

REAL ESTATE APPRAISER BOARD

MINUTES OF MEETING

February 18, 2003

The Real Estate Appraiser Board met on February 18, 2003 at the Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia  
The following Board members were present

David N Castle, Chairman  
Christopher Call  
John C Harry, III  
Harry O Lewis, Jr  
Michael G Miller  
Douglas Mullins, Jr  
Fay B Silverman  
Donald G Quinby  
Robert A Whaley

Also present were

Karen W O'Neal, Deputy Director  
Christine Martine, Executive Director  
Werner Versch, II, Board Administrator  
Camille C Palmer, Administrative Assistant  
Earlyne Perkins, Legal Assistant

Present for a portion of the meeting were

Louise Fontaine Ware, Director  
Sharon M Sweet, Director, Office of Education and Examinations  
Bonnie Rhea Adams, Assistant Director, Administrative Proceedings  
William Diamond, Office of the Attorney General (via telephone)

Chairman Castle called the meeting to order at 10 10 a m

**Call to Order**

No one spoke during the **Public Comment Period**

**Public Comment**

Upon a properly seconded motion by Mr Harry, the agenda was approved Voting for this action were Castle, Call, Harry, Lewis, Mullins, Quinby, Silverman, and Whaley

**Agenda**

Upon a properly seconded motion by Mr Lewis, the **minutes of the November 5, 2002 meeting** were approved Voting for this action were Castle, Call, Harry, Lewis, Mullins, Quinby, Silverman, and Whaley

**Minutes**

Upon a properly seconded motion by Mr Lewis, the **minutes of the January 21, 2003 Emergency Telephone Conference meeting** were approved Voting for this action were Castle, Call, Harry, Lewis, Mullins, Quinby, and Silverman Mr Whaley abstained from voting in this matter because he was not present for the Emergency Telephone Conference meeting

Chairman Castle welcomed Louise Fontaine Ware, Director, to the Board meeting

Mr Miller arrived at the meeting at 10 13 a m

The Board considered the matter of **Timuchin A. Ulvi, File Number 2003-01078**. Upon a properly seconded motion by Mr Miller, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to deny Mr Ulvi's application for a residential real estate appraiser license The reason for denial was the Board's Regulations require a full 24 months experience

**Timuchin A. Ulvi**  
**File Number 2003-01078**

Voting for this action were Castle, Call, Harry, Lewis, Miller, Mullins, Quinby, and Silverman Mr Whaley, who conducted the Informal Fact Finding Proceeding, did not participate in the discussion or vote in this matter

The Board considered the matter of **Thomas E. Scarce, File Number 2003-01191** Upon a properly seconded motion by Mr Harry, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to not give Mr Scarce credit for the 20 hours of continuing education he submitted, due to the fact that the courses did not comply with the Board's 1998 Regulations 18 VAC 130-20-200 and 18 VAC 130-20-220(A) and § 54 1-2013 and § 54 1-2014 of the Code of Virginia

**Thomas E. Scarce**  
**File Number 2003-01191**

Voting for this action were Castle, Call, Harry, Lewis, Miller, Mullins, Quinby, and Silverman Mr Whaley, who

conducted the Informal Fact Finding Proceeding, did not participate in the discussion or vote in this matter

The Board considered the matter of **Mark David Thompson, File Number 2003-01192** Upon a properly seconded motion by Mr Harry, the Board voted to reject the recommendation contained in the Informal Fact Finding Conference Summary to approve Mr Thompson's application for a Real Estate Appraiser Trainee License Due to the nature of the conviction, it would not be in the best interest of the public or the client for which he would be working to give Mr Thompson a license

**Mark David Thompson**  
**File Number 2003-01192**

Voting "YES" for this action were Call, Harry, Lewis, Miller, Mullins, and Quinby Voting "NO" for this action were Castle, and Silverman The motion passed Mr Whaley, who conducted the Informal Fact Finding Proceeding, did not participate in the discussion or vote in this matter

The Board considered the matter of **William Wallace Sanford, Jr., File Number 2003-01348** Upon a properly seconded motion by Mr Harry, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Mr Sanford's application for a Certified General Real Estate Appraiser license

**William Wallace**  
**Sanford, Jr.**  
**File Number 2003-01348**

Voting for this action were Castle, Call, Harry, Lewis, Miller, Mullins, Quinby, and Silverman Mr Whaley, who conducted the Informal Fact Finding Proceeding, did not participate in the discussion or vote in this matter

