#### **REAL ESTATE BOARD**

#### TENTATIVE AGENDA

Thursday, October 7, 2021 - 10:00 a.m. 2<sup>nd</sup> Floor – Board Room 2 Department of Professional and Occupational Regulation 9960 Mayland Drive Richmond, Virginia 23233 (804) 367-8526

#### I.

# CALL TO ORDER ADMINISTRATIVE MATTERS II.

- Approval of Agenda 1.
- Approval of Minutes: 2.
  - July 15, 2021, Fair Housing Sub-Committee Meeting A.
  - July 15, 2021, Real Estate Board Meeting B.

#### **PUBLIC COMMENT PERIOD \*\*** III.

#### **FAIR HOUSING REPORTS** IV.

- 1. Fair Housing Administrator's Report
- 2. Litigation update

#### V. **FAIR HOUSING CASES**

1. Julia Kines v. Hercules Living and Salem Fields Townhomes, Inc. LP

REB File Number: 2021-00368 HUD File Number: 03-20-6276-8

Melissa Canadas v. Click and Pick Realty LLC, Nicolas A. and Morgan Desarno

REB File Number: 2021-02290 HUD File Number: 03-21-8801-8

Appointment - Chris Robertson, attorney for the respondents

3. Shannon Brown v. Charles and Paige Williams and Miller Property Solutions, Inc. dba Lee

Property Management

REB File Number: 2021-01793 HUD File Number: 03-21-7861-8

Appointment - Shannon Brown, complainant

4. Leslaw Dobrzanski v. Columbia Heights, LP and Kettler Management Inc.

REB File Number: 2021-02105 HUD File Number: 03-21-8219-8 5. Shadeaha Rawlings v. Jefferson Lofts LLC and LEAD Commercial LLC dba SVN LEAD

Commercial

REB File Number: 2021-01388 HUD File Number: 03-21-7347-8

Appointment - Shadeaha Rawlings, complainant

6. Katrina Sutton and Dana — Management LLC
REB File Number: 2021-00490
HUD File Number: 03-21-7002-8

7. Tammy Cabell Dummars v. WJD Management LLC, Gina Talotta, Linda Cummings, Robert S. Ferrell and Monique Y. Ferrell

There 2019-02229

8. Amanda Chan and Freddie Wilson v. New Brick Historic Lofts, LLC, Prime Properties &

Relocation, and Donna Garrett REB File Number: 2019-02180 HUD File Number: 03-19-9272-8

{Referred to A.G. for Official Consultation}

9. Adam M. Berry and April Berry v. Executive, Inc., Management Company DBA Executives,

Inc. Realty Group; P. A. Hajacos and K. K. Robinson

REB File Number: 2020-02040 HUD File Number: 03-20-5117-8

{Conciliation: Disability}

10. Merfat Abdel Khalek Mohammed v. Kyle Realty Incoand Thomas H. Kyle

REB File Number: 2021-02099 HUD File Number: 03-21-8405-8

{Conciliation: Religion and National Origin}

11. Timothy Rowland v. Leland Real Estate Inc. dba Leland Goldman Real Estate and David S.

Johnston
REB File Number: 2021-02611
HUD File Number: 03-21-8072-8
{Conciliation: Disability}

12. Andrew Thacker v. Morris Runaway, LLC, Jessica Ramos, Harbor Group Management Co.

LLC and Leslie Proctor REB File No.: 2022-00079 HUD File No.: 03-21-9211-8

{Conciliation: Disability and Military Status}

#### VI. **REAL ESTATE CASES**

- File Number 2021-01291 Mirza Usman Baig IFF by Eldridge – Licensing Appointment – Mirza Usman Baig, applicant

- 2. File Number 2021-00882 1 am.

  IFF by Eldridge Licensing

  Appointment Taurus Finley Dean, Sr., applicant

  File Number 2021-01920 Nathaniel Alexander, Jr.

  IFF by Eldridge Licensing

  Annointments Nathaniel Alexander, Jr., applicant Appointments – Nathaniel Alexander, Jr., applicant & Clifford Wells, witness
  - File Number 2021-01914 Debra Davis-Allen IFF by Eldridge – Licensing Appointment & Debra Davis-Allen, applicant
  - File Number 2021-01393 Ivan Donnell Johnson, Sr. IFF by Eldridge – Licensing Appointment – Ivan Donnell Johnson, Sr., applicant
  - File Number 2021-01924 Ryan Huston VanDyke IFF by Eldridge – Licensing Appointments – Ryan Huston Vankyke, applicant & Walter Grewe, witness
  - File Number 2021-01306 Waheed Ur Rehman IFF by Eldridge – Licensing
  - File Number 2021-01910 Khairi Talib Shabazz 8. IFF by Eldridge – Licensing
  - 9. File Number 2021-01915 – Michelle Diane Garcia IFF by Eldridge – Licensing
  - 10. File Number 2021-01918 – Chelsey Diane Norton IFF by Eldridge – Licensing
  - File Number 2021-01919 Carlos Fuentes-Rodriguez 11. IFF by Eldridge – Licensing
  - Z<sup>fo</sup> be construed as regulation or official Board position. 12. File Number 2021-02477 – Danielle Rene Dickerson IFF by Eldridge – Licensing Appointment – Danielle Rene Dickerson, applicant
  - File Number 2021-01533 Marvin Samuel Brown, Jr. 13. IFF by Eldridge – Licensing Appointment - Marvin Samuel Brown, Jr., applicant

- File Number 2021-01534 William Kelly Doane 14. IFF by Eldridge – Licensing
- 15. File Number 2020-00142 – John Patrick Morgan IFF by Grimsley & Jones – Disciplinary
- 16. File Number 2020-02379 Caleb Louis C...
  Prima Facie Disciplinary

  File Number 2021-02500 David Bastiaans (Claimant) v. Robert Dale Schroeder, dba
  Family Properties (Regulant)

  Prima Facie Recovery Fund

  Stephen Hadder

  - File Number 2021-01212 James Ko 19. Pre-IFF Consent Order – Disciplinary
  - File Number 2021-00024 Nicole Kristen Fogel 20. Pre-IFF Consent Order – Disciplinary
  - File Number 2021-01996 Daniel Lee Oxenburg, Sr. 21. Pre-IFF Consent Order – Disciplinary
  - File Number 2021-01779 Charles Hollister 22. Pre-IFF Consent Order – Disciplinary
  - 23. File Number 2021-01624 – Karen P. Gaskins Pre-IFF Consent Order – Disciplinary
  - File Number 2021-00750 Corinne Zedd 24. Pre-IFF Consent Order – Disciplinary
  - 25. File Number 2021-02402 – Wanda Jane Cook Pre-IFF Consent Order – Disciplinary
  - 26. File Number 2021-01285 Benjamin Earl Johnson Pre-IFF Consent Order – Disciplinary
  - 27. File Number 2021-01490 Christina B. Brandon Pre-IFF Consent Order – Disciplinary
  - ser are nor to be construed as regulation or official Board position. 28. File Number 2021-00589 – Marvin James Smith, Sr. t/a Marvin James Smith Pre-IFF Consent Order – Disciplinary
  - 29. File Number 2021-01186 Joshua Dolan Baker Pre-IFF Consent Order – Disciplinary

# 30. File Number 2021-00755 – Brian Thomas Atkins Pre-IFF Consent Order – Disciplinary

#### VII. ADMINISTRATIVE ISSUES

- Board Financial Statement
- The Rental Group I, LLC t/a The Rental Receiver bill
- COIA training

#### VIII. EDUCATION

- October 6, 2021, Education Committee Report
- IX. OLD BUSINESS
- X. NEW BUSINESS
- XI. ADJOURNMENT

## NEXT MEETING SCHEDULED FOR WEDNESDAY, December 1, 2021

\*\* 5-minute public comment, per person, on those items not included on the agenda with the exception of any open disciplinary files. No other public comment will be accepted by the Board during the meeting.

Persons desiring to participate in the meeting and requiring special accommodations or interpretive services should contact the Department at (804) 367-8552 at least ten days prior to the meeting so that suitable arrangements can be made for an appropriate accommodation. The Department fully complies with the Americans with Disabilities Act.

