

MINUTES

NORTH CAROLINA AUCTIONEER LICENSING BOARD

MAY 9, 2011

The North Carolina Auctioneer Licensing Board met on Monday, May 9, 2011, in the Fuquay-Varina office. The meeting was called to order at 9:05 a.m. Members present were: Chairperson Keith J. Pierce, Vice Chairperson William B. Lilly, Randy B. Lee and Jesse G. Meeks. Also present: Executive Director Teresa L. Watson and Garris Neil Yarborough, Counsel to the Board.

Chairperson Pierce 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 April 11, 2011, were approved as recorded on motion by Member Meeks. Vice Chairperson Lilly seconded the motion which carried unanimously. Next, Investigator Southerland provided a case log update.

Board Counsel Yarborough provided an update on Iron Planet. Mr. Yarborough advised that he has left messages with the North Carolina Attorney General's Office to obtain assistance in the licensing of Iron Planet and that he is also in the process of preparing a Subpoena/Administrative Search Warrant for contract documents pertaining to the Iron Planet March 17, 2011, auction held in Raleigh, North Carolina, for Triangle Grading Company (TGC)

Next, Director Watson provided the results of the May 5, 2011, auctioneer examination which were as follows: 18 examinees with 15 passing and three failing. The Board then considered the Probable Cause Subcommittee Recommendations and the following motion was made. **Member Meeks moved to accept the Probable Cause Subcommittee Recommendations. Member Lee seconded the motion which carried unanimously.** Vice Chairperson Lilly 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.

Ms. Watson then presented a request from Walter R. Sheppard, NCAL #2212, for an exemption from the continuing education requirement. Following a review of this request, **Member Meeks moved to approve Mr. Sheppard's exemption from the continuing education requirement due to health reasons for the Fiscal Year 2011-2012 renewal period. Member Lee seconded the motion which carried unanimously.**

Next, Director Watson presented the following new CE Sponsors and Courses for approval: EasyLR24 Online Training School, Inc. – Course NC Law Rules, Types of Auctions and Internet Auction Fraud, and Pierce Auction Service and Real Estate, Inc. – Course Contact to Contract to Auction and NC Law/Rules DVD. Following this presentation, **Member Meeks moved to accept the new CE Sponsors and Courses for the above listed applicants. Vice Chairperson Lilly seconded the motion which carried with Chairperson Pierce abstaining.**

Ms. Watson then presented the following CE Sponsor Renewals, new Courses and/or Instructors for approval: All Star Professional Training, Inc. – Course Ethics-Internet Auction Fraud; Auctioneers Association of North Carolina – Courses Thriving and Surviving in These Changing Times, Becoming the Leader in You – Instructor Kristine Fladeboe Duininck, and The Art and Science of Working in the Auction Ring – Instructor Santo (Sam) Grasso; EDJ School Online, Inc. – Course Auction History and Auction Ethics; Mitchell Community College – Course Being a Professional Auctioneer; and, Stanly Community College/CAA – Course Leadership and Management Skills for Auctioneer – Instructor Kim West. Following this presentation, **Member Meeks moved to accept the CE Sponsor Renewals, new Courses and/or new Instructors for the above listed applicants. Member Lee seconded the motion which carried unanimously.**

Next, Director Watson presented the following CE Sponsor Renewals for approval: Arkadia

Auction Company; Dick Norwood Real Estate Seminars; East Coast School of Auctioneering – Charles D. Rudd; Ivan Broadwell Educational Seminars; Mendenhall School of Auctioneering; Nashville Auction School; National Auctioneers Association; North Georgia School of Auctioneering; Novalis, Inc.; and, Southeastern School of Auctioneering. Following this presentation, **Member Meeks moved to accept the CE Sponsor Renewals for the above listed applicants. Member Lee seconded the motion which carried unanimously.**

Financial information concerning the individual month of April 2011 had not been received from the Office of State Controller and was not available for review by the Board. **Member Lee moved that the individual month of April 2011's financial information be reviewed at the June 13, 2011, Board Meeting. Member Meeks seconded the motion which carried unanimously.**

At this time, other Board matters were reviewed and discussed. Director Watson presented a request from the AANC regarding the Board's attendance at their Summer Convention to be held June 17-18, 2011, in Greenville, North Carolina, and for the Board's participation on Saturday, June 18, 2011, during their Business Meeting to provide a NCALB update. Following a discussion of this request, **Vice Chairperson Lilly moved to change the Board's regularly scheduled June 13, 2011, meeting to June 17, 2011, to be held in conjunction with the AANC Summer Convention. Member Lee seconded the motion which carried.** Further discussion was held regarding this request and **Member Meeks moved to rescind the previous motion and leave the Board's June 2011 meeting as previously scheduled, June 13, 2011, to be held in the Board's office. Member Lee seconded the motion which passed with Vice Chairperson Lilly voting "nay" and Chairperson Pierce abstaining.** Vice Chairperson Lilly and Board Counsel Yarborough were directed to present the NCALB update on Saturday, June 18, 2011. Next, Ms. Watson informed the Board on activity that has taken place after hours on the Board's property and a

discussion was held regarding security. Vice Chairperson Lilly then led a discussion regarding moving the Board's meeting day from Mondays to Tuesdays. Following this discussion, **Vice Chairperson Lilly moved to change the Board's meeting day from Monday to Tuesday. Motion died due to lack of a second.**

Following the review and approval of applications for licensing, the Board confirmed the next meeting as Monday, June 13, 2011, at 9:00 a.m. in the Fuquay-Varina office. The meeting was adjourned at 10:05 a.m.

Respectfully Submitted,

Teresa L. Watson
Executive Director