 2012**. The meeting was convened in accordance with the provisions of the Open Public Meeting Act. Board President Denise Siegel called the meeting to order at 9:30 A.M. A roll call was taken and the following attendance was recorded for these minutes:

John A. McCann	Present
Denise Siegel	Present
Barry J. Krauser	Present
Frank A. Willis	Present
Stephen P. Giocondo	Present
Cheryl A. Randolph-Sharpe	Excused
Joseph Palumbo	Present

Also, present were: Steven Flanzman, Senior Deputy Attorney General; Charles Kirk, Acting Executive Director; Emilio Aviles, staff; Grace Gurisic, staff and Barbara Lopez, Deputy Attorney General.

BRIGHT STAR TRAINING

At this meeting, Frederique Robinson of Bright Star, along with her staff, appeared before the Board for a training session regarding the newly installed scanning computer system that is being installed with the ultimate goal that the Board's Agenda, Appearance Files and

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Minutes will be forwarded via E-Mail. At the Meetings, Members will each be given monitors to follow the Agenda, etc

APPROVAL OF MINUTES OF TUESDAY, NOVEMBER 22, 2011

Following review and discussion and upon motion of Mr. Palumbo, seconded by Mr. Krauser it was determined that the minutes of November 22, 2011 be approved . A vote was taken and the motion was carried unanimously.

DIRECTOR’S REPORT

Acting Executive Director, Mr. Charles Kirk made the following announcement:

- *** There were two Investigative Inquiries scheduled today.
- *** Board Member Mrs. Randolph-Sharpe will be excused for this meeting.

CONTINUING EDUCATION

<u>Provider</u>		<u>Course</u>	<u>Recommendation</u>
Institute of Real Estate Technologies	(1)	Narrative Report Writing	7 Hrs. Of C.E.
	(2)	Let’s Get Real About the Cost Approach	7 Hrs. Of C.E.
	(3)	Subdivision Analysis	7 Hrs. Of C.E.
Metro NJ Chapter Appraisal Institute		NJ-Geo Web, Environmental Mapping	2 Hrs. Of C.E.

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McKissock	(1)	2012-2013 7 Hour National USPAP Update Course	8 Hrs. Of C.E.
	(2)	15 National USPAP	15 Hrs. Of C.E.
Delaware Chapter of Appraisal Institute		Delmarva Resort & REA Outlook	2 Hrs. Of C.E.
The Commercial REA School of Tri-State Realtors Commercial Alliance		Sustain ability in Commercial REA & Office Leasing	3.5 Hrs. Of C.E.

RENEWALS

Appraisal Institute	(1)	General Appraiser Market Analysis & Highest & Best Use	28 Hrs. Of C.E. & 30 Hrs. Of Pre-Lic.
	(2)	Online Forecasting Revenue	7 Hrs. Of C.E.
	(3)	Online General Appraiser Sales Comparison Approach	27 Hrs. Of C.E. & 30 Hrs. Of Pre-Lic.
Career WebSchool		An FHA Single Family Appraisal	14 Hrs. Of C.E. & 15 Hrs. Of Pre-Lic.
McKissock		Advanced Residential Applications & Case Studies	14 Hrs. Of C.E. & 15 Hrs. Of Pre-Lic.

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ASFMRA	(1)	Introduction to the Appraisal Review	14 Hrs. Of C.E.
	(2)	Appraisal Review Under USPAP	22 Hrs. Of C.E.

INDIVIDUAL REQUEST

Anthony M. Graziano		Valuing Family Limited Partnership	7.5 Hrs. Of C.E.
Young Kim		RVA University 2011 Conference	10 Hrs. Of C.E.
Robert Ruggles III		RVA University 2011 Conference	16 Hrs. Of C.E.
Edward Turner		RVA University 2011 Conference	16 Hrs. Of C.E.
Sung Lee		RVA University 2011 Conference	16 Hrs. Of C.E.

Following review and discussion by the Education Committee and the Board and upon motion of Mr. Palumbo, seconded by Mr. Krauser it was determined that the C.E. Courses listed above as well as Individual requests did meet the established criteria for the designated approved hours and that they be approved as noted. A vote was taken and the motion was carried, unanimously

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APPRAISAL STANDARDS BOARD

- *** **Memo from J. Carl Schultz, Jr. Chair re:** Request for Public Comment for the 2014-2015 edition of the Uniform Standards of Professional Appraisal Practice - deadline for written comments March 12, 2012.

- *** **ASB Meeting Friday, February 10, 2012.**

The Board reviewed, discussed and duly noted the above items.

APPRAISER QUALIFICATIONS BOARD

- *** **Q and A, Vol. 3, No. 2, December, 2011**

- *** **Appraiser Qualification Board Public Meeting Summary** of December 9, 2011

The Board reviewed, discussed and duly noted the above items.