Strategies of the meeting so that suitable arrangements can be made for an appropriate accommodation. The Department fully complies with the Americans with Disabilities Act.

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July 15, 2021

The Real Estate Board met at the Department of Professional and Occupational Regulation, and Mayland Drive, Richmond, Virginia. The following Board members were present: 9960 Mayland Drive, Richmond, Virginia. The following Board members were present:

Sharon Johnson, Chair
Ibrahim Moiz, Vice-Chair
Mayra Pineda

Marzia Abbasi Nan Pland (arrived at 10:50 a.m.) Catina Jones Candice Bower David Perry

Margaret Davis Board member absent from the meeting

DPOR staff present for all or part of the meeting included:

Mary Broz-Vaughan, Director Christine Martine, Executive Director Liz Hayes, Fair Housing Administrator
Deanda Shelton, Assistant Fair Housing Administrator min.

Tiled as regulation or official Board bosition. Jim Chapman, Board Administrator Emily Trent, Administrative Assistant Loraine Schroeder, Fair Housing Investigator

Tom Payne and Helen Hardiman from the Office of the Attorney General were present.

Ms. Johnson called the meeting to Order at 10:12 A.M.

A motion was made by Mr. Perry and seconded by Ms. Bower to approve the agenda. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Perry, and Pineda.

A motion was made by Ms. Bower and seconded by Ms. Pineda to adopt the May 12, 2021, Fair Housing Sub-Committee Meeting minutes, and May 12, 2021, Real Estate Board Meeting

**Minutes** 

minutes. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Perry, and

Pineda.

Deanda Shelton, Assistant Fair Housing Administrator, updated the Board on the current Fair Housing case load.

In the matter of Cathy Merendino v. SL Nusbaum Realty Co.

A Take View Apartments, LP dba Aero Apartments, REB consisted of the Final Investigative Report, and Case Analysis. A motion was made by Ms. Pineda and seconded by Mr. Perry to find no reasonable cause the respondents discriminated against the complainant by offering discriminatory terms and conditions or by refusing to remobased upon race. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Perry and Pineda.

> In the matter of Byron Colemanov. River Fox Realty LLC, Alexis Morehouse Thompson, Angela Mastandrea-Miller and Jeffrey S. Miller, REB File Number 2020-02815, the Board reviewed the record which consisted of the Final Investigative Report, and Case Analysis. Byron Coleman, espondent, addresse.
>
> Marshall, II, attorney for the respective formula of the respective find no reasonable cause the respondents discriminated against the complainant by refusing to sell or negotiate to sell of intimidating, coercing or harassing the complainant based upon motion passed unanimously. Members voting "Yes"
>
> Tohnson, Moiz, Perry and Pineda.

In the matter of Sonia Murray Allen and Charles Allen v. WKR, LLC and Bell-Key Properties Inc., dba Allied Bell-Key Realty, REB File Number 2021-00684, the Board reviewed the record which consisted of the Final Investigative Report, and Case Analysis. Phillip Jones, representative for the respondents, was present and addressed the Board. A motion was made by Ms. Pineda and seconded by Ms. Bower to find no reasonable cause the respondents discriminated against the complainants by subjecting them to discriminatory terms and

#### **Fair Housing Reports**

Cathy Merendino v. **SL Nusbaum Realty** Co. and Lake View Apartments, LP dba Aero Apartments, **REB File Number** 2021-01455

Byron Coleman v. **River Fox Realty** LLC, Alexis Morehouse Thompson, Angela Mastandrea-Miller and Jeffrey S. Miller, **REB File Number** 

Sonia Murray Aben and Charles Allen Q. WKR, LLC and Bell-**Key Properties Inc.**, dba Allied Bell-Key Realty, REB File Number 2021-00684

conditions; by refusing to rent or by refusing to make a reasonable accommodation based upon disability. The motion

passed under Bower, Johnson, Jones, ...

Nan Piland arrived at 10:50 a.m.

In the matter of Ronald and Shirley Johnson v. CGC Sun Union Maple Bay, LLC and Mission Rock Residential,

The passed under Shirley Johnson v. CGC Sun Union Maple Bay, LLC and Mission Rock Residential,

of the Final Investigative Report,

and Case Analysis. Ronald addressed revised Final Investigative Report, and Case Analysis. Ronald and Shirley Johnson complainants, were present and addressed the Board. A motion was made by Ms. Pineda and seconded by Ms. Abassi to find no reasonable cause the respondents discriminated against the complainants by refusing to rent based upon race. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Perry, Piland

and Pineda.

In the matter of Latoya Willis v. 621 N. Payne Street, LLC and Van Metre Residential Management LLC, REB File Number he Final Investigative Report.

Case Analysis and supplemental Case remarked by Ms. Pineda and seconded by Ms. Abassi to reasonable cause the respondents discriminated against the complainant by offering discriminatory terms and conditions hased upon race. The motion passed unanimously. Members were Abassi, Bower, Johnson, Jones, Moiz, Perry,

Departure of Board Member 2021-00130, the Board reviewed the record which consisted of

In the matter of Jean Morris v. Chesterfield Square Mutual Homes Inc., Drucker & Falk LLC, and Sonya Collins, REB File Number 2019-02327, the Board reviewed the record which consisted of the Final Investigative Report, Case Analysis and Official Consultation of the Attorney General. Josh David, attorney for the respondents, was present and addressed the Board.

At 11:12 A.M., Ms. Pineda offered a motion which was

Arrival of Board Member

**Ronald and Shirley** Johnson v. CGC Sun Union Maple Bay, LLC and Mission Rock Residential, LLC, REB File Number 2021-00076

Latoya Willis v. 621 N. Payne Street, LLC and Van Metre

Member

Jean Morris v.

Chesterfield Square

Mutual Homes Inc., LLC, and Sonya Collins, REB File Number 2019-02327

**Closed Session** 

seconded by Mr. Moiz, that the Board meeting be recessed and that the Real Estate Board immediately reconvene in closed meeting for the purpose of consultation with legal counsel and briefings by staff members pertaining to actual of plitigation as permitted by \$2.2-3711.A.7 of the Code of Vinginia. The following non-members will be in attendance to reasonably aid the consideration of the topic: Thomas Payne, Alitigation as perm.

Winginia. The following non-memoris ...

Teasonably aid the consideration of the topic: Thomas rayne,

Helen Hardiman, Liz Hayes, Loraine Schroeder and Deanda

This motion is made with respect to the matter(s) identified as agenda item(\$);

## Fair Housing Cases Item #6. – File Number 2019-02327 – Jean Morris v. Drucker Falk, LLC, Chesterfield Square Mutual Homes Inc. and Sonya Collins

At 11:36 A.M., a motion was made by Mr. Moiz and seconded by Ms. Piland that the Board recovene in open session.

WHEREAS, the Real Estate Board has convened a closed meeting on this date pursuant to an affirmative recorded vote in accordance with the provisions of the Virginia Freedom of Information Act: and

WHEREAS, §2.2-3712 of the Code of Virginia requires a certification by this Real Estate Board that such closed recting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Real Estate Board hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Real Estate Board.

VOTE: 7-0

AYES: Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

NAYS: None.

**Certification** 

esting Constituted as regulation or official Board position.

ABSENT DURING THE VOTE: None.

File Number 2019-02327, the Board reviewed the reconstruction of the Attorney General. Josh David, attorney for the respondents, was present and addressed the Board. A motion was made by Mr. Moiz and seconded by Ms. Bower to find no reasonable cause the respondents discriminated against the complainant by interfering with complainant's fair housing rights. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

Jean Morris v. **Chesterfield Square Mutual Homes Inc.**, **Drucker & Falk** LLC, and Sonva Collins, REB File Number 2019-02327

In the matter of Othelia Young v. The Franklin Johnston Group Management & Development LLC and Fountain Park Apartments LP, REB File Number 2021-02200, a motion was made by Ms. Pineda and seconded by Ms. Bower to approve the terms of the conciliation agreement as agreed to by the parties. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones Moiz, Piland

and Pineda.

In the matter of Zakiya O. Mabery v. Van Metre Kensington Place, LLC and Van Metre Management Company, LLC, REB File Number 2021-01955, a motion was made by Ms. Pineda and seconded by Mr. Moiz to approve the terms of the conciliation agreement as agreed to by the parties. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

Tom Payne gave the Board a litigation update. No action was taken by the Board.

