



STATE OF TENNESSEE
DEPARTMENT OF COMMERCE AND INSURANCE
TENNESSEE REAL ESTATE COMMISSION TENNESSEE REAL ESTATE
COMMISSION MINUTES

February 10th, 2016

The Tennessee Real Estate Commission convened on Wednesday, January 6th, 2016 at 9:00 a.m. in Meeting Room 1A of the Davy Crockett Building, 500 James Robertson Parkway, Nashville, 37243. The following Commission Members were present: Chairman John Griess, Vice-Chairman Janet DiChiara, Commissioner Diane Hills, Commissioner Austin McMullen, Commissioner Franks, Commissioner Bobby Wood, Commissioner Fontaine Taylor, and Commissioner Johnny Horne; absent from the meeting was Commissioner Blume. Others present: Executive Director Malcolm Young, Assistant General Counsel Mallorie Kerby, Paralegal Jennaca Harris and Administrative Secretary Kimberly Smith.

Commissioner Hills made a motion approve the January minutes; motion seconded by Commissioner DiChiara; Commissioner Franks and Commissioner Wood abstain; motion passes 6 yes and 2 abstentions.

Commissioner DiChiara made a motion to adopt agenda; motion seconded by Commissioner McMullen; Commissioner Franks amend the agenda by adding a discussion about the Bill Tune Education Award, removing Informal Applicant Joseph Harris from agenda and adding him to the March agenda and adding Informal Applicant Shemika Wiley motion passes.

Commissioner Taylor made a motion to discuss Teams in April and requesting research by staff on what other state jurisdiction rules are; motion seconded by Commissioner DiChiara; motion passes unanimously.

Assistant Commissioner Brian McCormack

Recognition was given to Mallorie Kerby for doing a great good filling in while TREC was without an Executive Director.

Introduction of Malcolm Young Executive Director

INFORMAL APPLICANT APPEARANCE

Shemika Wiley, withdrew request due to her Principle Broker electing not to continue to sponsor her.

Commissioner Wood made a motion to approve Richard Townsend to move forward with the licensure process; motion seconded by Commissioner DiChiara, motion passes unanimously.

Commissioner DiChiara made a motion to approve Brandon Wheeler to move forward with the licensure process; motion seconded by Commissioner Wood; motion passes unanimously.

50-Mile Rule Waiver

Commissioner DiChiara made a motion to approve 50-Mile Rule Waiver for affiliate Broker Andrea Driggers; motion seconded by Commissioner Horne; passes unanimously.

Discussion of Bill Tune Certificate

Commission requested staff to check on Bill Tune certificates for Grover Collins and Wendell Alexander.

ARELLO DISCUSSION

Commissioner Hills made a motion for Executive Director Malcolm Young, Commissioner DiChiara, Commissioner Franks, Commissioner Horne, and TREC legal counsel Mallorie Kerby to attend the April 13-16 ARELLO Conference in Atlanta, GA.; motion seconded by Commissioner DiChiara, motion passes unanimously.

Discussion: VLS Application

Request for equivalent security in lieu of an irrevocable letter of credit

Commissioner McMullen made a motion to authorize submission of letter of credit for Stay Alfred, in an amount of monthly deposits of 100 percent deposits as approved by TREC legal counsel, submit to TREC monthly deposits for review, and if necessary increases review monthly requirements every 6 months to potentially increase letter of credit. When license renews (2 years) will review process of Stay Alfred will be reevaluated the burden is on the applicant to submit data to TREC; motion seconded by Commissioner Hills; roll call vote 6 yes and 2 no; motion passes. *Ramifications if they did not comply would do an emergency suspension*

TN Association of Realtors

Chris Sexton and Steve McDonald addressed the Commission with the presentation of the release of TREC manual distributed by TN Association of Realtors. TAR will be selling them for \$31.50 per manual which is available at www.TARnet.com

EDUCATION REPORT

The Education Director Mr. White presented via I-pads educational courses F1 – F28 set forth on the February, 2016 Education Report for Commission Approval.

Commissioner Taylor made a motion to approve F1 – F28 courses; motion seconded by Commissioner Hills; Commissioner DiChiara abstains from F26 and Commissioner McMullen abstains from F1; motion passes.

Instructors Approvals

Commissioner DiChiara made a motion to approve all instructors approval F1 – F28; motion seconded by Commissioner Taylor; Commissioner DiChiara abstains from F26 and Commissioner McMullen abstains from F1; motion passes.

