

**ILLINOIS DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION (IDFPR)
DIVISION OF REAL ESTATE (DRE)**

AUCTION ADVISORY BOARD

OPEN MINUTES

Date: December 21, 2021

Call to Order: 11:02 a.m. – Thomas Walsh - Chairperson

Illinois Department of Financial and Professional Regulation (IDFPR)/Division of Real Estate (DRE)

Location: This meeting was held remotely via interactive webinar and/or telephonically because the Governor of the State of Illinois has issued a disaster declaration related to public health concerns and an in-person meeting is not practical or prudent because of the disaster described in that declaration, and because the Secretary of the Illinois Department of Financial and Professional Regulation has determined pursuant to the provisions of Section 7 of the Open Meetings Act that an in-person meeting is not practical or prudent because of a disaster.

Board Members Present: Jessica Doerr-Berger, Kelly T. Frank, Gwendolene Newton, Brian A. Swartz, Thomas Walsh

Board Member Not Present: Carol Spracklen

Staff Members Present: Adrienne Levatino – Associate General Counsel, Jeremy Reed - Chief of Licensing and Education, Geetu Naik – Chief of Prosecutions, Hector Rodriguez – Chief of Investigations, Debra Malinowski – Real Estate Administration and Disciplinary Board Liaison, Susan Sigourney – Auction Board Liaison

TOPIC	DISCUSSION	ACTION
<p>Call to Order</p>	<p>Chairperson Thomas Walsh called the meeting to order and he read a mandatory statement regarding the Open Meetings Act. <i>This meeting is being conducted by audio or video conference without the physical presence of a quorum of the members because the Governor of the State of Illinois has issued a disaster declaration related to public health concerns and an in-person meeting is not practical or prudent because of the disaster described in that declaration. This meeting is further being conducted by audio or videoconference because the Secretary of the Illinois Department of Financial and Professional Regulation has determined pursuant to the provisions of Section 7 of the Open Meetings Act that an in-person meeting is not practical or prudent because of a disaster. All votes will be conducted by roll call, so each member's vote on each issue can be identified and recorded.</i></p> <p style="text-align: center;">Attendance Taken: Jessica Doerr-Berger – present Kelly T. Frank – present Gwendolene Newton – present Brian Swartz – present Thomas Walsh - present</p>	<p>The meeting was called to order at 11:02 a.m.</p>
<p>Review and Approval of Open Minutes:</p>	<p>The Board reviewed the Open Minutes from the October 26, 2021 Auction Advisory Board meeting.</p> <p style="text-align: center;">Roll Call Vote Taken: Jessica Doerr-Berger – yes</p>	<p>A motion was made by Doerr-Berger and seconded by Swartz to approve the Open Minutes as presented from the October 26, 2021 Auction Advisory Board meeting. The motion carried by roll call vote.</p>

	<p>Kelly T. Frank – yes Gwendolene Newton – yes Brian Swartz – yes Thomas Walsh - yes</p>	
Public Comments	There were no public comments.	
Licensing and Education Report	<p>The 2021 Licensing Report for activity conducted in November was presented and discussed. A copy of the report is attached to and made part of these minutes. Jeremy Reed discussed the Auction License Report.</p> <p>Jeremy Reed explained the Springfield Division of Real Estate remodel has been completed. Mr. Reed said most of the staff continues working remotely from their homes due to the COVID – 19 Pandemic. Mr. Reed explained there are a few staff members working in the Springfield office. Jeremy Reed thanked Kim Murphy for working full time in the office for us.</p> <p>Jeremy Reed also mentioned the Auction Continuing Education Schools and Courses are renewing by the end of the year.</p>	
Investigations Report	<p>The 2021 Auction Investigations Report through the month of November was presented and distributed. A copy of the report is attached to and made a part of these minutes.</p> <p>Mr. Rodriguez explained most of the Investigations staff is also working remotely. Mr. Rodriguez said there were no new auction cases received in December.</p>	
Prosecutions Report	The 2021 Auction Prosecutions Report through the month of November was presented and distributed. A copy of the report is attached to and made part of these minutes.	