The Board recessed from 11:50 a.m. to 11:59 a.m.

Ms. Martine went through the names on the board meeting sign in sheet asking each person who signed it if they wanted to address the board. She then told these individuals that they would have the opportunity to speak when their agenda item was called.

Othelia Young v. The Franklin Johnston **Group Management** & Development LLC and Fountain Park **Apartments LP, REB** File Number 2021-**02200** 

Zakiya O. Mabery v. Van Metre Kensington Place, LLC and Van Metre **Management** Company, LLC, **REB föle Number** Litigation update

**Attendance** 

Nancy Chen addressed the Board to appeal her license expiration. No action was taken by the Board.

In the matter of File Number 2021-01235, Ahmad Shoib In the matter of Abbasi, the Board reviewed the record ...

Abbasi, the Board reviewed the record ...

application file, transcript, and exhibits from the Informal Fact
Finding Conference, and the Summary of the Informal Fact
Conference of the presiding officer. Ahmad Shoib

The Ms. Piland to motion was made by Mr. Moiz and seconded by Ms. Piland to accept the recommendation contained in the Summary of the Fact-Finding Conference (IFF) and, after Informal consideration of the criteria contained in §54.1-204.B of the Code of Virginia approve Mr. Abbasi's application for a real estate salesperson's license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

> In the matter of File Number 2021-01303, Angela Marie Pope, the Board reviewed the record which consisted of the application file, transcript, and exhibits from the Informal Factnding Conference
> ope, applicant, was present a...
> vas made by Mr. Moiz and seconded of the recommendation contained in the Summary of the recommendation contained in the Summary of the recommendation contained in \$54.1-204.B of the Code of Virginia, approve Ms. Pope's application for a real estate salesperson's license, subject to an agreement for licensure for a period of one wherein Ms. Pope and her broker will provide quarterly ard. The motion passed unanimously. Members
>
> Bower, Johnson, Jones, Moiz, Piland
>
> \*\*Bovell,
>
> File Number 202101553, Brandi Mo Finding Conference, and the Summary of the Informal Fact-

Finding Conference, and the Summary of the Informal Fact-Finding Conference of the presiding officer. A motion was made by Mr. Moiz and seconded by Ms. Pineda to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference (IFF) and, after consideration of the criteria contained in §54.1-204.B of the Code of Virginia approve Ms. Bovell's application for a real estate salesperson's **Public Comment** 

File Number 2021-01235, Ahmad Shoib Abbasi

File Number 2021-01303, Angela Marie Pope

File Number 2002.
01553, Brandi Mostalo Position

license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and

Pineda.

In the matter of File Number 2021-01304, Lance Dennis

Wolff, the Board reviewed the record which consisted of the application file, transcript, and exhibits from the Informal Fact
Conference, and the Summary of the Informal Fact
1:22 officer. A motion was Application file, transcript, and exhibits from the Informal Fact-finding Conference, and the Summary of the Informal Factmade by Ms. Pineda and seconded by Ms. Bower to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference (IFF) and, after consideration of the criteria contained in §54.1-204.B of the Code of Virginia approve Mr. Wolff sapplication for a real estate salesperson's license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

File Number 2021-01304, Lance Dennis Wolff

In the matter of File Number 2021-00883, Robert Alfred Cunningham, Jr., the Board reviewed the record which consisted of the application file, transcript, and exhibits from the Informal Fact-Finding Conference, and the Summary of the Informal Fact-Finding Conference of the presiding officer. Robert Alfred Cunningham, Jr., applicant, was present and addressed the Bounseconded by Ms. Bower to an contained in the Summary of the Information Conference (IFF) and, after consideration of the criteria contained in §54.1-204.B of the Code of Virginia approve Mr. Cunningham's application for a real estate salesperson's motion passed unanimously. Members voting addressed the Board. A motion was made by MroMoiz and

File Number 2021-00883, Robert Alfred Cunningham, Jr.

In the matter of File Number 2021-00884, Christopher Lee Chambers, the Board reviewed the record which consisted of the application file, transcript, and exhibits from the Informal Fact-Finding Conference, and the Summary of the Informal Fact-Finding Conference of the presiding officer. A motion was made by Ms. Pineda and seconded by Ms. Bower to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference (IFF) and, after consideration of the criteria contained in §54.1-204.B of the Code of Virginia approve Mr. Chambers' application for a real estate salesperson's license. The motion passed unanimously.

File Number 2021-00884, Christopher Lee Chambers

Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

In the matter of File Number 2021-00878, Rodny Santiago In the matter of Interpretation of the Informal Factories Conference of the presiding officer. A motion was accorded by Mr. Moiz to reject the Informal Factories of the Informal Factories Conference of the presiding officer. Fact-Finding Conference (IFF) and instead deny Mr. Carrera's application for a salesperson's license based upon the record. After review of the facts, the information obtained at the Informal Fact-Finding Conference, and in consideration of the criteria contained in \$54.1-204.B of the Code of Virginia, the Board determined it could not protect the health, safety and welfare of the public due to the relationship of the crime to the purpose for requiring a license and agreed it would be negligent to grant a license and voted to deny the license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

File Number 2021-00878, Rodny Santiago Carrera

the matter of File Number 2021-01233, Jonathan Rope.

Koslop, the Board reviewed the record which consisted of the application file, transcript, and exhibits from the Informal FactFinding Conference, and the Summary of the Informal Factading Conference of the presiding officer. A motion was

""Moiz and seconded by Ms. Bower to accept the adianation of the afthe Code of Virginia
"ate salesperson's voting"

"The Code of Virginia"

In the matter of File Number 2021-00882, Taurus Finley **Dean, Sr.**, the case was deferred to the next Board meeting.

File Number 2021-00882, Taurus Finley Dean, Sr.

In the matter of File Number 2021-00718, Michael Paul

File Number 2021-

**Elledge**, the Board reviewed the record which consisted of the application file, transcript, and exhibits from the Informal Fact-Finding Conference, and the Summary of the Informal Fact-Finding Conference of the presiding officer. A model of the presiding offi recommendation contained in the Summer Fact Finding Conference (IFF) and, after consideration of the Code of Virginia Contained in §54.1-204.B of the Code of Virginia Mr. Elledge's application for a real estate salesperson's Piland and "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

00718, Michael Paul Elledge

File Number 2018-00425, Elizabeth Marshall Powell, t/a Elizabeth M. Powell

In the matter of File Number 2018-00425, Elizabeth Marshall **Powell, t/a Elizabetho M. Powell**, the Board reviewed and reconsidered the record which consisted of the investigative file, transcript, and exhibits from the Informal Fact-Finding Conference, and the Summar of the Informal Fact-Finding Conference of the presiding Boar@member. Elizabeth Marshall Powell, respondent, Thomas Powell, witness, and Richard orsey,
dressed the Bo...
conded by Ms. Bower and seconded by Ms. Bower and seconded by Ms. Bower and seconded by Ms. Abassi a monetary

Power and seconded by Ms. Abassi a monetary

Count 1,

Office Board's 2015 Regulations, a violation of 18 VAC 135-20-180.A.2

Of the Board's 2015 Regulations, a violation of 18 VAC 135-20-180.A.2

Of the Board's 2015 Regulations and a violation of 18 VAC 135-20-260.12.b (Count 4) of the Board's 2015 Regulations. The motion passed unanimously. Members

Sing "Yes" were Abassi, Bower, Johnson, Jones, Piland and

Power and seconded by Ms. Abassi a monetary

Count 1, Thorsey, attorney for the respondent, were present and

Board also imposes the following sanctions: For violation of Counts 1-4, Powell's license is placed on probation and required to complete three (3) classroom hours of Board-approved continuing education pertaining to Escrow Management, two (2) classroom hours of Board-approved education pertaining to

Real Estate Board Regulations, and three (3) classroom hours of Board-approved education related to Brokerage and Agency Contract Responsion.

a classroom. Further, Powell shall provide evidence acceptant to the Board that Powell has successfully completed the course(s) within six (6) months of the effective date of the Order. The above-referenced continuing education hours will towards any continuing education requirements, if Contract Responsibilities. Such course(s) shall be completed in To the Board Line Course(s) within six (6) months of the Course(s) within six (6) months of the Course The above-referenced continuing education hours with potential towards any continuing education requirements, if the course to amend the sanctions to include and to keep the revocation of Ms. Powell's salesperson license and to keep the monetary penalties as recommended. The change in the recommendation is due to the length of time the violations occurred and the nature of the violations including falsifying documents. Ms. Bower and Ms. Abassi agreed to the amendments in the substitute motion. Ms. Jones made a motion to amend the substitute motion for the sanctions to be revocation of license, and the continuing education as recommended but to not impose any monetary penalties. Ms. Piland agreed to these amendments. Ms. Bower and Ms. Abassi agreed to the amended substitute motion. The amended substitute motion is revocation of intervocation per tail in provide and Agency Contract Responsibilities. Such course(s) shall be completed in a classroom. Further, Powell intervocation per tail provide evidence acceptable to the Board that Powell has intervocation of the Order. The above-referenced will not count towards any if applicable, for renewal, and unanimously.