EXECUTIVE DIRECTOR’S REPORT

Mr. Young presented the following information to the Commission for review via the I-Pads:

- **Customer Service –**
- **“Secret Shopper”** - Recently staff has been tested by the State on service to consumers and licensees, with the results in customer service training will be an ongoing activity with the TREC Staff.
- **New Protocol for Licensees and Visitors at TREC Office –** For all future visitors to the TREC Offices, a private office has been converted into a processing room, where our visitors can have privacy in transacting their business with the TREC Staff.
- **Invitation to TREC Commissioners from the Tennessee Association of REALTORS®/March 22 –** TREC Commissioners and Executive Director have been invited to Cool Springs, TN to attend the Spring Meeting of Tennessee Association of REALTORS® to provide an update on Commission activities, and rule changes.
- - Introductions of Staff Members
 - Shemekia Owens – Administrative Director
 - Ross White – Education Director
 - Betsy Bowman – Education Assistant

- Ahmad Lewis - Auditor
- Ken Spurlock – Error and Admission
- Rachel Fowler – Education Auditor
- Dennis Hodges- Administrative
- Brooke Wagner - Administrative
- Kimberly Dorris - Processor
- Sandra Smith –Customer Service
- Allen Waddell - Investigator
- Mallorie Kerby - Legal
- Bill Huddleston - Accounting
- Kimberly Smith – Liaison to TREC Commissioners
- Aaron Smith – Greeter/Processor

CONSENT ORDER TRACKING

BUDGET

Mr. Young had previously sent a copy of the budget to the Commissioners for their review. The Commissioners did not have any questions.

Exams Taken in Month of January Reported in February Meeting

In the month of January 2016, 447 exams were taken through PSI. The total of exams taken in 2015 was 7,086.

EXAMS TAKEN BY LICENSE TYPE

Type of License	1/1/2016-1/31/2016	1/1/2015-1/31/2015	Diff. 1/1/2016-1/31/2015
Acquisition Agent	10	7	+3
Affiliate Broker	367	339	+28
Broker	42	34	+8
Timeshare	28	20	+8
TOTAL	447	400	+47

Monies Collected 1/1/16 – 1/30/16

In the month of January \$1,800.00 was collected for Consent Orders, \$3,960.00 was collected for Reinstatement Fees, \$1,100.00 was collected for E&O Penalty for a total of \$6,860.00 collected in January 2016

FINGERPRINTS

The fingerprint report loaded on I-pads are update on the fingerprint reports required as of 1/1/2014 pursuant to TCA 62-13-303(l); since 1-31-2016 there have been 353 individuals fingerprinted, 71 had an indication, and 271 had no indication. In the month of January 2016 there were 71 indications, 271 no indication, 0 pending, 0 reject Total 353

LEGAL REPORT

1. 2014006332

Opened: 5/2/14

First License Obtained: 12/3/07

License Expiration: 12/2/15

E&O Expiration: 1/1/15

Type of License: Affiliate Broker

History: No Prior Disciplinary Action

This Respondent was broker released on or about 3/7/14.

NEW RECOMMENDATION: Consent order for voluntary surrender of Respondent's license and written agreement never to seek licensure as a real estate broker in Tennessee again. Waive or substantially reduce the \$8,000 Civil Penalty and waive the requirement to attend a Commission meeting with the provision that the original discipline will be re-instated should Respondent ever seek to apply for a real estate license again. Imposition of a \$200 fine for the costs of filing a Notice of Hearing and Charges with APD.

NEW DECISION: Consent Order for voluntary surrender of Respondents license and written agreement never to seek licensure as a real estate Broker in Tennessee again. Civil penalty for \$6,000 and to waive the requirement to attend a Commission meeting with the provision that the original discipline will be reinstated should Respondent ever seek to apply for a real estate license. Imposition of a \$200 fine for the costs of filing a Notice of Hearing and Charges with the APD.

Commissioner Taylor made a motion to accept legal counsel recommendation Consent Order for voluntary surrender of Respondents license and written agreement never to seek licensure as a real estate Broker in Tennessee again but to reduce civil penalty to \$6,000 and to waive the requirement to attend a Commission meeting with the provision that the original discipline will

be reinstated should Respondent ever seek to apply for a real estate license. Imposition of a \$200 fine for the costs of filing a Notice of Hearing and Charges with the APD; motion seconded by Commissioner McMullen; motion unanimously passes.