	Geetu Naik, Chief of Prosecutions, explained there are 3 cases pending in Prosecutions at this time.	
Formal Hearing Schedule	There were no formal hearings scheduled.	
Old Business	There was no old business to discuss.	
New Business:	There was no new business of discuss.	
Motion to go into Closed Session	<p>Roll Call Vote taken: Jessica Doerr-Berger – yes Kelly T. Frank – yes Gwendolene Newton – yes Brian Swartz – yes Thomas Walsh - yes</p>	A motion was made by Doerr-Berger seconded by Frank to go into Closed Session pursuant to Section 2 (c) (4) and (15) of the Open Meetings Act at 11:11 a.m. The motion carried by roll call vote.
Closed Session	<p>The Board reviewed the October 26, 2021 Closed Minutes.</p> <p>The Board deliberated on pending enforcement actions.</p>	
Motion to go into Open Session	<p>Roll Call Vote taken: Jessica Doerr-Berger – yes Kelly T. Frank – yes Gwendolene Newton – yes Brian Swartz – yes Thomas Walsh - yes</p>	A motion was made by Swartz and seconded by Doerr-Berger to go into Open Session at 11:17 a.m. The motion carried by roll call vote.
Approval of October 26, 2021 Closed Minutes	<p>Roll Call Vote taken: Jessica Doerr-Berger – yes Kelly T. Frank – yes Gwendolene Newton – yes Brian Swartz - yes Thomas Walsh - yes</p>	A motion was made by Doerr-Berger and seconded by Frank to approve the Auction Advisory Board Closed Minutes from the October 26, 2021 minutes. The motion carried by roll call vote.

<p>Recommendations</p> <p>The Board signed no Findings of Fact, Conclusions of Law and Recommendations to the Director</p> <p>Orders</p>	<p>Roll Call Vote taken: Jessica Doerr-Berger – yes Kelly T. Frank – yes Gwendolene Newton – yes Brian Swartz - yes Thomas Walsh - yes</p> <p>There were no cases for the Board to deliberate during Closed Session.</p> <p>One Consent Order was reviewed and discussed in Closed Session</p>	<p>A motion was made by Doerr-Berger and seconded by Frank to ratify the Board’s actions taken in Closed Session which includes Gwendolene Newton authorizing her electronic signature on the Consent Order presented in Closed Session. The motion carried by roll call vote.</p> <p>The Board signed one Consent Order.</p>
<p>Adjournment</p>	<p>Roll Call Vote taken: Jessica Doerr-Berger – yes Kelly T. Frank – yes Gwendolene Newton – yes Brian Swartz - yes Thomas Walsh - yes</p> <p>The next meeting is scheduled for February 22, 2022.</p>	<p>There being no further business to discuss, a motion was made by Swartz and seconded by Frank to adjourn at 11:21 a.m. The motion carried by roll call vote.</p>

Licensing Report

YTD - thru December 1, 2021

Prepared by Jeremy N Reed

Filtered By

- Board = AUCTIONEER
- START DATE = 01/01/2021
- END DATE = 12/15/2021

12/15/2021 at 11:29:20 AM

Profession	ProfessionDescription	Sponsor_Chg	Applications	Initial_lic	Transitions	Renewals	Active_Licenses
440	Licensed Auctioneer	2	0	0	0	43	285
441	Licensed Auctioneer	9	50	48	0	125	705
444	Licensed Auction Firm	3	16	15	0	22	172
445	Licensed Auction CE School	0	0	0	0	2	5
446	Licensed Auction CE Course	0	3	1	0	14	45
Totals		14	69	64	0	206	1,212

Illinois Auctioneer Examination

	ALL EXAMINEES		REPEATERS		FIRST TIMERS	
TOTAL NUMBER TESTED	54		15		39	
TOTAL NUMBER PASSED	37	68.52 %	12	80.00 %	25	64.10 %
TOTAL NUMBER FAILED	17	31.48 %	3	20.00 %	14	35.90 %

AUCTION PROSECUTIONS REPORT 2021

November

	Pending Open Cases	Formal Complaints Filed	New Cases Rec'd / reopen	3 months or less	cases over 3 months	cases over 6 months	cases over 9 months	cases over 12 months	cases over 24 months	CLOSED	CLOSED Admin	CLOSED Admin Warn Letter	Closed CE with memo	CLOSED Formal Order	CLOSED: Consent Order	CLOSED : Non-Disc Order	IL Inc Tax	Child Support	Motion for Rehearing filed	
JANUARY	6	0	2	2	3	1	0	0	0	1	0	0	0	0	0	0	0	0	0	1
FEBRUARY	7	0	1	3	3	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0
MARCH	4	1	0							3	0	1	0	0	2	0	0	0	0	0
APRIL	6	0	2	2	2	2	0	0	0	0	0	0	0	0	0	0	0	0	0	0
MAY	4	2	0	2	2	0	0	0	0	2	0	1	0	0	0	1	0	0	0	0
JUNE	4	0	1	0	2	2	0	0	0	1	1	0	0	0	0	0	0	0	0	0
JULY	4	0	0	0	2	2	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AUGUST	3	0	0	0	1	2	0	0	0	1	0	0	0	0	1	0	0	0	0	0
SEPTEMBER	3	0	1	1	0	2	0	0	0	1	0	0	0	1	0	0	0	0	0	0
OCTOBER	5	0	2	3	0	0	2	0	0	0	0	0	0	0	0	0	0	0	0	0
NOVEMBER	3	0	0	1	1	0	1	0	0	2	0	0	0	0	0	1	1	0	0	0
DECEMBER										0										
TOTAL		3	9							11	1	2	0	1	3	2	1	0	0	1