Jones,

Richard Thorsey, attorney for the respondent. Mr. Thorsey requested Mr. Moiz recuse himself due to comments Mr. Moiz made at the January 23, 2020, board meeting regarding this matter. While there was no objective offering of an actual or apparent conflict of interest with regard to Mr. Moiz's prior

actions, Mr. Moiz chose to recuse himself out of an abundance of caution.

In the matter of File Number 2020-02303, David Lindsay In the matter of the Kabler, the Board reviewed the record which consisted of the investigative file, transcript, and exhibits from the Informal Fact Finding Conference, and the Summary of the Informal Conference of the presiding Board member. A Fact-Finding Conference, and the Summary of the Information was made by Ms. Piland and seconded by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Information was made by Mr. Moiz to 135-20-180.B.1 (Count 1) of the Board's 2020 Regulations. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Moiz, Piland and Pineda

> A motion was made by Ms. Piland and seconded by Mr. Moiz to reject the recommendation contained in the Summary of the Informal Fact-Finding Conference and instead impose a monetary penalty of \$700.00 for the violation contained in Count 1, for a total of \$700.00. In addition, for violation of Count 1, Kabler's license is placed on probation for six (6) urs of Board-a<sub>P1</sub>
> scrow Management. Such assroom. Further, Kabler shall pictone Board that Kabler has successfully composite towards any continuing education requirements, if applicable, for renewal, reinstatement, or activation. The Board amended the recommended sanction to increase the monetary penalty and add probation and post license education based on Kabler's alinary action. The motion passed unanimously.
>
> \*\*Tos" were Abassi, Bower, Johnson, Moiz,
>
> \*\*Johnson, Moiz,
>
> \* months and will be required to complete three (3) classroom

investigative file, transcript, and exhibits from the Informal Fact-Finding Conference, and the Summary of the Informal Fact-Finding Conference of the presiding Board member. A motion was made by Mr. Moiz and seconded by Ms. Piland to find a violation of 18 VAC 135-20-300.6 (Count 1) of the File Number 2020-02303, David Lindsay Kabler

**Edwin Close** 

Board's 2015 Regulations. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Moiz,

Piland and Pineda.

A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference to impose a monetary of \$600.00 for the violation contained in Count 1, for a Informal Fact-Finding Conference to impose a more peralty of \$600.00 for the violation contained in Count 1, for a more contained in Count 1, Close's contained to the contained license is placed on probation for six (6) months and required to complete (6) classroom hours of Board-approved post education pertaining to Contract Writing. Such course(s) shall be completed in a classroom. Further, Close shall provide evidence acceptable to the Board that Close has successfully completed the course within six (6) months of the effective date of the Order. The above-referenced continuing post-license education hours will not occur towards any continuing if applicable, for education requirements, reinstatement, or activation. The anotion passed unanimously. Members voting "Yes" were Abassic Bower, Johnson, Moiz, Piland and Pineda.

s the presiding Board in articipate in the discussion in this ...

In the matter of File Number 2020-02510, Micno-Wheeler, the Board reviewed the record which consisted on investigative file, transcript, and exhibits from the Informal Fact-Finding Conference, and the Summary of the Informal Fact-Finding Conference of the presiding Board member.

\*Gehelle Renea Wheeler, respondent, was present and the Board. A motion was made by Mr. Moiz and the Board. A motion was made by Mr. Moiz and the Board. A motion of \$54.1-2137.B

\*\*Confidence of the presiding Board member. The Board of the Board's Members of the Board's M

to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference to impose a monetary penalty of \$400.00 for the violation contained in Count 1, \$1,850.00 for the violation contained in Count 2, and \$600.00 for the violation contained in Count 3, for a total of \$2,850.00.

In addition, for violations of Counts 2 and 3, the Board imposed revocation of Wheeler's broker license and simultaneous issuance of a salesperson's license, effective on the date of execution of the Order. In addition, for violations of execution of the Order. In addition, for violations of execution of 32, and 3, Wheeler's license is placed on probation for six (6) months. The terms of the probation shall be: 1) For violation of Count 1, Wheeler is required to complete three (3) classroom months. The terms of the probation such that Wheeler is required to complete three (3) classroom hours of Board-approved post-license education pertaining to Law. Further, Wheeler shall provide evidence that Wheeler has successfully completed the course(s) within six (6) months of the effective date of the Order. The above-referenced continuing post-license education hours will not count towards any continuing applicable, for requirements, if reinstatement, or activation. 2) For violation of Count 2, Wheeler is required to complete six (6) classroom hours of Board-approved post-licens education pertaining to Contract Writing. Further, Wheeler shalf provide evidence acceptable to the Board that Wheeler has Successfully completed the course(s) within six (6) months of the effective date of the der. 11...
urs will not
quirements, if applicate.
stivation. 3) For violation of Com.
omplete three (3) classroom hours of Bom.
icense education pertaining to Ethics and Stan.
Conduct. Further, Wheeler shall provide evidence acceptable the Board that Wheeler has successfully completed the course(s) within six (6) months of the effective date of the Order. The above-referenced continuing post-license education
"I'VI will not count towards any continuing education
"I'VI passed unanimously. Members voting Moiz, Piland and Pineda.

"I'VI member who
"You or "Official Board Proposition."

"The provided Head of the County of the course of the County of the course of the County of the course of the County of the Co Order. The above-referenced continuing post-license education

**Morgan**, the case was deferred to the next Board meeting.

In the matter of File Number 2020-02847, Sadie Ann Arseneault, t/a Sadie Home LLC, the Board reviewed the

00142, John Patrick **Morgan** 

<u>File Number 2020-</u> <u>02847, Sadie Ann</u>

record which consisted of the Notice of Prima Facie Case, Findings, including exhibits, Recommendation. A motion was seconded by Ms. Pineda to find a violation of 18 VAC 135-20-310.2 (Count 1) of the Board's 2015 Regulations. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

A motion was made by Mr. Moiz and seconded by Ms. Bower to count 1 for a total of

\$600.00 for violation contained in Count 1, for a total of \$600.00. In addition, for violation of Count 1, Arseneault shall be placed on probation for a period of six months and required to complete three (3) classroom hours of Board-approved continuing education pertaining to Escrow Management. Such course(s) shall be completed in a classroom. Further, Arseneault shall provide evidence acceptable to the Board that Arseneault has successfully completed the course(s) within six (6) months of the effective date of the Order. The above-referenced continuing education hours will not count towards any continuing education requirements, if applicable, for renewal, reinstatement, or activation of a license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

Ms. Johnson turned the position of Chair over to Mr. Moiz and recused herself from the meeting.

In the matter of File Number 2021-00766, Judy F. Woten, the Board reviewed the Consent Order as seen and agreed to by Ms. Woten. A motion was made by Ms. Bower and seconded by Ms. Abassi to accept the proposed Consent Order offer wherein Woten admits to a violation of 18 VAC 135-20-300.9 (Count 1) of the Board's 2015 Regulations, and agrees to a monetary penalty of \$1,200.00 for the violation contained in Count 1, as well as \$150.00 in Board costs, for a total of \$1,350.00. In addition, Woten agrees to complete at least three (3) classroom hours of Board-approved continuing education pertaining to Real Estate Contracts and provide proof of attendance and completion within six (6) months of the effective date of the Order. It is acknowledged that satisfactory completion of the above-referenced continuing education hours will not count towards any continuing education requirements, if applicable, for renewal or reinstatement of license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower,

## Arseneault, t/a Sadie **Home LLC**

**Transfer of Chair** 

File Number 2021-00766, Judy F. Woten

Lotes.
Sulation of Official Board Position.

