

MINUTES

NORTH CAROLINA AUCTIONEER LICENSING BOARD

JANUARY 12, 2015

The North Carolina Auctioneer Licensing Board met on Monday, January 12, 2015, in the Fuquay-Varina office. The meeting was called to order at 9:00 a.m. Members present were: Chairperson Daniel H. DeVane, Vice Chairperson Randy Lee, Gary Boyd, Moses Gallion and Deborah Johnson. Also present: Teresa L. Watson, Executive Director, and Garris Neil Yarborough, Counsel to the Board.

Chairperson DeVane inquired of each member if there were any known conflicts of interest or an appearance of conflicts with respect to any matters coming before the Board during this meeting and each member indicated there were none.

Minutes of the meeting held on December 8, 2014, were approved as recorded on motion by Vice Chairperson Lee. Member Johnson seconded the motion which carried unanimously. Also at this time, Investigator Southerland provided a case log update.

Next, Board Counsel Yarborough gave instructions to the Board regarding their rendering of the Final Agency Decision concerning William Chandler Eshleman, NCAL #8031. Following review and discussion, **Member Gallion made a motion to adopt the “Proposed Findings of Fact and Conclusions of Laws” but to adopt a new Final Agency Decision by having Mr. Eshleman, NCAL #8031, surrender his license for a 90 day period; complete an accredited auction school and apply for an auctioneer license at the end of the 90 day period meeting all current licensing conditions; and, if successful completion of the auctioneer examination, become licensed under a 12 month probationary period with no violations of the Auctioneer Law or Rules or his auctioneer license will become permanently revoked.** **Member Boyd seconded the motion which carried unanimously.** Vice Chairperson Lee,

being the Probable Cause Member for this case, did not participate in the discussion nor did he vote on this matter due to his participation on the Probable Cause Subcommittee.

At this time, Board Counsel Yarborough gave instructions to the Board regarding their rendering of the Final Agency Decision concerning Jason R. McCoon, NCAL #8690, and Tory Hill Auction Co., NCFL #8707. Following review and discussion, **Member Gallion made a motion to adopt the “Proposed Findings of Fact and Conclusions of Laws” and uphold the revocation of the auctioneer license of Jason R. McCoon, NCAL #8690, and uphold the revocation of the auction firm license of Tory Hill Auction Co., NCFL #8707. Member Johnson seconded the motion which carried unanimously.** Vice Chairperson Lee, being the Probable Cause Member for this case, did not participate in the discussion nor did he vote on this matter due to his participation on the Probable Cause Subcommittee.

Next, the Board considered the Probable Cause Subcommittee Recommendations and the following motion was made. **Member Boyd moved to accept the Probable Cause Subcommittee Recommendations with changes. Member Gallion seconded the motion which carried unanimously.** Vice Chairperson Lee did not participate in the discussions nor did he vote on matters 1 thru 3 involving the Probable Cause Subcommittee Recommendations due to his participation on the Probable Cause Subcommittee. Member Johnson did not participate in the discussion nor did she vote on matter 4 involving the Probable Cause Subcommittee Recommendation due to her participation on the Probable Cause Subcommittee. Then, Director Watson provided the results of the December 4, 2014, auctioneer examination, which were as follows: 14 examinees with 14 passing. Ms. Watson then presented financial information concerning the individual month of December 2014. Following review of the financial information, **Member Gallion made a motion to accept the December 2014 Financial Report. Vice Chairperson Lee seconded the motion which carried unanimously.**

At this time, Director Watson advised the Board Members that the AANC CE Classes have been posted on both the AANC website and the NCALB website and that a mailing was sent to licensees on December 22, 2014, regarding the upcoming free CE classes. Following the review and approval of applications for licensing the Board confirmed the next meeting as Monday, February 9, 2015, at 9:00 a.m. in the Fuquay-Varina office.

The meeting adjourned at 10:05 a.m.

Respectfully Submitted,

Teresa L. Watson
Executive Director