

VIRGINIA FAIR HOUSING BOARD

MINUTES OF MEETING

December 2, 2003

The Fair Housing Board Meeting was held at the Department of Professional and Occupational Regulation, 3600 W. Broad Street, Richmond, Virginia 23230. The following Board members were present:

David B. Rubinstein
Nilkanth R. Bhatt
Cynthia Clare
Rhonda M. Harmon
Martin Maples
Laura N. Dupuy
Jim Schuyler

Board member not present:

Robert Ruais
Bill A. Adkins
E. James Lucas
Leon L. Scott

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

Louise Fontaine Ware, Director
Sandra Whitley Ryals, Chief Deputy Director
John Cancelleri, Fair Housing Administrator
Christine Martine, Executive Director
Liz Hayes, Fair Housing Investigative Supervisor
Deanda Shelton, Fair Housing Investigator
Camille C. Palmer, Administrative Assistant
Earlyne Perkins, Legal Assistant

Emily Wingfield, Office of the Attorney General, was present.

Chairman Rubinstein called the meeting to order at 10:10 a.m.

Call to Order

No one addressed the Board during the Public Comment Period.

Public Comment
Period

A motion was made by Ms. Harmon and seconded by Mr. Bhatt to approve the

Agenda

Agenda. The motion passed unanimously. Members voting "Yes" were Rubinstein, Bhatt, Harmon, Schuyler, Dupuy and Maples.

A motion was made by Ms. Harmon and seconded by Mr. Bhatt approving the minutes of the **October 15, 2003 Fair Housing Board Meeting**. The motion passed unanimously. Members voting "Yes" were Rubinstein, Bhatt, Harmon, Schuyler, Dupuy and Maples.

John Cancelleri presented the **Fair Housing Administrator's Report** presenting an update on Fair Housing cases and the Governor's Housing Conference. Ms. Ware and Ms. Ryals also gave comments related to the Governor's Housing Conference.

Mr. Schuyler acknowledged the hard work of the DPOR Fair Housing staff.

In the matter of **FHB File Number 2003-02320, Sederick and Kimberly Bailey v. OBSA LLC, Crescens Magiacano, Rebecca Streeter, Linda Moran, Kim Lambert, Al Thomas and Traci Thomas**, the Board reviewed the record which consisted of the Final Investigative Report and Table of Contents. The complainant's attorney, Mr. Hayward Taylor was present and addressed the Board. A motion was made by Harmon and seconded by Ms. Dupuy to close as no cause the aforementioned case identified in the fair housing report. The motion passed unanimously. Members voting "Yes" were Rubinstein, Bhatt, Harmon, Schuyler, Dupuy and Maples. There were no negative votes.

In the matter of **File Number 2003-02173, Kelly Gregory v. Benchmark Community Bank, Charles Turner and Kim Jackson**, the Board reviewed the record which consisted of the Final Investigative Report and Table of Contents. The complainant, Kelly Gregory, the complainant's attorney, Mr. Jared Ellison and Mr. John Boyd were present and addressed the Board. A motion was made by Ms. Dupuy and seconded by Harmon to refer the aforementioned case back to the Fair Housing Office for further investigation to ascertain if the bank is incompetent and have no procedures in place for processing loans. The motion passed unanimously. Members voting "Yes" were Rubinstein, Bhatt, Harmon, Schuyler, Dupuy, Clare and Maples. There were no negative votes.

Ms. Clare arrived to the meeting at 10:40 a.m.

In the matter of **File Number 2002-02366, HOME v. Suffolk Towers Apartments and Quality Investment Management Company**, the Board reviewed the record which consisted of the Final Investigative Report, Table of Contents and Memorandum. A representative from HOME, Susan Scovill was

Minutes

Fair Housing
Administrator's
Report

FHB File Number
2003-02320
Sederick and
Kimberly Bailey v.
OBSA LLC,
Crescens
Magiacano, Rebecca
Streeter, Linda
Moran, Kim
Lambert, Al
Thomas and Traci
Thomas

FHB File Number
2003-02173
Kelly Gregory v.
Benchmark
Community Bank,
Charles Turner and
Kim Jackson

FHB File Number
2002-02366
HOME v. Suffolk
Towers Apartments.

present to answer any questions. Also, Charles Twine, respondent and Johnny Twine, respondent's brother were present and addressed the Board. A motion was made by Ms. Clare and seconded by Mr. Bhatt to find reasonable cause and refer the aforementioned case back to the Fair Housing Office for intense conciliation efforts until February 4, 2004. The motion passed unanimously. Members voting "Yes" were Rubinstein, Bhatt, Harmon, Schuyler, Dupuy, Clare and Maples. There were no negative votes.

Suffolk Tower LLC
and Quality
Investment
Management
Company

In the matter of **FHB File Number 2002-02734, Lenora Elliott v. Ernest Bazzle, Lillian Bazzle and Bazzle's Apartments, Inc.**, the Board reviewed the record which consisted of the Final Investigative Report, a memorandum, and Table of Contents. The complainant, Ms. Lenora Elliott and the respondent's attorney, Mr. John Valdivielso were present and addressed the Board. A motion was made by Ms. Clare and seconded by Ms. Harmon to close the aforementioned case as reasonable cause and issue a charge of discrimination no later than December 31, 2003. The motion passed unanimously. Members voting "Yes" were Rubinstein, Bhatt, Harmon, Schuyler, Dupuy, Clare and Maples. There were no negative votes.