Jones, Moiz, Piland and Pineda.

As the Board menot vote or participate in the discussion.

Mr. Johnson returned and assumed the position of Chair.

In the matter of File Number 2021-00534, Alva John Edwin Clever, t/a Edwin Clever, the Board reviewed the Consent modern to by Mr. Clever. Lawrence Marshall, II, and Barrie Bowers, attorneys for the respondent, were present and addressed the Board. A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Clever admits to a violation of a violation of 18 VAC 235-20-260.11 (Count 1) of the Board's 2015 Regulations, and a violation of 18 VAC 135-20-260.11.e (Count 2) of the Board's 2015 Regulations, and agrees to a monetary penalty of \$1,400.09 for the violation contained in Count 1, \$1,500.00 for the violation contained in Count 2, as well as \$150.00 in Board costs, forca total of \$3,050.00. In addition, for violation of Counts 1 and 2, Clever agrees to complete at least six (6) classroom hours of Board-approved Ost-lice...
Regulations and proceed the completion within six (6) monumers of the course (s) must be completed in contract acknowledged that satisfactory completion of the course (s) must be completed in contract acknowledged that satisfactory completion of the course (s) must be completed in contract acknowledged that satisfactory completion of the course (s) must be completed in contract acknowledged that satisfactory completion of the course (s) must be completed in contract acknowledged that satisfactory completion of the course (s) must be completed in contract acknowledged that satisfactory completion of the course (s) must be completed in contract acknowledged that satisfactory completion of the course (s) must be completed in contract acknowledged that satisfactory completion of the course (s) must be completed in contract acknowledged that satisfactory completion of the course (s) must be completed in contract acknowledged that satisfactory contract acknowledged that satisfactory contract acknowledged that satisfactory contract acknowledged that satisfactory contract post-license education pertaining to Real Estate Law and

In the matter of File Number 2020-01214, Barbara Z. Wilhelm, the Board reviewed the Consent Order as seen and agreed to by Ms. Wilhelm. A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Wilhelm admits to a violation of a violation of 18 VAC 135-20-165.5 (Count 1) of the Board's 2015 Regulations, a violation of 18 VAC 135-20-165.4 (Count 2) of the Board's 2015 Regulations, and agrees to a monetary penalty of \$500.00 for the violation contained in Count 1, \$750.00 for

**Transfer of Chair** 

File Number 2021-**00534, Alva John** Edwin Clever, t/a **Edwin Clever** 

File Number 2020<sub>5</sub>
01214, Barbara Z.

the violation contained in Count 2, as well as \$150.00 in Board costs, for a total of \$1,400.00. In addition, for violation of Counts 1 and 2, Wilhelm agrees to complete at least roun (), classroom hours of Board-approved continuing education pertaining to Broker Management and Supervision and provide proof of attendance and successful completion within six (6) months of the effective date of the Order. The course(s) must be proof of attendance and succession completed in the classroom. It is acknowledged that satisfactory continuing education hours continuing education requirements, if applicable, for renewal or reinstatement of license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz and Piland.

As the Board member who reviewed the file, Ms. Pineda did not vote or participate in the discussion in this matter.

In the matter of File Number 3021-00691, Pradeep Kumar Reddy Peddakkagari, t/a Pradeep Peddakkagari, the Board reviewed the Consent Order as seen and agreed to by Mr. Idakkas

Mr. Moiz to
nerein Peddakkagari adm...

90.D.1 (Count 1) of the Board's 20
3 a monetary penalty of \$300.00 for the viologo a monetary penalty of \$450.00. In addition, Peddakkagari agrees to complete at the country of the country o Peddakkagari. A motion was made by Ms. Bower and seconded

As the Board member who reviewed the file, Ms. Piland did not vote or participate in the discussion in this matter.

In the matter of File Number 2020-02870, Edwin Joseph Daniel, the Board reviewed the Consent Order as seen and

File Number 2021-<u>00691, Pradeep</u> **Kumar Reddy** Peddakkagari, t/a

File Number 2020-

02870, Edwin Joseph

agreed to by Mr. Daniel. A motion was made by Ms. Bower and seconded by Mr. Moiz to accept the proposed Consent Order offer wherein Daniel admits to a violation of 12 260.12.b (Count 1) of the Board's 2015 Regulations, a violation control of 12 3/4 C 135-20-260.12.e (Count 2) of the Board's 2015 Regulations, and a violation of \$34.1-2...

Regulations, and a violation of \$34.1-2...

Regulations, and a violation of \$2,300.00

Regulations, and a violation of \$34.1-2...

Regulations, and a violation \$4,100.00. In addition, for violation of Counts 1 and 2, Daniel revocation of license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz and Pineda.

> As the Board member who reviewed the file, Ms. Piland did not vote or participate in the discussion in this matter.

In the matter of File Number 2020-02318, Aaron Edward Davis, the Board reviewed the Consent Order as seen and reed to conded by Mr.

fer and instead offer a red limits to a violation of §54.1-2133.A.6 (conf Virginia, a violation of §54.1-2133.A.6 (conf Virginia, and a violation of 18 VAC 135-20-260...

3) of the Board's 2015 Regulations, and agrees to a money penalty of \$500.00 for the violation contained in Count 2, \$2,000.00 for the violation contained in Count 2, \$2,000.00 for the violation contained in Count 3, as well as \$150.00 in Board least the number of classroom hours, as specified least t agreed to by Mr. Davis. A motion was made by Ms. Piland and

- Industry Issues and Trends pertaining to Property Management; and
- For violation of Count 3, three (3) hours pertaining to Agency

In addition, for violation of Count 3, Davis agrees to a one (1)

Daniel

File Number 2020-02318, Aaron **Edward Davis** 

year probation of his license as of the effective date of the Order. During the one (1) year probation, Davis agrees to comply with the regulation.

Board, on a quarterly basis

Board, a written statement from Davis and more
that Davis is in compliance with the regulations of the Real
Estate Board. Further, Davis agrees to revocation of his broker's
nature of the violation. Mr. Davis has

for or the case will be sent Board, a written.

That Davis is in compliance with the Estate Board. Further, Davis agrees to revocation of his broker.

License with simultaneous issuance of a salesperson's license the egregious nature of the violation. Mr. Davis has a counter offer, or the case will be sent to an Informal Fact-Finding Conference. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

> In the matter of File Number 2021-00275, Meghan Virginia Hicks, the Board reviewed the Consent Order as seen and agreed to by Ms. Hicks. A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Hicks admits to a Polation of 18 VAC 135-20-310.1 (Count 1) of the Board's 2015 Regulations, and agrees to a monetary penalty of \$450.00 for the violation contained in Count 1, as well as \$150.00 in Board costs, for a total of \$600.00. In addition, for the violation of Count 1, Hicks agrees to complete at least three (3) classroom hours of Boardapproved common.
>
> Contracts and provide proof of within six (6) months of the effective date of the above-referenced continuing education hours will not count towards and continuing education requirements, if applicable, for any continuing education requirements, if applicable, for "Yes" were Abassi, Bower,

In the matter of File Number 2020-00121, Angela Link **Jordan**, the Board reviewed the Consent Order as seen and agreed to by Ms. Jordan. A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Jordan admits to a violation of §54.1-2137.B.1 (Count 1) of the *Code of Virginia*, a violation of §54.1-2133.A.5 (Count 2) of the *Code of Virginia*, a violation of 18 VAC 135-20-260.11.g (Count 3) of the Board's 2015 Regulations, and a violation of §54.1-2131.A.1 (Count 4) of the *Code of Virginia*, and agrees to a monetary penalty of \$500.00 for the violation contained in Count 1, \$500.00 for the violation contained in

File Number 2021-00275, Meghan Virginia Hicks

File Number 2020-00121, AngelæLink ORTO POSITION. Jordan

Count 2, \$500.00 for the violation contained in Count 3, and \$1,200.00 for the violation contained in Count 4, as well as \$150.00 in Board costs, for a total of \$2,850.00. In addition, Jordan agrees to complete at least the number of characteristics, as specified below, of Board-approved continuing education and provide proof of attendance and successful completion to the Board within six (6) months of the effective hours, as specification and provide proof or acceptance of the Board within six (6) months of the energy date of the Order. The course(s) must be completed in the specific order.

