

MINUTES**NORTH CAROLINA AUCTIONEER LICENSING BOARD****MARCH 8, 2010**

The North Carolina Auctioneer Licensing Board met on Monday, March 8, 2010, in the Fuquay-Varina office. The meeting was called to order at 9:05 a.m. Members present were: Chairperson Jesse G. Meeks, Vice Chairperson Keith J. Pierce, William B. Lilly, Lloyd (Mickey) Meekins, Jr., and Jean W. Woolard. Also present: Executive Director Teresa L. Watson and Garris Neil Yarborough, Counsel to the Board.

Chairperson Meeks 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 February 22, 2010, were approved as recorded on motion by Vice Chairperson Pierce. Member Woolard seconded the motion which carried unanimously.

Next, Investigator Southerland provided a case log update. The Board then considered the Probable Cause Subcommittee Recommendations and the following motion was made. **Vice Chairperson Pierce moved to accept Probable Cause Subcommittee Recommendations Items 1, 2, and 4 thru 10. Member Meekins seconded the motion which carried unanimously.** Member Woolard did not participate in the discussions nor did she vote on these matters involving the Probable Cause Subcommittee Recommendations due to her participation on the Probable Cause Subcommittee. **Vice Chairperson Pierce moved to accept Probable Cause Subcommittee Recommendation Item 3. Member Meekins seconded the motion which carried unanimously.** Member Woolard did not participate in the discussion nor did she vote on this matter involving the Probable Cause Subcommittee Recommendation due to her participation on the Probable Cause

Subcommittee. **Member Meekins moved to accept Probable Cause Subcommittee Recommendations Items 11 and 12. Member Lilly seconded the motion which carried unanimously.** Vice Chairperson Pierce did not participate in the discussions nor did he vote on these matters involving the Probable Cause Subcommittee Recommendations due to his participation on the Probable Cause Subcommittee.

At this time, Director Watson provided the results of the March 4, 2010, auctioneer examination which were as follows: 13 examinees with 11 passing and two failing. Ms. Watson then presented a request from Clinton L. Williams, NCAL #2095, for an exemption from the continuing education requirement. Following a review of this request, **Chairperson Meeks moved to approve Mr. Williams' exemption from the continuing education requirement due to health reasons for the Fiscal Year 2010-2011 renewal period. Vice Chairperson Pierce seconded the motion which carried unanimously.**

Next, Director Watson led a discussion on the consideration of an assessment for the Recovery Fund during Fiscal Year 2010-2011. Following the discussion, **Chairperson Meeks moved that no assessment to the Recovery Fund take place during the renewal period for Fiscal Year 2010-2011. Member Meekins seconded the motion which carried.** Then, Ms. Watson presented a request from Forrest A. Mendenhall, NCAL #210, asking that Board Counsel Yarborough prepare a "standard contract" for licensees to use in their auction business. Following a discussion on this request, Mr. Yarborough advised that it would not be appropriate for the Board to prepare or endorse a "standard contract" for the licensees. Member Lilly advised that the AANC and NCRA already have a contract in place for licensees' use.

The Board next reviewed a letter from Paul Douglas Brim, NCAL #8722, commending and thanking the Board, Legal Counsel and Staff for their dedication and reviewed a SEI Reminder from the North Carolina Ethics Commission setting out the filing deadlines for their Statements of

Economic Interest. The Board then reviewed an advertisement pertaining to auctioning real estate listings. Following a review of this ad, Board Counsel Yarborough was instructed to contact the North Carolina Real Estate Commission's Legal Counsel and get their take on this particular type of sale and report back with his findings. The final item discussed was the status on the Board-approved form letter being sent to agents who contract with sellers and then sell those items on-line with particular interest in the letter sent to Iron Planet. Investigator Southerland informed the Board that he was waiting on a response from Iron Planet with their response due date falling this week. Additional discussion was held concerning what steps would take place for those agents that do not respond to the Board-approved form letter. Member Lilly asked that Ritchie Bros. Auctioneers, NCFL 6980, be contacted and advised on the status of Iron Planet.

Following the review and approval of applications for licensing, the Board confirmed the next meeting as Monday, April 12, 2010, at 9:00 a.m. in the Fuquay-Varina office. The meeting was adjourned at 10:00 a.m.

Respectfully Submitted,

Teresa L. Watson
Executive Director