2. 2015012801

Opened: 7/10/15

First License Obtained: 3/16/72

License Expiration: 7/6/16

E&O Expiration: 1/1/17

Type of License: Principal Broker

History: No prior disciplinary action.

Recommendation: Consent order in the amount of \$1,000 for violation of T.C.A. § 62-13-313(a)(2) (failing to respond), T.C.A. § 62-13-312(b)(14), plus attendance and one (1) entire regularly scheduled Commission meeting within one hundred eighty days (180) days of Respondent's execution of the Consent Order.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner DiChiara made a motion to accept the recommendation of legal counsel Consent order in the amount of \$1,000 for violation of T.C.A. § 62-13-313(a)(2) (failing to respond), T.C.A. § 62-13-312(b)(14), plus attendance and one (1) entire regularly scheduled Commission meeting within one hundred eighty days (180) days of Respondent's execution of the Consent Order, motion seconded by Commissioner Franks; motion passes.

3. 2014003101

Opened: 2/27/14

First License Obtained: 10/3/12

License Expiration: 10/2/14

E&O Expiration: Uninsured

Type of License: Affiliate Broker

History: No Prior Disciplinary Action

License was placed into inactive status on or about 4/16/13.

Recommendation: Close and flag to be re-opened should Respondent attempt to secure a new license.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner DiChiara made a motion to accept recommendation of legal counsel to Close and flag to be re-opened should Respondent attempt to secure a new license; motion seconded by Commissioner Franks; motion passes.

4. 2015021091

Opened: 10/15/15

Type of License: Time Share Registration (Exempt)

History: No history of disciplinary action.

Recommendation: No change to previously proposed consent order.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner DiChiara made a motion to accept the recommendation of legal counsel of no change to previously proposed consent order; motion seconded by Commissioner Hills; motion passes.

5. 20150212631

Opened: 9/24/15

First Licensed: 3/3/09

Expiration: 1/21/18

Type of License: Principal Broker

History: No history of disciplinary action.

6. 20150227801 (unlicensed)

Opened: 12/30/15

History: No history of disciplinary action.

Cases 5 & 6

Recommendation: Dismiss.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner DiChiara made a motion for case 20150212631 to accept the recommendation of legal counsel to dismiss; motion seconded by Commissioner Franks; motion passes.

Commissioner Franks made a motion for case 20150227801 to accept the recommendation of legal counsel to dismiss; motion seconded by Commissioner McMullen; motion passes.

7. 20150214391

First Licensed: 9/16/05

Expiration: 12/20/16

Type of License: Principal Broker

History: No history of disciplinary action.

Recommendations: Dismiss.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner McMullen made a motion to accept the recommendation of legal counsel to dismiss; motion seconded by Commissioner Franks; motion passes.

8. 20150214441

Opened: 10/5/15

First Licensed: 6/30/95

Expiration: 2/11/17

Type of License: Real Estate Firm

History: No history of disciplinary action.

Recommendation: Dismiss.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner DiChiara made a motion to accept the recommendation of legal counsel to dismiss; motion seconded by Commissioner Wood; motion passes.

9. 20150214461

Opened: 10/5/15

First Licensed: 7/13/11

Expiration: 1/12/17

Type of License: Affiliate Broker

History: No history of disciplinary action.

***Respondent is in broker release status as of 6/19/15**

Recommendation: Dismiss.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner Franks made a motion to accept the recommendation of legal counsel to dismiss; motion seconded by Commissioner Taylor; motion passes.

10. 20150214481

Opened: 10/5/15

First Licensed: 3/18/91

Expiration: 9/4/17

Type of License: Affiliate Broker

History: No history of disciplinary action.

Recommendation: Consent Order in the amount of \$250 for violation of Rule 1260-02-.12 (2)(b) (effective *June 14, 2010*) and T.C.A. § 62-13-312(b)(14).

DECISION: Consent Order in the amount of \$250 for violation of Rule 1260-02-.12 (2)(b) (effective *June 14, 2010*) and T.C.A. § 62-13-312(b)(14), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent's execution of the Consent Order.