- For violation of Counts 1 and 4, three (3) hours pertaining to Real Estate Contracts; and
- For violation of Counts 2 and 3, three (3) hours pertaining to Ethics and Standards of Conduct.

It is acknowledged that satisfactory completion of the abovereferenced continuing education hours will not count towards any continuing education requirements, if applicable, for renewal or reinstatement of license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda

the matter of File

atifaha Boone, t/a Shequandra

ne Consent Order as seen and agreed to
notion was made by Mr. Moiz and seconded by Mrs.

accept the proposed Consent Order offer wherein Boone & the code of Virginia, and agrees to a monetary penalty of \$500.00 for the violation contained in Count 1, as well as \$150.00 in Board

""" s, for a total of \$650.00. In addition, for violation of Count

""" ees to complete at least three (3) classroom hours

""" ontinuing education pertaining to Escrow

""" of attendance and successful

""" classroom. It is
"" above"" aboveunanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

In the matter of File Number 2021-00443, Ashley Brooke **Edge**, the Board reviewed the Consent Order as seen and agreed

File Number 2021-00443, Ashley

to by Ms. Edge. A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Edge admits to a violation of §54.1-2132.A.4 (Count 1) of the Coue of 1300.6 (Count 2) of the Board's 2013 Regard at monetary penalty of \$500.00 for the violation contained in Count 1, \$600.00 for the violation contained in Count 2, as well \$150.00 in Board costs, for a total of \$1,250.00. In addition, at least the number of classroom hours, 300.6 (Count 2) Carponetary penalty of \$500.00 tor the Count 1, \$600.00 for the violation contained in Count 2, as well as \$150.00 in Board costs, for a total of \$1,250.00. In addition, workers to complete at least the number of classroom hours, and complete at least the number of classroom hours, and complete to complete at least the number of classroom hours, and complete to the complete to th and provide proof of attendance and successful completion to the Board within six (6) months of the effective date of the Consent Order. The courses must be completed in the classroom.

- For violation of Count Pothree (3) hours pertaining to Escrow
- Management; and
   For violation of Count 2, three (3) hours pertaining to Real

It is acknowledged that satisfactory completion of the abovereferenced continuing education hours with not count towards any continuing education requirements, in applicable, for renewal or reinstatement of license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

In the matter of File Number 2021-00322, Jaclyn Pique, t/a Jackie Pique, the Board reviewed the Consent Order as seen and agreed to by Ms. Pique. A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Pique admits to a violation of §54.1-2131.A.4 (Count 1) of the Code of Virginia, and agrees to a monetary penalty of \$500.00 for the violation contained in Count 1, as well as \$150.00 in Board costs, for a total of \$650.00. The monetary penalty stated above, except to the extent modified below, is required within six (6) months of the effective date of the Order. In addition, for violation of Count 1, Pique agrees to complete at least three (3) classroom hours of Board-approved continuing education pertaining to Escrow Management and Real Estate Contracts and provide proof of attendance and successful completion within six (6) months of the effective date of the Order. The course(s) must be completed in the classroom. The Board agrees to waive the above \$500.00 monetary penalty for Count 1 should Pique complete these

#### **Brooke Edge**

File Number 2021-00322, Jaclyn Pique, t/a Jackie Pique

t/a.

requirements within the six (6) month period. It is acknowledged that satisfactory completion of the abovereferenced continuing education any continuing education requirements, if applicable, for renewal or reinstatement of license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

In the matter of File Number 2021-00608, Denise Marie Tawking the Board reviewed the Consent Order as seen and

agreed to Mr. Hawkins. A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Hawkins admits to a violation of §54.1-2132.A.4 (Count f)of the Code of Virginia, and agrees to a monetary penalty of \$500.00 for the violation contained in Count 1, as well as \$150,00 in Board costs, for a total of \$650.00. In addition, for violation of Count 1, Hawkins agrees to complete at least three (3) classroom hours of Boardapproved continuing education pertaining to Real Estate Contracts and provide proof of attendance and successful completion within six (6) months of the effective date of the Order. The course(s) must be completed in the classroom. It is acknowledged that satisfactory completion of the abovereferenced continuing education hours will not count towards any continuing education requirements, if applicable, for renewal or reinstatement of license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

In the matter of File Number 2021-01007, Tammy Ann Busche, t/a Tammy Busche, the Board reviewed the Consent Order as seen and agreed to by Ms. Busche. A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Busche admits to a violation of 18 VAC 135-20-260.11.g (Count 1) of the Board's 2015 Regulations, and agrees to a monetary penalty of \$500.00 for the violation contained in Count 1, as well as \$150.00 in Board costs, for a total of \$650.00. In addition, Busche agrees to complete at least three (3) classroom hours of Board-approved continuing education pertaining to Escrow Management and provide proof of attendance and completion within nine (9) months of the effective date of the Order. It is acknowledged that satisfactory completion of the above-referenced continuing education hours will not count towards any continuing education requirements, if applicable, for renewal or

File Number 2021-00608, Denise Marie **Hawkins** 

File Number 2021-01007, Tammy Ann

Busche,
Busche,

Of Official Board Position.

reinstatement of license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones,

Moiz, Piland and Pineda.

In the matter of File Number 2021-00811, James Patrick Rooch, the Board reviewed the Consent Order as seen and agreed to by Mr. Enoch. A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the proposed Consent Order wherein Enoch admits to a violation of §54.1-2132.A.4 (Count D) of the Code of Virginia, and agrees to a monetary penalty of \$500.00 for the violation contained in Count 1, as well as \$150,000 in Board costs, for a total of \$650.00. In addition, for violation of Count 1, Enoch agrees to complete at least three (3) classroom hours of Board-approved continuing education pertaining to Escrow Management and provide proof of attendance and successful completion within six (6) months of the effective date of the Order. The course(s) must be completed in the classroom. It is acknowledged that satisfactory completion of the above-referenced continuing education hours will not count towards any continuing education requirements, if applicable, for renewal or reinstatement of license. The

application passed unboassi, Bower, Johnson, and agreed Berg. A motion was made by Mr. Moiz and seconded by Bower to accept the proposed Consent Order offer wherein Berg admits to a violation of 18 VAC 135-20-260.11.i (Country 1) of the Board's 2015 Regulations, and agrees to a monetary malty of \$850.00 for the violation contained in Count 1, as 150.00 in Board costs, for a total of \$1,000.00. In 1 ation of Count 1, Berg agrees to complete 1 aurs of Board-approved continuing 1 and above-referenced continuing education hours will not count towards any continuing education requirements, if applicable, for renewal or reinstatement of license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

File Number 2021-00811, James Patrick Enoch

In the matter of File Number 2021-01000, Atika Zainab Virk, t/a Atika Virk, the Board reviewed the Consent Order as seen and agreed to by IVIS. VIII...
and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Virk admits to a violation of 18 VAC 13520-210 (Count 1) of the Board's 2015 Regulations, and agrees to a monetary penalty of \$550.00 for the violation contained in as well as \$150.00 in Board costs, for a total of Order ofter where 20,210 (Count 1) of the Board's 2010 100 to a monetary penalty of \$550.00 for the violation contained in Count 1, as well as \$150.00 in Board costs, for a total of In addition, for the violation of Count 1, Virk agrees (3) classroom hours of Board-Fithics and approved continuing education pertaining to Ethics and Standards of Conduct and provide proof of attendance and completion within six (6) months of the effective date of the Order. The course somust be completed in the classroom. It is acknowledged that satisfactory completion of the abovereferenced continuing education hours will not count towards any continuing education requirements, if applicable, for renewal or reinstatement of dicense. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

File Number 2021-01000, Atika Zainab Virk, t/a Atika Virk

the matter of ...

ostetter, the Board revie...

greed to by Ms. Hostetter. A mon...

nd seconded by Ms. Bower to accept the ...

