

**MINUTES**

**NORTH CAROLINA AUCTIONEER LICENSING BOARD**

**September 11, 2023**

The North Carolina Auctioneer Licensing Board met on Monday, September 11, 2023 in the Fuquay-Varina Office. The meeting was called to order at 9:00 a.m. Members present were Chairman Dan DeVane, Vice Chairman Willie A. Johnson, Melinda Q. Porter, and Kyle Swicegood. Member Buck Lattimore participated by phone. Also, present were Executive Director Charles F. Diehl, Administrative Officer Becky Stewart, and Attorney General Anne Brown with the NC Department of Justice.

Chairman DeVane 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. Members stated there were none.

**Member Swicegood made a motion to approve the August 14, 2023 Board Meeting minutes. Vice Chairman Johnson seconded the motion, which carried unanimously.**

Director Diehl reported on the staff investigations and advertising violations for the month of August. There was one informal investigation and there were no ad violations. There are currently no formal complaint investigations.

Director Diehl presented the financial report. **Member Lattimore made a motion to approve the financial report for the month of August. Vice Chairman Johnson seconded the motion, which carried unanimously.**

Director Diehl presented for the Board's consideration the Renewal Applications for Schools of Auctioneering: America's Auction Academy, Carolina Auction Academy, Florida Auctioneer Academy, Kentucky Auctioneer Academy, Lenoir Community College, Missouri Auction School, Southeastern School of Auctioneering, and World Wide College of

Auctioneering. **Vice Chairman Johnson made a motion to approve the Renewal Applications for the Schools of Auctioneering. Member Swicegood seconded the motion, which carried unanimously.**

Director Diehl presented a draft CE Request for Proposal (RFP) for the 2024/2025 renewal year. This RFP will be sent to all approved CE Sponsors inviting them to offer proposals on making CE available at no cost to all NC licensees and designated person(s) of NC auction firms. The RFP gives the Sponsors flexibility to decide whether the CE Program should be offered in-person, online, or a combination of both. After review and discussion, **Member Porter made a motion to approve the 2024/2025 CE Request for Proposal as presented. Member Swicegood seconded the motion, which carried unanimously.**

Chairman DeVane requested a motion to go into Closed Session to discuss Agenda Item 7 – *In Re Matthew J. Riggan*, as it is a matter of ongoing litigation, and to receive advice from Board Counsel. **Member Swicegood made a motion to go into Closed Session. Member Porter seconded the motion, which carried unanimously.** The Board went into Closed Session at 9:23 a.m.

**Member Porter made a motion to return to Open Session. Member Swicegood seconded the motion, which carried unanimously.** The Board returned to Open Session at 9:40 a.m.

**Vice Chairman Johnson made a motion to reject the proposed Settlement Agreement offered by Mr. Nicholas Dowgul, attorney for Mr. Matthew J. Riggan, and continue with the court proceedings. Member Porter seconded the motion, which carried unanimously.**

Under other business, Director Diehl reported the auditor was in the office recently performing the yearly audit and the final report will be forthcoming. Also, he reported that the October 9, 2023 Board meeting is scheduled for 10:00 a.m. to allow the fifty-year licensees who

September 11, 2023

will be recognized to travel conveniently. Director Diehl will be contacting those licensees by telephone and in writing to extend invitations.

Following the review and approval of applications for licensing, Chairman DeVane confirmed the next regular meeting on Monday, October 9, at 10:00 a.m. in the Fuquay-Varina office.

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

The meeting adjourned at 9:51 a.m.

Respectfully Submitted,

Becky J. Stewart  
Administrative Officer