Commissioner Wood made a motion for Consent Order in the amount of \$250 for violation of Rule 1260-02-.12 (2)(b) (effective *June 14, 2010*) and T.C.A. § 62-13-312(b)(14), plus attendance at one (1) regularly scheduled meeting of the Commission

within 180 days of Respondent's execution of the Consent Order; motion seconded by Commissioner McMullen; roll call vote 5 yes and 3 no; motion passes.

11. 20150215911

Opened: 10/11/15

First Licensed: 12/16/85

Expiration: 10/5/16

Type of License: Principal Broker

History: No history of disciplinary action.

Recommendation: Consent Order in the amount of \$250 for violation of T.C.A. § 62-13-312(b)(14) and (15) and Rule 1260-02-.12 (2)(b) (effective *June 14, 2010*).

DECISION: Consent Order in the amount of \$250 for violation of Rule 1260-02-.12 (2)(b) (effective *June 14, 2010*) and T.C.A. § 62-13-312(b)(14), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent's execution of the Consent Order.

Commissioner Wood made a motion of a Consent Order in the amount of \$250 for violation of Rule 1260-02-.12 (2)(b) (effective *June 14, 2010*) and T.C.A. § 62-13-312(b)(14), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent's execution of the Consent Order; motion seconded by Commissioner Horne, motion passes.

12. 20150215361

Opened: 10/11/15

First Licensed: 1/30/04

Expiration: 2/26/18

Type of License: Affiliate Broker

History: No history of disciplinary action.

Recommendation: Consent order for \$500 for violation of T.C.A. § 62-13-309(a)(1)(A)(unlicensed firm office) and \$500 for violation of 62-13-312(b)(4)(misleading or untruthful advertising).

DECISION: Consent Order for \$1,000 for violation of T.C.A. § 62-13-309(a)(1)(A)(unlicensed firm office) and \$1,000 for violation of T.C.A. § 62-13-312(b)(4)(misleading or untruthful advertising), (14), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent's execution of the Consent Order.

Commissioner Franks made a motion of a Consent Order for \$1,000 for violation of T.C.A. § 62-13-309(a)(1)(A)(unlicensed firm office) and \$1,000 for violation of T.C.A. § 62-13-312(b)(4)(misleading or untruthful advertising), (14), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent's execution of the Consent Order; motion seconded by Commissioner DiChiara; motion passes.

13. 20150216781

Opened: 10/19/15

First Licensed: 1/4/07

Expiration: 6/14/16

Type of License: Principal Broker

History: No history of disciplinary action.

Recommendation: Consent order for \$500 for violation of T.C.A. § 62-13-312(b)(15)(failure to supervise).

DECISION: Consent Order for \$1,000 for violation of T.C.A. § 62-13-312(b)(15)(failure to supervise), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent's execution of the Consent Order.

Commissioner DiChiara made a motion of a Consent Order for \$1,000 for violation of T.C.A. § 62-13-312(b)(15)(failure to supervise), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent's execution of the Consent Order; motion seconded by Commissioner Franks; motion passes.

14. 20150215381

Opened: 10/11/15

First Licensed: 12/17/85

Expiration: 9/1/17

Type of License: Affiliate Broker

History: 2006028871 Letter of Warning

Recommendation: Consent Order in the amount of \$1,500 for the initial advertising violation in the complaint of Rule 1260-02-.12 (2)(b) (*effective June 14, 2010*)(all advertising...shall list the firm name and telephone number), 1260-02-.13(3)(b)(1)(the firm name must be the most prominent name featured in the advertising), and 1260-02-

.13(3)(f)(advertising in a false, misleading or deceptive manner) for the violations after the “correction.”

DECISION: Consent Order in the amount of \$1,500 for the initial advertising violation in the complaint of Rule 1260-02-.12 (2)(b) (*effective June 14, 2010*)(all advertising...shall list the firm name and telephone number), 1260-02-.13(3)(b)(1)(the firm name must be the most prominent name featured in the advertising), and 1260-02-.13(3)(f)(advertising in a false, misleading or deceptive manner) for the violations after the “correction,” plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent’s execution of the Consent Order.

Commissioner McMullen made a motion of a Consent Order in the amount of \$1,500 for the initial advertising violation in the complaint of Rule 1260-02-.12 (2)(b) (*effective June 14, 2010*)(all advertising...shall list the firm name and telephone number), 1260-02-.13(3)(b)(1)(the firm name must be the most prominent name featured in the advertising), and 1260-02-.13(3)(f)(advertising in a false, misleading or deceptive manner) for the violations after the “correction,” plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent’s execution of the Consent Order; motion seconded by Commissioner Horne; motion passes.

