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JB PRITZKERMARIO TRETO, JR.LAURIE MURPHYGovernorSecretaryDirector

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

### **AUCTION ADVISORY BOARD**

### **OPEN MINUTES**

Date: August 27, 2024

Call to Order: 11:00 a.m. – Jessica Doerr-Berger

Illinois Department of Financial and

Professional Regulation (IDFPR)/Division of Real Estate (DRE)

Location: Illinois Department of Financial and

Professional Regulation "IDFPR" / Division of Real Estate

"DRE"

555 West Monroe Street, 5th Floor, Conference Room 5C5

Chicago, Illinois 60661

And

Via Interactive Video Conference at IDFPR

320 West Washington Street, 3rd Floor, Conference Room 376

Springfield, Illinois 62786

Board Members Present: Jessica Doerr-Berger, James Rodney Laningham, Gwendolene

Newton, Thomas Walsh

Staff Members Present: Adrienne Levatino – Associate General Counsel, Jeremy Reed –

Deputy Director of the Division of Real Estate, Nathaniel Chandler - Chief of Licensing and Education, Merle Shearer –

Chief of Prosecutions, Hector Rodriguez – Chief of

Investigations, Daniel Kazlauski – Staff Attorney, Jennifer Rossiter Moreno – Operations Manager, Debra Malinowski – Board Liaison, Susan Sigourney – Auction Board Liaison

TOPIC	DISCUSSION	ACTION
Call to Order	Chairperson Jessica Doerr-Berger called the meeting to order.  Roll Call:  Jessica Doerr-Berger – present  James Rodney Laningham– present  Gwendolene Newton – present  Thomas Walsh - present	The meeting was called to order at 11:00 a.m.
Review and Approval of Open Minutes	The Board reviewed the Open Minutes from the April 25, 2023, Auction Board meeting and Open Minutes from the April 23, 2024, Auction Advisory Board meetings.	A motion was made by Walsh and seconded by Laningham to approve the Open Minutes from the April 25, 2023, Auction Advisory Board meeting and the Open Minutes from the April 23, 2024, Auction Advisory Board meeting. Motion carried unanimously.
<b>Public Comments</b>	There were no members of the public present.	
Licensing and Education Report	The 2024 Licensing Report for activity conducted in July was presented and discussed. A copy of the report is attached to and made part of these minutes.  Nathaniel Chandler informed the Board that notices will be sent to the auction licensees informing them that the online renewal for auctioneers and auction firms will be available around October 1, 2024.  Nathaniel Chandler also explained that in June, the Department started an ePay program which allows online payments to be submitted with paper applications/renewals and emailed to the Department. Nathaniel Chandler explained this ePay process does not replace the online services portal and any transaction	

	that can be done on the online portal should be. Nathaniel Chandler said this is an option for those using a paper application to be able to pay and email the Department the application form which is a much more efficient process than sending through the mail. All real estate forms available on the IDFPR website have been updated to include the instructions for this new online payment option and the payment may be completed through the ePay website: IDFPR   Online Payments for Paper Applications (illinois.gov) and the application may then be emailed to FPR.RealEstate@illinois.gov for processing.  Jessica Doerr-Berger asked if it would be possible to add more clarification to the auctioneer renewal materials as to when an auction firm license is necessary. Nathaniel Chandler responded that the Division could prepare a separate notice to explain to auctioneers when an auction firm must be licensed and when a DBA is required.	
Investigations Report	The 2024 Auction Investigations Report through the month of July was presented and distributed. A copy of the report is attached to and made a part of these minutes.	
Prosecutions Report	The 2024 Auction Prosecutions Report through the month of July was presented and distributed. A copy of the report is attached to and made part of these minutes.	
Formal Hearing Schedule	There were no formal hearings scheduled.	
Old Business	There was no Old Business to discuss.	

New Business: Elect a chairperson	James Rodney Laningham nominated Jessica Doerr-Berger as the Chairperson of the Auction Advisory Board.	A nomination was made by Laningham and seconded by Walsh to re-appoint Jessica Doerr-Berger as the Chairperson of the Auction Board. Motion carried unanimously.
Motion to go into Closed Session	Roll Call Vote taken: Jessica Doerr-Berger – yes James Rodney Laningham – yes Gwendolene Newton - yes Thomas Walsh - yes	A motion was made by Walsh seconded by Laningham to go into Closed Session pursuant to Section 2 (c) (4) and (15) of the Open Meetings Act at 11:09 a.m. The motion carried by roll call vote.
Closed Session	The Board reviewed the April 25, 2023, Closed Minutes.  The Board deliberated on pending enforcement actions.	
Motion to go into Open Session  Approval of April 25, 2023, Closed Minutes		A motion was made by Walsh and seconded by Laningham to go into Open Session at 11:22 a.m. Motion carried unanimously.  A motion was made by Walsh and seconded by Laningham to approve the Auction Advisory Board Closed Minutes from April 25, 2023. Motion carried unanimously.