Drder offer wherein Hostetter admits to a violation o...

135-20-260.11.g (Count 1) of the Board's 2015 Regulation.,

and agrees to a monetary penalty of \$500.00 for the violation contained in Count 1, as well as \$150.00 in Board costs, for a total of \$650.00. In addition, for the violation of Count 1,

The stetter agrees to complete at least four (4) classroom hours of review of attendance and completion and completion the classroom. It is reflective date of the Order. The reflective date of the Order. The reflective date of the above
towards

The classroom. It is reflective date of the order. The reflective date of the order. Johnson, Jones, Moiz, Piland and Pineda.

In the matter of File Number 2019-02123, Shelley Marie Dance, the Board reviewed the Consent Order as seen and agreed to by Ms. Dance. A motion was made by Mr. Moiz and

File Number 2019-02123, Shelley Marie **Dance** 

seconded by Ms. Bower to accept the proposed Consent Order offer wherein Dance admits to a violation of 18 VAC 135-20-260.11.g (Count 1) of the Board's 2015 Regulations, and agrees to a monetary penalty of \$500.00 for the violation contained in Count 1, as well as \$150.00 in Board costs, for a total of \$650.00. In addition, for the violation of Count 1, Dance agrees to complete at least three (3) classroom hours of Board-approved continuing education pertaining to Escrow within  $\Re(6)$  months of the effective date of the Order. The course(s) Paust be completed in the classroom. It is acknowledged that satisfactory completion of the abovereferenced continuing education hours will not count towards any continuing education requirements, if applicable, for renewal or reinstatement of license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Pilandand Pineda.

> In the matter of File Number 2020 2719, Thomas Eric Cobb, t/a Eric Cobb, the Board reviewed the Consent Order as seen and agreed to by Mr. Cobb. A motion was made by Mr. Moiz

Moyers, the Board reviewed the Consent Order as seen and agreed to by Mr. Moyers. A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Moyers admits to a violation of §54.1-2137.B (Count 1) of the *Code of Virginia*, and agrees to a monetary

File Number 2020-02719, Thomas Eric Cobb, t/a Eric Cobb

**01033, Dwayne Kevin Moyers** 

penalty of \$300.00 for the violation contained in Count 1, as well as \$150.00 in Board costs, for a total of \$450.00. In hours of Board-approved continuing education pertaining
Real Estate Contracts and provide proof of attendance and
successful completion within six (6) months of the effective
date of the Order. The course(s) must be completed in the addition, Moyers agrees to complete at least three (3) classroom Real Estate Completion within six (0) ...

National Real Estate Comple for renewator reinstatement of license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

> In the matter of Fife Number 2021-00788, Ivan Randal Hutchison, t/a Bubba Hutchison, the Board reviewed the Consent Order as seen and agreed to by Mr. Hutchison. A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Hutchison admits to a violation of 18 VAC 13520-260.11.g (Count 1) of the Board's 2015 Regulations, and agrees to a monetary penalty of \$500.00 for the violation contained in Count 1, as well as \$150.00 in Board costs, for a total of \$650.00 In addition, for he violation of classroom inceducation pertaining to Real Estate completed and completion within six (6) mondered and completion within six (6) mondered and completed and effective date of the Order. The course(s) must be completed and the classroom. It is acknowledged that satisfactory completion of the above-referenced continuing education hours will not any continuing education requirements, if the reinstatement of license. The motion are "Yes" were Abassi, the violation of Count 1, Hutchison agrees to complete at least

In the matter of File Number 2020-02835, Mondana Nicksolat, t/a Mandy Nicksolat, the Board reviewed the Consent Order as seen and agreed to by Ms. Nicksolat. A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Nicksolat admits to a violation of 18 VAC 135-20-190.C.2 (Count 1) of the Board's 2015 Regulations, and a violation of 18 VAC 135-20-190.E.2 (Count 2) of the Board's 2015 Regulations, and agrees to a monetary penalty of \$300.00 for the violation contained in Count 1, \$500.00 for the violation contained in

File Number 2021-00788, Ivan Randal Hutchison, t/a Bubba Hutchison

02835, Mondana
Nicksolat, t/a Mandy
Nicksolat File Number

Count 2, as well as \$150.00 in Board costs, for a total of \$950.00. In addition, for the violation of Counts 1-2, Nicksolat agrees approved continuing equal Agency and provide proof of attendance and continuing equal Agency and provide proof of attendance and continuing equal (6) months of the effective date of the Order. The course(8) must be completed in the classroom. It is acknowledged that completely completely and count towards any continuing equal to count towards and count towards are continuing equal to count towards any continuing equal to count towards and count towards are continuing equal to count towards and count towards and count towards are continuing equal to count towards and count towards are continuing equal to count towards are cont Agency and promises the effective date of the six (6) months of the effective date of the must be completed in the classroom. It is acknowledged that satisfactory completion of the above-referenced continuing of applicable, for renewal or the applicable, for renewal or the applicable, for renewal or the applicable. reinstatement of license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

> In the matter of File Number 2021-00749, Michelle Marie Dean, the Board reviewed the Consent Order as seen and agreed to by Ms. Dean. A motion was made by Mr. Moiz and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Dean admits to a violation of 18 VAC 135-20-260.11.g (Count 1) of the Board's 2015 Regulations, and a violation of vac igulations, and as e violation contained in contained in Count 2, as well as since the number of classroom hours, as specified below, approved continuing education and provide proof of attendance and successful completion to the Board within six (6) months of the effective date of the Order. The courses must be completed in the classroom.
>
> \*\*On of Count 1, three (3) hours pertaining to Escrow
>
> \*\*Two (2) hours pertaining to Real
>
> \*\*Talty for \* 18 VAC 135-20-310.2 (Count 2) of the Board's 2015

monetary penalty will be automatically imposed. It is acknowledged that satisfactory completion of the abovereferenced continuing education hours will not count towards any continuing education requirements, if applicable, for renewal or reinstatement of license. The motion passed

File Number 2021-00749, Michelle **Marie Dean** 

unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

Ms. Johnson turned the position of Chair over to Mr. Moiz and harself from the meeting.

Ms. Johnson turned the position of recused herself from the meeting.

In the matter of File Number 2020-00915, Russell Ashby

Lindy, III, the Board reviewed the Consent Order as seen and the Board. A motion was made by Ms. Piland and seconded by Ms. Bower to accept the proposed Consent Order offer wherein Lundy admits to a violation of 18 VAC 135-20-260.6 (Count 1) of the Board's 2015 Regulations, and a violation of 18 VAC 135-20-260.7 (Count 2) of the Board's 2015 Regulations, and agrees to a monetary penalty of \$800.00 for the violation contained in Count 2, as well as \$150.00 in Board costs, for a total of \$950.00. In addition, for violation of Count 1, Lundy agrees to revocation of his license. The Board shall waive imposition of the \$800.00 monetary penalty for Count 2 based on Orders for Restitution entered against Lundy on September 11, 2019, in the Circuit Court of Mecklenburg County which require him to pay restitution due in full by September 11, 2027, to make his victims whole for the offenses committed. The motion passed unanimously. Members vol...

Jones, Moiz, Piland and Pineda.

Due to potential conflict of interest, Ms. Johnson did not vote

and did not vote or participate in the discussion in this matter.

Pransfer of Chair

In the matter of File Number 2022-00087, Central Partners **Now, LLC,** the Board reviewed the record which consisted of an investigative report and affidavit.

At 1:40 P.M., Mr. Moiz offered a motion which was seconded by Ms. Piland, that the Board meeting be recessed and that the Real Estate Board immediately reconvene in closed meeting for the purpose of consultation with legal counsel and briefings by staff members pertaining to actual or probable litigation as permitted by §2.2-3711.A.7 of the Code of Virginia. following non-members will be in attendance to reasonably aid the consideration of the topic: Thomas Payne, Christine Martine, Bryan Youmans, Johnathan Darden and Mary Broz**Transfer of Chair** 

File Number 2020-00915, Russell Ashby Lundy, III

File Number 2022-00087, **Central** Partners Now, LLC Tal Board Position.

Closed Session

Vaughan.