Opened: 10/20/15

First Licensed: 8/12/82

Expiration: 9/4/17

Type of License: Principal Broker

History: No history of disciplinary action.

Recommendation: Consent Order in the amount of \$500 for violation of T.C.A. § 62-13-312(b)(14) and (15)(failure to supervise).

DECISION: Consent Order in the amount of \$500 for violation of T.C.A. § 62-13-312(b)(14) and (15)(failure to supervise), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent's execution of the Consent Order.

Commissioner DiChiara made a motion of a Consent Order in the amount of \$500 for violation of T.C.A. § 62-13-312(b)(14) and (15)(failure to supervise), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent's execution of the Consent Order; motion seconded by Commissioner Hills; motion passes.

16. 20150215401

Opened: 10/11/15

First Licensed: 7/8/09

Expiration: 7/7/17

Type of License: Broker

History: No Prior Disciplinary Action.

Recommendation: Consent order for \$250 for violation of Rule 1260-02-.12(2)(b)(all advertising shall...list firm name and telephone number) (*effective June 14, 2010*), \$250 for violation of rule Rule 1260-02-.12(4)(a)(firm name and telephone number must conspicuously appear on each page of the website), and \$500 for violation of 1260-02-.12(5)(b)(Any offer, guaranty, warranty, or the like...must disclose all pertinent details on the face of the offer or advertisement.

DECISION: Consent Order for \$3,000—representing \$1,000 for each violation of Rule 1260-02-.12(2)(b)(all advertising shall...list firm name and telephone number) (*effective June 14, 2010*), Rule 1260-02-.12(4)(a)(firm name and telephone number must conspicuously appear on each page of the website), and Rule 1260-02-.12(5)(b)(Any offer, guaranty, warranty, or the like...must disclose all pertinent details on the face of the offer or advertisement) (*effective June 14, 2010*), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent's execution of the Consent Order.

Commissioner DiChiara made a motion of a Consent Order for \$3,000—representing \$1,000 for each violation of Rule 1260-02-.12(2)(b)(all advertising shall...list firm name and telephone number) (*effective June 14, 2010*), Rule 1260-02-.12(4)(a)(firm name and telephone number must conspicuously appear on each page of the website), and Rule 1260-02-.12(5)(b)(Any offer, guaranty, warranty, or the like...must disclose all pertinent details on the face of the offer or advertisement) (*effective June 14, 2010*), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent’s execution of the Consent Order; motion seconded by Commissioner Hills; motion passes.

17. 20150217101

Opened: 10/20/15

First Licensed: 10/13/05

Expiration: 4/7/18

Type of License: Principal Broker

History: No prior disciplinary action.

Recommendation: Consent Order for \$1,000 for violation of T.C.A. § 62-13-312(b)(15)(failure to supervise).

DECISION: Consent Order for \$1,000 for violation of T.C.A. § 62-13-312(b)(15)(failure to supervise), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent’s execution of the Consent Order.

Commissioner DiChiara made a motion of a Consent Order for \$1,000 for violation of T.C.A. § 62-13-312(b)(15)(failure to supervise), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent’s execution of the Consent Order; motion seconded by Commissioner Franks; motion passes.

18. 20150215421

Opened: 10/11/15

First Licensed: 8/1/79

Expiration: 5/8/16

Type of License: Affiliate Broker

History: No Prior Disciplinary action.

Recommendation: Consent Order for \$500 for violation of T.C.A. § 62-13-312(b)(20)(improper, fraudulent or dishonest dealing) and \$500 for violation of 1260-02-1(2)(d)(no licensee shall advertise property listed by another licensee without written authorization from the property owner).

DECISION: Consent Order for \$1,000 for violation of T.C.A. § 62-13-312(b)(20)(improper, fraudulent or dishonest dealing) and \$1,000 for violation of Rule 1260-02-12(2)(d)(no licensee shall advertise property listed by another licensee without written authorization from the property owner), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent's execution of the Consent Order.