Ratify the Board's actions.		A motion was made by Walsh and seconded by Laningham to ratify the Board's actions taken in Closed Session which includes the Board's recommendation in Case #2023-09245 Michael J. Ogle, to revoke the auction license of Michael J. Ogle and impose a \$2,000 fine on the licensee. Motion carried unanimously.
Closed Minutes Remain Closed		A motion was made by Walsh and seconded by Laningham that all minutes of the Closed Sessions of the Appraisal Board remain closed. The motion carried by roll call vote.
Recommendations  The Board signed 1 Findings of Fact, Conclusions of Law, and Recommendation to the Director  Orders	1 Case was deliberated during Closed Session.  IDFPR v. Michael J. Ogle Case#2023-09245  There were no Consent Order reviewed in Closed Session.	The Board recommends that the license of Michael J. Ogle be revoked, and that a \$2,000 fine be imposed.
Adjournment	The next meeting is scheduled for October 22, 2024.	There being no further business to conduct, a motion was made by Walsh and seconded by Laningham to adjourn at 11:30 a.m. Motion carried unanimously.

## 2024 Licensing Report

July 2024

Prepared by Nathaniel Chandler

## Filtered By

- Board = AUCTIONEER
- START DATE = 07/01/2024
- END DATE = 07/31/2024

#### 8/20/2024 at 2:32:29 PM

Profession	ProfessionDescription	Sponsor_Chg	Applications	Initial_lic	Transitions	Renewals	Active_Licenses
440	Licensed Auctioneer	0	0	0	0	0	237
441	Licensed Auctioneer	1	5	7	0	3	737
444	Licensed Auction Firm	0	1	1	0	0	193
445	Licensed Auction CE School	0	0	0	0	0	6
446	Licensed Auction CE Course	0	0	0	0	0	43
	Totals	1	6	8	0	3	1,216

From: 7/1/2024 To: 7/31/2024

		Pas	SS	Fa	1	lotal
		N	%	N	%	N
IL Auctioneer Examination	First Time	0	0.00	5	100.00	5
	Repeat	3	100.00	0	0.00	3
	Total	3	37.50	5	62.50	8



July 2024 Investigations Report

Column1	Pending/Op en AU Cases	2 months	AU Cases Over 2 months	AU Cases Over 6 months	AU Cases over 9 months	AU Cases over 12 months	AU Cases Over 24 months	New Assigned to Investigations AU Cases Received	AU Cases Referred to Pros	AU Cases Closed
January	33	1	1	7	2	5	17	0	2	1
February	34	1	2	5	4	5	17	1	0	0
March	35	2	2	2	6	5	18	2	1	0
April	36	3	2	2	6	6	17	2	0	1
May	33	3	2	2	4	5	17	0	1	2
June	32	0	4	2	1	7	18	0	0	1
July	33	2	3	3	1	6	18	2	0	1
August										
September										
October										
November										
December										
Total								7	4	6

## **AUCTION PROSECUTIONS REPORT 2024**

July

	Pending Open Cases	Formal Complaints Filed	New Cases Rec'd / reopen		cases over 2 months	cases over 6 months		cases over			CLOSED Admin	CLOSED Admin Warn Letter			CLOSED: Consent Order	CLOSED: Non- Disc Order		Motion for Rehearing filed
JANUARY	16	1	3	3	2	3	6	1	1	0	0	0	0	0	0	0	0	0
FEBRUARY	15	0	0	3	1	3	5	2	1	1	0	0	0	0	1	0	0	0
MARCH	15	2	1	1	2	4	5	2	1	1	0	0	0	0	0	0	1	0
APRIL	13	0	1	1	1	2	1	7	1	3	0	0	0	0	3	0	0	0
MAY	13	0	1	2	1	2	0	7	1	1	1	0	0	0	0	0	0	0
JUNE	11	1	0	1	1	2	1	5	1	2	0	0	0	0	0	2	0	0
JULY	11	3	0	0	2	1	2	5	1	0	0	0	0	0	0	0	0	0
AUGUST										0								
SEPTEMBER										0								
OCTOBER										0								
NOVEMBER										0								
DECEMBER										0								
TOTAL		7	6							8	1	0	0	0	4	2	1	0