

SOUTH DAKOTA REAL ESTATE COMMISSION  
APRIL 9 & 10, 2008  
CULTURAL HERITAGE CENTER  
900 GOVERNORS DR  
PIERRE, SOUTH DAKOTA

The South Dakota Real Estate Commission convened at 1:10 p.m. on April 9, 2008 in the Education Room of the Cultural Heritage Center, Pierre, SD. Present for the meeting were Vice Chairperson Eileen Fischer, and commission members Dennis Eisnach, Charles Larkin and Paula Lewis. Commission Chairman Brian Jackson was absent from the meeting. Also present were legal counsel Jim Robbennolt, executive director Dee Jones Noordermeer and licensing program administrator Norma Schilling. Compliance officer Michelle Metzinger was present for the meeting on April 9, 2008.

Motion made and seconded to approve the minutes of the March 5 & 6, 2008 meeting. Motion carried.

Motion made and seconded to accept the financial reports for February and March 2008. Motion carried.

The Commission reviewed the request for a telephonic consultation on complaint #2008-013, Karn vs. Cheri St. Pierre. Motion made and seconded to deny the request for a telephonic consultation. Motion carried.

The executive director updated the Commission on the specialized real estate advisory group meeting that was held on March 25, 2008. Another meeting will be scheduled in June 2008.

The Commission will wait until the May meeting to make a request for the attendance at the ARELLO District Conference in Branson, MO July 19-21, 2008 since an agenda has not been completed.

Hearing Officer Hillary Brady at 1:30 p.m. convened the formal hearing on complaint #2008-009, SDREC vs. Anna Higgason. Present for the hearing in addition to the members of the commission were legal counsel Jim Robbennolt, executive director Dee Jones Noordermeer, licensing program administrator Norma Schilling, court reporter Carla Bachand, compliance officer Michelle Metzinger and witnesses Amy Miller, Joyce Weidner and Shirley Nieman. Defendant Anna Higgason waive her Right to Hearing and was not present at the hearing. The hearing recessed at 2:30 p.m.

Becky Kidder-Giles appeared before the commission on her application for conditional approval. Ms. Kidder-Giles left the meeting at 2:48 p.m.

Defendant Amy Miller was recalled at 3:05 p.m. to testify on complaint #2008-009, SDREC vs. Anna Higgason. The hearing closed at 3:10 p.m.

Hearing Officer Hillary Brady at 3:11 convened the formal hearing on complaint #2007-028, SDREC vs. Steven Folk. Present for the hearing in addition to the members of the commission were legal counsel Jim Robbennolt, executive director Dee Jones Noordermeer, licensing program administrator Norma Schilling, court reporter Carla Bachand and compliance officer

Michelle Metzinger. Defendant Steven Folk did not appear for the hearing. The hearing closed at 3:20 p.m.

Motion made and seconded to enter into executive session at 3:23 p.m. Motion carried.

Motion made and seconded to come out of executive session at 3:37 p.m. Motion carried.  
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Motion made and seconded to approve the conditional approval application of Becky Kidder-Giles under the condition that she pay off the judgment filed against her, pass the broker exam and have no further violations prior to applying for the broker associate license. Motion carried.

Amber Edwards appeared before the commission on her application for conditional approval. Ms. Edwards left the meeting at 3:50 p.m.

Jeff Ronsiek appeared before the commission on his application for conditional approval. Mr. Ronsiek left the meeting at 4:22 p.m.

Motion made and seconded to enter into executive session at 4:23 p.m. Motion carried.

Motion made and seconded to come out of executive session at 4:45 p.m. Motion carried.

Motion made and seconded to approve the conditional approval application of Jeff Ronsiek. Motion carried.

Motion made and seconded to approve the conditional approval application of Amber Edwards. Motion carried.

Complaint #2008-016, Hlavinka vs. CB Lundquist, Wood & Bradeen Real Estate Services/Bradeen. Motion made and seconded to dismiss the complaint. Motion carried.

Complaint #2008-017, Emmert vs. The Real Estate Center of Speafish/Young. Motion made and seconded to dismiss the complaint. Motion carried.

The Commission instructed the executive director to write a letter to complainants Hlavinka regarding the actions of their agent.

Commission member Larkin suggested a possible rules hearing regarding changes in the education rules.

The executive director informed the Commission that Shawn Ludemann has been hired as the summer intern to work with the compliance officers.

The meeting recessed at 5:00 p.m. and reconvened at 8:30 a.m. on April 10, 2008.

Discussion was held on the proposed forms.

The Commission was given copies of proposed legislation for the 2009 legislative session. The Commission will review the proposed legislation and discuss at the May meeting.

Motion made and seconded to enter into executive session at 9:15 a.m. to discuss personnel issues. Motion carried.

Motion made and seconded to come out of executive session at 9:50 a.m. Motion carried.

Motion made and seconded to have the executive director write a letter of support for commission member Larkin to run for Treasurer of ARELLO. Motion carried.

Motion made and seconded to offer legal counsel a contract for FY 2009 at \$90 an hour. Motion carried.

The commission meeting will start at 9:00 a.m. on May 7, 2008 to review proposed forms. April minutes, page 3

The executive director informed the commission that she had been contacted by MAPP-SD requesting a grant for producing videos on meth awareness. Motion made and seconded to give a grant of \$2,150 to MAPP-SD for the production of the videos on meth awareness. Motion carried.

The next meeting of the commission will be May 7 & 8, 2008 in Pierre.

There being no further business, motion made and seconded to adjourn at 10:10 a.m. Motion carried.

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Eileen Fischer, Vice Chairperson

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Dee Jones Noordermeer, Executive Director

I, Dee Jones Noordermeer, hereby certify that the above is a true and correct copy of the minutes of the South Dakota Real Estate Commission meeting held on April 9 & 10, 2008.

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Dee Jones Noordermeer, Executive Director