This motion is made with respect to the matter(s) identified as

# agenda item(s): Real Estate Case Agenda Item #42. – File Number 2022 200687 – Central Partners Now, LLC

Real Estate Case Agenua...

20087 – Central Partners Now, LLC

At 1948 P.M., a motion was made by Mr. Moiz and seconded by Piland that the Board reconvene in open session. meeting on this date pursuant to an affirmative recorded vote in accordance with the provisions of the Virginia Freedom of Information Act; and 6

> WHEREAS, §2.2-3712 of the Code of Virginia requires a certification by this Real Estate Board that such closed meeting was conducted in conformity with Yirginia law;

> NOW, THEREFORE, BE IT RESOLVED that the Real Estate Board hereby certifies that, to the best of each member's knowledge, (i) only public business matters bawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Real Estate Board.

VOTE: 7-0

AYES: Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

NAYS: None.

ABSENT DURING THE VOTE:

ABSENT DURING THE MEETING: Davis and Perry.

In the matter of File Number 2022-00087, Central Partners **Now, LLC,** a motion was made Mr. Moiz and seconded by Ms. Bower to request the Office of the Attorney General file a petition to place Central Partners Now, LLC, into receivership. The motion passed unanimously. Members voting "Yes" were

Certification

JISSEG CONSTRUED AS TEQUIATION OF OFFICIAL BOARD POSITION. 00087, Central

Partners Now, LLC

Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

**Administrative Issues** 

The Board review.

No action was taken by the Board.

A motion was made by Mr. Moiz and seconded by Ms. Bower to file an exempt regulatory action to conform Real Estate and Statute by Chapter 426 of the 2021 Acts

Members voting to file an exempt regulatory action to conform Real Estate Passed unanimously. Members voting

Moiz. Piland and "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

> A motion was made by Mr. Moiz and seconded by Ms. Bower to file an exempt regulatory action to amend the relevant sections of the Fair Housing regulations, as presented to the Board, to conform to the changes made to the statute by Chapters 17 and 478 of the 2024 Acts of Assembly. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Pilandand Pineda.

> A motion was made by Mr. Moiz and seconded by Ms. Pineda to file an exempt regulatory action to amend the relevant sections of the Real Estate regulations to conform to the changes made to Code of Virginia by Chapter 550 of the 2021 Acts of Assembly. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

> The Board considered the request of Carol M. Jenkins, as executor to appoint herself to carry on the business of her late father, Latane T. Jenkins, who was the broker of Latane Jenkins Realty, for 180 days in order to close out the real estate business of Latane Jenkins Realty in accordance with §54.1-2109 of the Code of Virginia. A motion was made by Ms. Bower and seconded by Mr. Moiz to allow Carol M. Jenkins, to close out the real estate business of Latane Jenkins Realty in accordance with §54.1-2109 of the Code of Virginia. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

> A motion was made by Ms. Bower and seconded by Ms. Pineda to approve a continuing education waiver request pursuant to §54.1-2105.03.D of the *Code of Virginia* for Robert Canter, and grant Mr. Canter an extension of sixty (60) days to complete the

and construed as redulation or official Board position.

required continuing education to renew his broker's license. The motion passed unanimously. Members voting "Yes" were Abassi, Bower, Johnson, Jones, Moiz, Piland and Pineda.

The Board reviewed the following sections of the *Code of Virginia* to discuss proposed amendments to these code sections: §§54.1-2106.1, 54.1-2106.1.E, 54.1-2108.2 and 54.1sections: §§54.1-2106.1, 54.1-2106.1.E, 54.1-2100.2 and 2349.B.2. A motion was made by Mr. Moiz and seconded by The motion passed unanimously. Members voting "Yes" were Abassi, Bover, Johnson, Jones, Moiz, Piland and Pineda.

Ms. Bower departed the Board meeting at 2:07 P.M.

**Departure of Board** Member

**New Business** 

A motion was made by Mr. Moiz and seconded by Ms. Jones to delegate authority to staff togrant approval to the appropriate individuals in death of broker requests to conclude the business of the firm pursuant to §54.1-210% of the Code of Virginia. The motion passed unanimously. Members voting "Yes" were Abassi, Johnson, Jones, Moiz, Piland and Pineda.

There being no further business, the Board adjourned at 2:30 P.M.

Sharon Johnson, Chair

Mary Broz-Vaughan, Secretary

Pare nor to be construed as regulation or official Board position.

# Department of Professional and Occupational Regulation Statement of Financial Activity

## Real Estate Board 954640

2020-2022 Biennium August 2021

Paris As	Γ		Biennium-to-Date Comparison	
ACONENDA	August 2021 Activity	July 2018 - August 2019	July 2020 - August 2021	
Cash/Revenue Balance Brought Forward			(	
Cash/Revenue Balance Brought Forward Revenues Cumulative Revenues Board Expenditures Board Administration Administration of Exams Enforcement Legal Services Information Systems	426,580	5,041,377	5,242,378	
Cumulative Revenues			5,242,37	
Cost Categories:				
Board Expenditures	32,787	294,154	332,498	
Board Administration	96,431	1,347,306	1,278,382	
Administration of Exams	5,170	64,552	58,36	
Enforcement	88,877	1,419,163	1,289,09	
Legal Services	710,799	19,676	38,70	
Information Systems	109,823	1,027,535	922,17	
Facilities and Support Services	35,326	486,852	477,74	
Agency Administration	42,214	597,985	580,60	
Other / Transfers	0	719,610	719,45	
Total Expenses	421,428	<b>5</b> ,976,832	5,697,01	
Transfer To/(From) Cash Reserves	(23,700)	486,852 597,985 719,610 75,976,832	(491,68	
Ending Cash/Revenue Balance		\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	37,04 37,04 37,04 37,04 37,04 37,04 37,04	
			AL BOATO	
Cash Reserve Beginning Balance	2,180,160	0	2,648,14	
Change in Cash Reserve	(23,700)	0	(491,68	
Cash Reserve Ending Balance	2,156,460	0	2,156,46	

**Number of Regulants** 

Current Month	76,527
Previous Biennium-to-Date	74,021

## PERIMETER CENTER CONFERENCE CENTER EMERGENCY EVACUATION OF BOARD AND TRAINING ROOMS

(Script to be read at the beginning of each meeting.)

#### PLEASE LISTEN TO THE FOLLOWING INSTRUCTIONS ABOUT EXITING THE PREMISES IN THE EVENT OF AN EMERGENCY.

In the event of a fire or other emergency requiring the evacuation of the building, alarms will sound. When the alarms sound, leave the room immediately. Follow any instructions given by Security staff

## Board Room 1

Exit the room using one of the doors at the back of the room. Upon exiting the room, turn **RIGHT.** Follow the corridor to the emergency exit at the end of the hall.

Upon exiting the building, proceed straight ahead through the parking lot to the fence at the end of the lot. Wait there for further instructions;

## **Board Room 2**

Exit the room using one of the doors at the back of the room. (Point) Upon exiting the room, turn **RIGHT.** Follow the corridor to the emergency exit at the end of the hall.

Upon exiting the building, proceed straight ahead through the parking lot to the fence at the end of the lot. Wait there for further instructions.

You may also exit the room using the side door, turn **Right** out the door and make an immediate **Left**. Follow the corridor to the emergency exit at the end of the haft.

Upon exiting the building, proceed straight ahead through the parking lot to the fence at the end of the lot. Wait there for further instructions.

#### **Board Rooms 3 and 4**

Upon exiting the room, turn **RIGHT.** Follow the Exit the room using one of the doors at the back of the room. corridor to the emergency exit at the end of the hall.

Upon exiting the building, proceed straight ahead through the parking lot to the fence at the end of the lot. Wait there for further instructions.

Training Room 1

Exit the room using one of the doors at the back of the room. Upon exiting the room, turn LEFT. Follow the corridor

Upon exiting the building, proceed straight ahead through the parking lot to the fence at the end of the lot. Wait there for further instructions.

#### **Training Room 2**

Exit the room using one of the doors at the back of the room. Upon exiting the doors, turn **LEFT.** Follow the corridor to the emergency exit at the end of the hall.

Upon exiting the building, proceed straight ahead through the parking lot to the fence at the end of the lot. Wait there for further instructions.