APPRAISAL PRACTICES BOARD

- *** **Appraisal Practices Board Public Meeting Summary** of December 12, 2011

The Board reviewed, discussed and duly noted the above item.

APPRAISAL SUBCOMMITTEE

- *** **Letter from Denise Graves, Deputy Executive Director of the Appraisal Subcommittee** regarding the Audit of the Board scheduled for March 26-28, 2012.

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PUBLIC ANNOUNCEMENT OF DISCIPLINARY ACTION TAKEN

*** IMO — ELIDA B. MANZALI - Consent Order Filed November 22, 2011]

*** IMO --- GLENN J. POTENTE - Consent Order Filed January 10, 2011.

CONTINUING EDUCATION AUDIT

A. ORDER FOR VOLUNTARY SURRENDER OF LICENSE

*** IMO -- ROBERT MIKALOUSKAS - Filed December 15, 2011

*** IMO -- DAVID ROGERS - Filed December 15, 2011

*** IMO -- LEONARD DEL GAUDIO - Filed January 10, 2012

*** IMO -- CHRISTOPHER GORDON - Filed January 10, 2012

*** IMO -- WILLIAM KLUMAS - Filed January 10, 2012.

B. FINAL ORDERS ISSUED

CLOSED – INDIVIDUALS WHO HAVE SATISFIED ALL REQUIREMENTS IMPOSED IN THE “ORDER” AND THEIR LICENSE IS IN GOOD STANDING

*** IMO -- CHAS ABOYOUN - Final Order Filed November 30, 2011.

*** IMO – ANTONIO BAGNARA - Final Order Filed November 30, 2011

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- *** IMO -- DONNA CAMACHO - Final Order Filed November 30, 2011.**
- *** IMO -- UCHENNA EBOH - Final Order Filed November 30, 2011.**
- *** IMO -- CARL FLEMING - Final Order Filed November 30, 2011.**
- *** IMO -- MARK KORALBELNIKOV - Final Order Filed November 30, 2011.**
- *** IMO -- DARRELL E. LEGER - Final Order Filed November 30, 2011.**
- *** IMO -- JOSEPH LICATA - Final Order Filed November 30, 2011.**
- *** IMO -- JOSEPH MAURO - Final Order Filed November 30, 2011.**
- *** IMO -- RAYMOND MCCARTHY - Final Order Filed November 30, 2011.**
- *** IMO -- JOHN WICHELMAN, JR. - Final Order Filed November 30, 2011.**

SUSPENDED – INDIVIDUALS WHO ARE PRESENTLY SUSPENDED AND HAVE NOT, AS YET, COMPLIED WITH THE CONSENT ORDER ISSUED.

- *** IMO -- SHIRLEY J. CALDWELL - Final Order Filed November 30, 2011.**
- *** IMO -- GORDON CASSONE - Final Order Filed November 30, 2011.**

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- *** **IMO -- PINGMIN CHENG** - Final Order Filed November 30, 2011.
- *** **IMO -- PATRICIA CHIAPPERINI** - Final Order Filed November 30, 2011.
- *** **IMO -- THEODORE DELEN** - Final Order Filed November 30, 2011.
- *** **IMO -- HARRY FELLER** - Final Order Filed November 30, 2011.
- *** **IMO -- DIMITRY FOMIN** - Final Order Filed November 30, 2011.
- *** **IMO -- VICTOR FRIERSON** - Final Order Filed November 30, 2011.
- *** **IMO -- ANTHONY GIAMPIETRO** - Final Order Filed November 30, 2011.

PAYMENT PLAN - INDIVIDUALS WHO ARE ENGAGED IN A PAYMENT PLAN REGARDING PENALTIES IMPOSED IN THE CONSENT ORDER OR STILL OWE THE PENALTY IMPOSED AND THEIR LICENSE IS IN GOOD STANDING

- *** **IMO -- WAYNE FAMULAR, JR.** - Final Order Filed November 30, 2011.
- *** **IMO -- RICHARD HAMILTON, JR.** - Final Order Filed November 30, 2011
- *** **IMO -- DARRYL HAYMON** - Final Order Filed November 30, 2011.

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*** **IMO -- TITA OBII-OBIOHA** - Final Order Filed November 30, 2011.

