

SOUTH DAKOTA REAL ESTATE COMMISSION
JANUARY 30, 2013
KNEIP BUILDING, CONFERENCE ROOM #3
700 GOVERNORS DR
PIERRE, SOUTH DAKOTA

The South Dakota Real Estate Commission convened at 2:00 p.m. on January 30, 2013. Present for the meeting were Chairman Doug Nelson and commission members, Matt Krogman, and Paula Lewis. Also present were executive director Melissa Miller, compliance officer Michelle Metzinger, Department of Labor and Regulation legal counsel Aaron Arnold and compliance officer Brian Jackson.

Motion by Krogman, second by Lewis, to approve the agenda as presented. Motion carried.

Motion by Lewis, second by Krogman, to approve the minutes of the December 5 & 6 2012, meeting. Motion carried.

Motion by Lewis, second by Krogman, to approve the financial reports for November and December 2012. Motion carried.

Commission member Wahlstrom entered the meeting at 2:15 p.m.

Motion by Krogman, second by Wahlstrom to enter into executive session at 2:30 p.m. for deliberation purposes. Motion carried.

The commission reconvened to regular session at 3:05 p.m.

Motion by Krogman, second by Wahlstrom, to deny the timeshare agent application for Randy Smith pursuant to SDCL 36-21A-33. Motion carried.

Motion by Wahlstrom, second by Lewis, to deny the broker associate application for Ashley Dunham pursuant to SDCL 36-21A-33. Motion carried.

Motion by Krogman, second by Lewis, to deny the property manager application for Kelly Dunn pursuant to SDCL 36-21A-33. Motion carried.

Motion by Wahlstrom, second by Lewis, to approve the broker associate application for Bradley Hanisch. Motion carried.

Motion by Lewis, second by Wahlstrom, to enter into executive session at 3:15 p.m. for deliberation purposes. Motion carried.

The commission reconvened to regular session at 3:30 p.m.

Motion by Wahlstrom, second by Krogman, to adopt the Findings of Fact and Conclusion of Law & Proposed Decision by Administrative Law Judge Hilary Brady for Scott Grebner.

- A) Mr. Grebner's license shall be suspended for a period of one year to be held in abeyance for one year so long as the following conditions are met.
- B) Mr. Grebner shall pay an administrative fine of \$2500.00 to the commission by June 30, 2013.
- C) Mr. Grebner will pay for, attend, and successfully complete a 15-hour Responsible Broker course, and provide written evidence of such compliance to the South Dakota Real Estate Commission by June 30, 2013. The required course work must be taken in an in person classroom setting, will not count toward Mr. Grebner's continuing education requirement for maintaining his license and cannot be completed at the South Dakota School of Real Estate.
- D) Mr. Grebner must follow all rules and laws of the South Dakota Real Estate Commission for a period of one year.

Department of Labor legal counsel Aaron Arnold gave an update on the consent negotiation for Raymond Duling.

Executive Director Melissa Miller gave a legislative update.

Discussion was held regarding iPad signatures.

Commissioner Lewis gave an update on the 2013 ARELLO Leadership Symposium held in San Diego, California.

The commission discussed meeting dates for 2013.

Chairman Nelson passed the gavel to the Vice Chair Wahlstrom and left the meeting at 4:24 p.m.

Motion by Krogman, second by Lewis to enter into executive session at 4:26 p.m. pursuant to SDCL 1-25-2(3). Motion carried.

The commission reconvened to regular session at 4:45 p.m.

Motion by Lewis, second by Krogman, to dismiss complaint 2013-012. Motion carried with Nelson not present for the vote and recused from the complaint.

Chairman Nelson rejoined the meeting and Vice Chairman Wahlstrom passed the gavel to Chairman Nelson at 4:47 p.m.

Motion by Wahlstrom, second by Krogman, to enter into executive session at 4:47 p.m. pursuant to SDCL 1-25-2(3). Motion carried.

The commission reconvened to regular session at 5:00 p.m.

Motion by Wahlstrom, second by Krogman, to dismiss complaint 2013-005. Motion carried.

Discussion was held regarding complaint 2013-006 with the commission members requesting further investigation.

Motion by Wahlstrom, second by Krogman to adjourn at 5:10 p.m.

Minutes submitted by Michelle Metzinger.

Doug Nelson, Chairman

Melissa Miller, Executive Director