FHB File Number
2002-02734
Lenora Elliott v.
Ernest Bazzle,
Lillian Bazzle and
Bazzle's
Apartments, Inc.

In the matter of **FHB File Number 2003-01476, Charles Brown v. Lee Hall Apartments, Petersburg Apartment, LC and Sharon Lucas**, the Board reviewed the record which consisted of the Final Investigative Report and Table of Contents. There was no representative present. A motion was made by Ms. Harmon and seconded by Mr. Schuyler to close as no cause the aforementioned case. The motion passed unanimously. Members voting "Yes" were Rubinstein, Bhatt, Harmon, Schuyler, Dupuy, Clare and Maples. There were no negative votes.

FHB File Number
2003-01476
Charles Brown v.
Lee Hall
Apartments,
Petersburg
Apartment, LC and
Sharon Lucas

A motion was made by Ms. Dupuy and seconded by Ms. Harmon to approve the conciliation agreements identified in the fair housing report as:

Conciliation
Agreements

FHB File Number 2003-03160, Phillip and Alice Crumpler v. Ray Beard and Mary Allmon

FHB File Number: 2004-01069, Sandra Moore v. Martinsville Housing Services

FHB File Number: 2003-03542, Fair Housing Board v. New Kent/Charles City Chronicle c/o Alan Chamberlain

FHB File Number: 2003-03217, Betty Napier v. James Mills, Lee Posey, and Palm Harbor Homes

Members voting "Yes" were Rubinstein, Bhatt, Harmon, Schuyler, Dupuy, Clare

and Maples. There were no negative votes.

The Board briefly discussed **FHB File Number 2003-03541, SSG Maurice A. Thomas and Jacqueline D. Williams Thomas v. Alan G. Riba** for informational purposes only. No action was taken.

FHB File Number:
2003-03541
SSG Maurice A.
Thomas and
Jacqueline D.
Williams Thomas v.
Alan G. Riba

Ms. Martine gave an update on the Emergency Certification Regulations. No Board action was taken.

Update on
Emergency
Certification
Regulations

Financial Disclosure Statements were distributed to Board members which must be completed and returned to DPOR by December 31, 2003.

Ms. Wingfield presented an update from the Office of the Attorney General on cases referred to that office.

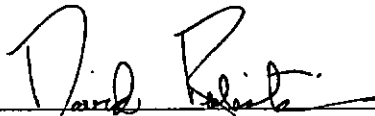
Old Business

By consensus, the Board agreed to commence future Board meetings at 10:00 a.m.

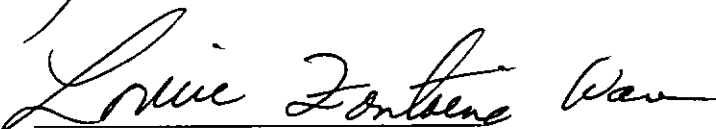
New Business

The meeting adjourned at 12:30 p.m.

Adjourn



David B. Rubinstein, Chairman



Louise Fontaine Ware, Secretary

Copy Teste:

Custodian of the Record

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT

1. Name: Cynthia M. Clare
2. Title: Member - Virginia Fair Housing Board
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: _____

6. I declare that:

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: _____

(b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: December 2, 2003

Signature: _____

Cynthia M. Clare

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT

1. Name: Laura N. Dupuy
2. Title: Member - Virginia Fair Housing Board
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: _____

6. I declare that:

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: _____

(b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: December 2, 2003

Signature: _____

Laura N. Dupuy

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT

1. Name: Nilkanth R. Bhatt
2. Title: Member - Virginia Fair Housing Board
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: _____

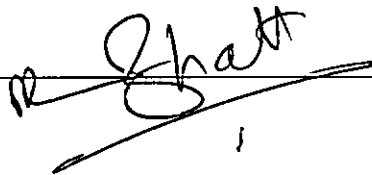
6. I declare that:

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: _____

(b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: December 2, 2003

Signature: _____



**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT

1. Name: James H. Schuyler
2. Title: Vice Chairman - Virginia Fair Housing Board
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: _____

6. I declare that:

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: _____

(b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: December 2, 2003

Signature: _____

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT

1. Name: Rhonda M. Harmon
2. Title: Member - Virginia Fair Housing Board
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: _____

6. I declare that:

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: _____

(b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: December 2, 2003

Signature: Rhonda M. Harmon

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT

1. Name: David B. Rubinstein
2. Title: Chairman - Virginia Fair Housing Board
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: None

6. I declare that:

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: _____

(b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: December 2, 2003

Signature: _____

David B. Rubinstein

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT

1. Name: Martin E. Maples
2. Title: Member - Virginia Fair Housing Board
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: _____

6. I declare that:

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: _____

(b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: December 2, 2003

Signature: _____