*** **IMO -- DAVID VADURRO** - Final Order Filed November 30, 2011.

*** **IMO -- DAVID VAUGHAN** - Final Order Filed November 30, 2011.

WITHDRAWING PROVISIONAL ORDER OF DISCIPLINE AND THE ITEM IS CLOSED AND THE INDIVIDUALS LICENSE IS IN GOOD STANDING

*** **IMO -- VANESSA BELL** - Final Order Withdrawing Provisional Order Filed November 30, 2011.

*** **IMO -- ARTHUR GROSS** - Final Order Withdrawing Provisional Order Filed November 30, 2011.

*** **IMO -- FRANK L. HAMMOND, JR.** - Final Order Withdrawing Provisional Order Filed November 30, 2011.

*** **IMO -- WILLIAM HETFIELD** - Final Order Withdrawing Provisional Order Filed November 30, 2011.

*** **IMO -- RICKY MAHABIR** - Final Order Withdrawing Provisional Order Filed November 30, 2011.

*** **IMO -- ROBERT PISANI** - Final Order Withdrawing Provisional Order Filed November 30, 2011.

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BOARD REVIEW - FINAL ORDERS ISSUED, HOWEVER, TO BE FURTHER REVIEWED IN EXECUTIVE SESSION

- *** **IMO -- JAMES COWAN** - Final Order Filed November 30, 2011.

- *** **IMO -- SASO NAUMOVSKI** - Final Order Filed November 30, 2011.

PROVISIONAL ORDERS OF DISCIPLINE WHICH WERE RE-FORWARDED TO FORWARDING ADDRESSES.

- *** **IMO -- ANTHONY CAMPANELLA** - Provisional Order Filed October 28, 2011

Following review and discussion by the Board it was determined that DAG Lopez is to review this Order further and report back to the Board at the February Board Meeting.

- *** **IMO -- TED GERTZ** - Provisional Order Filed October 28, 2011.

It was noted to the Board, at this meeting, that a response is yet to be received of from Mr. Gertz, therefore, following review and discussion by the Board and upon motion of Mr. Krauser, seconded by Mr. Giocondo it was determined that the Provisional Order be Finalized. A vote was taken and the motion was carried, unanimously.

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- *** **IMO -- NIELS GULDBJERG** - Provisional Order Filed October 28, 2011.

Following review and discussion by the Board and upon motion of Mr. Krauser, seconded by Mr. Giocondo it was determined that a Final Order Withdrawing the Provisional Order of Discipline be issued to Mr. GULDBJERG, whereas, Mr. Guldbjerg has responded to the Board submitting proof of completing all his C.E., as well as advising that he has moved to Denmark and claims he notified the Board. A vote was taken and the motion was carried, unanimously.

- *** **IMO -- JOHN H. HARRINGTON** - Provisional Order Filed November 29, 2011.

It was noted to the Board, at this meeting, that a response is yet to be received of from Mr. Harrington, therefore, following review and discussion by the Board and upon motion of Mr. Krauser, seconded by Mr. Giocondo it was determined that the Provisional Order be Finalized. A vote was taken and the motion was carried, unanimously.

OTHER

- *** **“Consumer Wise”** publication of the Division for November/December, 2011.
- *** **NOTICE OF ADOPTION** – Modification of Annual Registry Fee; Adopted Amendment: N.J.A.C. 13;40a-7.1 – Notice as it appears in the December 19, 2011 issue of the New Jersey Register.

The Board review, discussed and duly noted the above items.

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***** IMO - JERBASI, John and PAOLELLA, Raymond -** An administrative complaint, alleging violations of the Uniform Enforcement Act and of the regulations governing the practice of appraising in the State of New Jersey, was filed with the Board by the Attorney General (Deputy Attorney General Carla Silva) on September 26, 2011. Respondents thereafter filed a motion to dismiss the complaint in lieu of filing an answer. The Board reviewed the papers filed in support of and in opposition to the motion. This matter was considered on the papers.

The Board moved into Executive Session for the purposes of receiving advice from counsel and for deliberations upon the motion.

Upon return to open session, the Board announced that it has deemed this matter to be a “contested case,” and has decided to transmit the case to the Office of Administrative Law for further proceedings and hearings. The Board declined to decide the filed motion, and instead will request the assigned Administrative Law Judge to consider and rule upon the motion.

PENDING APPLICATIONS

Residential License

Jody Gordon

Certified Residential License

Gary A. Fenarjian

Edward Myers

Christopher A. Ruggiero

Philip DeGregorio, III

Jerry R. Hughson

Michael J. DiFelice

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Judy A. Gay

Jennifer Carpenter

The Board reviewed and discussed the above noted applicant and upon motion of Mr. Giocondo, seconded by Mr. Krauser that the above noted candidate did meet the established criteria for Licensure and that the application be approved. A vote was taken and the motion carried, unanimously.

PUBLIC COMMENT

Daniel Drelich and Almeta Walker of the Appraisal Community addressed the Board regarding issues of mutual concern.

ADJOURNMENT

Upon motion of Mr. Krauser, seconded by Mr. Willis it was determined that the Public Meeting be adjourned at 11 A.M. and the Board proceed to the Executive Session. A vote was taken and the motion carried, unanimously.

Respectfully submitted,

CHARLES F. KIRK

For the Board