

MINUTES OF SPECIAL MEETING

Kansas Real Estate Commission

October 17, 2013

The Kansas Real Estate Commission held a special meeting on Thursday, October 17, 2013 at 9:00 a.m. by telephone conference call at Three Townsite Plaza, Suite 200, 120 S.E. 6th Avenue, Topeka, Kansas.

Commissioners Present:

Errol Wuertz, Chairperson
Sue Wenger, Vice Chairperson
Marilyn Bittenbender, Member
Shirley Cook, Member
Joseph Vaught, Member

Staff Present:

Sherry Diel, Executive Director

Kansas Real Estate Commission Legal Counsel Present:

Sarah Fertig, Assistant Attorney General

Members of the Public Present:

No members of the public were present.

Call to Order

Mr. Wuertz called the meeting to order at 9:08 a.m.

Executive session to discuss attorney-client privileged matters

Based upon a motion made by Ms. Bittenbender, seconded by Mr. Vaught, Mr. Wuertz recessed the KOMA meeting at 9:10 a.m. for 20 minutes to enter into an executive session to discuss attorney-client privileged matters. Those in attendance include the Commissioners, Ms. Diel, and Ms. Fertig.

Reconvene KOMA Meeting

Mr. Wuertz reconvened the KOMA Meeting at 9:35 a.m.

After deliberations *In the Matter of Bernard Albrecht*, Docket No. 14-4707, motion was made by Ms. Bittenbender, seconded by Ms. Wenger to proceed to hearing.

After deliberations *In the Matter of Andres Briseno Montoya*, Docket No. 13-4683, motion was made by Ms. Bittenbender, seconded by Ms. Wenger to proceed to hearing.

After deliberations *In the Matter of Richard Watkins*, Docket No. 13-4448, motion was made by Ms. Bittenbender, seconded by Ms. Wenger to authorize staff to approve Mr. Watkins' license application if he can provide evidence that the dismissals match the two criminal offenses that were the subject of concern in the Summary Proceeding Order. If either of the charges is still pending, the matter will proceed to hearing.

Executive session to discuss an attorney-client privileged matter

Based upon a motion made by Mr. Vaught, seconded by Ms. Cook, Mr. Wuertz recessed the KOMA meeting at 9:38 a.m. for 15 minutes to enter into an executive session to discuss an attorney-client privileged matter. Those in attendance include the Commissioners, Ms. Diel, and Ms. Fertig.

Mr. Wuertz reconvened the KOMA meeting at 10:10 a.m.

After deliberations, motion was made by Ms. Bittenbender, seconded by Mr. Vaught that Ms. Fertig will draft a response to Mr. Rickard requiring correction of his course materials.

Executive session to discuss an attorney-client privileged matter

Based upon a motion made by Mr. Vaught, seconded by Ms. Wenger, Mr. Wuertz recessed the KOMA meeting at 10:12 a.m. for 20 minutes to enter into an executive session to discuss an attorney-client privileged matter. Those in attendance include the Commissioners, Ms. Diel, and Ms. Fertig.

Mr. Wuertz reconvened the KOMA meeting at 10:31 a.m.

After deliberations, this matter was tabled until a later date.

Adjournment

Mr. Wuertz adjourned the meeting at 10:33 a.m.