

**BOARD OF LICENSING OF AUCTIONEERS
BOARD MEETING MINUTES
June 3, 2015**

MEMBERS PRESENT:

Raymond Williams
Elsie Andrews
Mark Bradstreet
James Keating
William Macomber

STAFF PRESENT:

Karen Bivins, Administrator
Deborah Fales, Board Clerk
Kim Baker, Board Clerk
Cathy Pendergast, Licensing Supervisor
Robert Perkins, Assistant Attorney General

MEMBERS ABSENT:

None

Location: Central Conference Room Start: 9:04 a.m. Adjourn: 11:45 a.m.

CALL TO ORDER

The meeting was called to order at 9:04 a.m. by Board Chair Raymond Williams.

AGENDA MODIFICATIONS

None

OLD BUSINESS

Action on Minutes of February 25, 2015 Meeting

A motion was made by Bradstreet to approve the minutes of the February 25, 2015 meeting as written; seconded by Andrews. Andrews and Williams abstained; Bradstreet, Keating and Macomber voted in the affirmative. Motion carried.

Election of Officers

A motion was made by Macomber and seconded by Andrews to elect Raymond Williams as Chair and James Keating as Ad Hoc Complaint Officer. Unanimous.

NEW BUSINESS

Administrator's Report

No report.

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Complaint Officer's Report

1. 2014-AUC-10347

A motion was made by Bradstreet and seconded by Andrews to dismiss the complaint with a letter of guidance pursuant to 32 MRS §298(1)(E) regarding the amount of the buyer's premium. The letter of guidance is to remain in licensee's file for six months from date of letter. Unanimous.

2. 2014-AUC-10348

A motion was made by Bradstreet and seconded by Macomber to dismiss the complaint. Unanimous.

3. 2014-AUC-10476

A motion was made by Macomber and seconded by Andrews to set the matter for a hearing pursuant to 32 MRS §§§ 291-A (1); 298; and 299. Unanimous.

A motion was made by Keating and seconded by Andrews to offer a consent agreement in lieu of a hearing to include: admission; a warning; and a \$100.00 fine per violation for a total of \$300.00. Unanimous.

4. 2014-AUC-10730

A motion was made by Macomber and seconded by Bradstreet to dismiss the complaint. Unanimous.

5. 2014-AUC-10751

A motion was made by Macomber and seconded by Keating to continue the complaint for further investigation. Unanimous.

6. 2015-AUC-10820

A motion was made by Bradstreet and seconded by Andrews to dismiss with a letter of guidance pursuant to 32 MRS § 291-A (1) for failure to account for items, and § 298(1)(C) for issues with the contract specific to the payment schedule and payment to consignor. The letter of guidance is to remain in licensee's file for one year from date of the letter. Unanimous.

7. 2015-AUC-10886

Andrews and Bradstreet recused and left the room.

A motion was made by Macomber and seconded by Keating to dismiss the complaint with a letter of guidance pursuant to 32 MRS:

§ 291-A (1) regarding the insufficient inventory of items to be auctioned;

§298 (1)(B) and §299(3) for reserve issues;

§298 (1) for not including the auctioneer's license number in the contract;

§298(1)(E) and §299(8) for buyer's premiums issues;

Board Rules Chapter 50, Section 2B regarding the amount received for items auctioned.

The letter of guidance is to remain in licensee's file for one year from date of the letter. Andrews and Bradstreet recused; Keating, Macomber and Williams voted in the affirmative. Motion carried.

Andrews and Bradstreet returned to the room.

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Examination Results

Results of the March and May 2015 exam administrations were reviewed.

Correspondence

Members were provided with monthly licensing and examination reports.

Next Meeting Scheduled for August 5, 2015.

ADJOURN

There being no other business, the meeting adjourned at 11:45 a.m.

Respectfully submitted,
Kim Baker, Board Clerk