Commissioner Taylor made a motion of a Consent Order for \$1,000 for violation of T.C.A. § 62-13-312(b)(20)(improper, fraudulent or dishonest dealing) and \$1,000 for violation of Rule 1260-02-12(2)(d)(no licensee shall advertise property listed by another licensee without written authorization from the property owner), plus attendance at one (1) regularly scheduled meeting of the Commission within 180 days of Respondent's execution of the Consent Order; motion seconded by Commissioner Hills; motion passes.

19. 20150214411

Opened: 10/13/15

First Licensed: 7/9/93

Expiration: 1/21/17

Type of License: Broker

History: No Prior Disciplinary Action

Recommendation: Dismiss.

DECISION: The Commission voted to authorize the recommendation of legal counsel.

Commissioner McMullen made a motion to accept the recommendation of legal counsel to dismiss; motion seconded by Commissioner Wood; motion passes.

20. 20150215891

Opened: 10/13/15

First Licensed:

Expiration: 2/24/17

Type of License: Principal Broker

History: No Prior Disciplinary Action

Recommendation: Dismiss.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner McMullen made a motion to accept the recommendation of legal counsel to dismiss; motion seconded by Commissioner Hills; motion passes.

21. 20150214811

Opened: 10/8/15

First Licensed: 11/4/03

Expiration: 6/9/16

Type of License: Affiliate Broker

History: No Prior Disciplinary Action

Recommendation: Dismiss.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner Franks made a motion to accept the recommendation of legal counsel to dismiss; motion seconded by Commissioner Taylor; motion passes.

22. 20150215841

Opened: 10/13/15

First Licensed: 6/20/94

Expiration: 7/4/16

Type of License: Principal Broker

History: One complaint currently in litigation monitoring.

Recommendation: Dismiss.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner Franks made a motion to accept the recommendation of legal counsel to dismiss; motion seconded by Commissioner McMullen; motion passes.

23. 20150215281

Opened: 10/11/15

First Licensed: 8/25/08

Expiration: 8/24/16

Type of License: Affiliate Broker

History: No Prior Disciplinary Action.

Recommendation: Dismiss.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner Franks made a motion to accept the recommendation of legal counsel to dismiss; motion seconded by Commissioner Wood; motion passes.

24. 20150215301

Opened: 10/11/15

First Licensed: 10/27/99

Expiration: 11/20/17

Type of License: Principal Broker

History: \$12,000 consent order for failure to supervise and advertising violation - 8/2015, letter of warning for advertising – 8/14/14, 2015021534 under review.

Recommendation: Dismiss.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner DiChiara made a motion to accept the recommendation of legal counsel to dismiss; motion seconded by Commissioner Taylor; motion passes.

25. 20150215321

Opened: 10/11/15

First Licensed: 10/22/08

Expiration: 10/21/16

Type of License: Affiliate Broker

History: No Prior Disciplinary Action.

Recommendation: Dismiss as to Respondent. Open a complaint against the affiliate broker listed on second website for unlicensed firm office and advertising violation and also against that affiliate broker's principal broker for failure to supervise.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner Franks made a motion to accept the recommendation of legal counsel to dismiss as to Respondent. Open a complaint against the affiliate broker listed on second website for unlicensed firm office and advertising violation and also against that affiliate broker's principal broker for failure to supervise; motion seconded by Commissioner Hills; motion passes.

26. 20150215341

Opened: 10/11/15

First Licensed: 10/27/99

Expiration: 11/20/17

Type of License: Principal Broker

History: \$12,000 consent order for failure to supervise and advertising violation - 8/2015, letter of warning for advertising – 8/14/14, 2015021534 under review.

Recommendation: Dismiss.

DECISION: The Commission voted to accept the recommendation of legal counsel.

Commissioner Hills made a motion to accept the recommendation of legal counsel to dismiss; motion seconded by Commissioner McMullen; motion passes.

27. 20150216271

Opened: 10/14/15

History: No prior disciplinary history

Recommendation: Consent Order for \$1000 for violation of T.C.A. § 62-13-104(b)(2), T.C.A. § 62-13-312(b)(14) with a cease and desist order.

DECISION: The Commission voted to accept the recommendation of Consent Order.

Commissioner Franks made a motion to accept the recommendation of legal counsel of a Consent Order for \$1000 for violation of T.C.A. § 62-13-104(b)(2), T.C.A. § 62-13-312(b)(14) with a cease and desist order; motion seconded by Commissioner Hills; motion passes.

Chairman Griess Adjourns Meeting on Wednesday, February 9th 2016 at 3:25pm