

**MINUTES**

**NORTH CAROLINA AUCTIONEER LICENSING BOARD**

**June 13, 2022**

The North Carolina Auctioneer Licensing Board met on Monday, June 13, 2022 in the Fuquay-Varina Office. The meeting was called to order at 9:00 a.m. Members present were Chairman Buck Lattimore, Vice Chairman Dan DeVane, Willie A. Johnson, and Melinda Q. Porter. Also, present were Executive Director Charles F. Diehl, Administrative Officer Becky Stewart, and Special Deputy Attorney General Anne Brown with the NC Department of Justice. Member T. Kyle Swicegood was unable to attend the meeting due to recovery from a medical procedure.

Chairman Lattimore inquired of each member if there were any known conflicts of interest or any appearance of conflicts with respect to any matters coming before the Board during this meeting. Member Porter recused herself from consideration of the Probable Cause Report due to her participation in the Probable Cause Subcommittee meeting.

Minutes of the meeting held on May 9, 2022 were reviewed. **Vice Chairman DeVane made a motion to approve the minutes. Member Johnson seconded the motion, which carried unanimously.**

Then, Director Diehl reported on the staff informal and formal investigations, and ad violations for the month of May. There was one (1) informal investigation. There was one (1) formal complaint, which resulted in the auctioneer admitting to wrongdoing and voluntarily surrendering his license. There were three (3) ad violations.

Next, Director Diehl presented the financial report. **Member Johnson made a motion to approve the financial report for the month of May. Member Porter seconded the motion, which carried unanimously.**

At this time, Director Diehl provided the results of the June 2, 2022 auctioneer examination, which were as follows: fifteen (15) examinees with twelve (12) passing and three (3) failing.

Next, the Board considered the Continuing Education Waiver Request from John E. Thomas, NCAL #6235. **Vice Chairman DeVane made a motion to accept the CE waiver. Member Porter seconded the motion, which carried unanimously.**

Then, Director Diehl presented for consideration the Approval of New Instructors for Stanly Community College/Carolina Auction Academy – Rosemary Lovin and Michael Parker. **Member Porter made a motion to approve the new instructors. Member Johnson seconded the motion, which carried unanimously.**

At this time, Chairman Lattimore requested a motion to go into Executive Session to receive advice from counsel concerning matters in litigation and matters of potential litigation. **Vice Chairman DeVane made a motion to go into Executive Session. Member Johnson seconded the motion, which carried unanimously.** The Board went into Executive Session at 9:15 a.m.

**Vice Chairman DeVane made a motion to return to Open Session. Member Johnson seconded the motion, which carried unanimously.** The Board returned to Open Session at 10:15 a.m.

**Member Johnson made a motion to accept the recommendations from the Probable Cause Report. Vice Chairman DeVane seconded the motion, which carried unanimously.** Prior to the motion or any discussion, Member Porter had recused herself from consideration of the Probable Cause Report due to her participation in the Probable Cause Subcommittee meeting.

**Member Johnson made a motion to deny the Application for Auctioneer Recovery Fund Claim – Andrew Michael Garay, Jr. Vice Chairman DeVane seconded the motion, which carried unanimously.**

Next, Director Diehl reported to the Board that as of Sunday, June 19, 2022 approximately 726 licensees had renewed for the 2022/2023 license year.

At this time, Director Diehl reminded the Board the Auctioneers Association of North Carolina Summer Conference will be held Friday, June 17, 2022 and Saturday, June 18, 2022 at the Embassy Suites in Greensboro. He plans to attend.

Chairman Lattimore reported for the upcoming auction school session at Wake Tech Auctioneer Academy, there is a potential to have two new instructors to teach classes on photography and precious metals.

Next, Director Diehl reported on a recent matter involving an applicant who took the auction firm exam.

Following the review and approval of applications for licensing, the Board confirmed the next regular meeting on Monday, July 11, 2022 at 9:00 a.m. in the Fuquay-Varina office.

**Member Porter made a motion to adjourn the meeting. Member Johnson seconded the motion, which carried unanimously.**

The meeting adjourned at 10:55 a.m.

Respectfully Submitted,

Becky J. Stewart  
Administrative Officer