The Board considered the matter of **Diane Louise Beachy, File Number 2003-01521** Upon a properly seconded motion by Ms Silverman, the Board voted to accept the recommendation contained in the Informal Fact Finding Conference Summary to approve Ms Beachy's application for a Real Estate Appraiser Trainee license

**Diane Louise Beachy**  
**File Number 2003-01521**

Voting for this action were Castle, Call, Harry, Lewis, Miller, Mullins, Quinby, and Silverman Mr Whaley, who conducted the Informal Fact Finding Proceeding, did not participate in the discussion or vote in this matter

The Board considered the matter of **William H. Haskell, Jr., File**

**William H. Haskell, Jr.**

**Number 2003-01718** Upon a properly seconded motion by Mr Mullins, the Board voted to reject the recommendation contained in the Informal Fact Finding Conference Summary to approve Mr Haskell's application for Certified General Appraiser License because Mr Haskell did not submit sample appraisal reports showing USPAP compliance with his application. The Board voted to give Mr Haskell a Real Estate Appraiser Trainee License

**File Number 2003-01718**

Voting for this action were Castle, Call, Harry, Lewis, Miller, Mullins, Quinby, and Silverman. Mr Whaley, who conducted the Informal Fact Finding Proceeding, did not participate in the discussion or vote in this matter

For the **Omer H. Kolling, Jr. Update** segment of the meeting, Mr William Diamond was connected by speaker telephone. Mr Stelly, Mr Kolling's attorney, was present and addressed the Board

**Omer H. Kolling, Jr.  
Update**

At 11 15 a m, upon a properly seconded motion by Mr Miller, the Board meeting was recessed and the Board immediately reconvened in **closed meeting** for the purpose of consultation with legal counsel and/or briefings by staff members pertaining to actual and /or potential litigation as permitted by § 2 2-3711 A 7 of the Code of Virginia. The following non-members were in attendance to reasonably aid the consideration of the topic: Karen O'Neal and Christine Martine

**Closed Meeting**

This motion was made with respect to the matter(s) identified as agenda item(s) Tab 9, Omer H Kolling, Jr Update

At 12 00 noon, the Board reconvened in **open session**.

**Open Session**

WHEREAS, the Real Estate Appraiser Board has convened a **closed meeting** on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act, and

**Certification of Closed  
Meeting**

WHEREAS, Section 2 2-3712 of the Code of Virginia requires a certification by this Real Estate Appraiser Board that such closed meeting was conducted in conformity with Virginia law,

NOW, THEREFORE, BE IT RESOVED that the Real Estate Appraiser Board hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from

open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Real Estate Appraiser Board

**VOTE**

**AYES** Castle, Call, Harry, Lewis, Miller, Quinby, Silverman, and Whaley

**NAYS** None

**ABSENT DURING VOTE** None

**ABSENT DURING MEETING** None

At 12 00 noon, the Board recessed and reconvened at 12 15 p m

In the matter of **Timuchin A. Ulvi, File Number 2003-01078**, Mr Ulvi, applicant, was present and addressed the Board No action was taken

**Ms. Sharon Sweet, Director, Office of Education and Examinations**, presented a summary of a proposed Internship Program to be offered by Mt Empire Community College which will assist Real Estate Appraiser Candidates in the Wise County area to acquire the hours of experience necessary for licensure The Department is interested in partnering with the VCCS to offer this program at Mt Empire and through other community colleges throughout the state which would be beneficial in providing education and training to appraiser students

Upon a properly seconded motion by Mr Mullins, the Board voted to endorse the proposed Real Estate Appraiser Internship Program and limit the hours of experience to 500 hours for this program

Voting for this action were Castle, Call, Harry, Lewis, Miller, Mullins, Quinby, Silverman, and Whaley

Mr Werner Versch, II, Board Administrator, distributed a document containing possible topics for the upcoming Appraiser Newsletter

**Recess**

**Timuchin A. Ulvi**  
**File Number 2003-01078**

**Report- Sharon Sweet,**  
**Director, Office of**  
**Education and**  
**Examinations**

**Appraiser Board**  
**Newsletter Ideas**

Mr Versch reviewed the possible topics for the newsletter and encouraged the Board members to submit ideas

Ms Bonnie Rhea Adams, Assistant Director, Administrative Proceedings, conducted **Board member training** on Enforcement Procedures

**Board Member Training**

Upon a properly seconded motion by Mr Whaley, the meeting **adjourned** at 2 20 p m

**Adjourn**



David N Castle, Chairman



Louise Fontaine Ware, Secretary

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Custodian of the Record

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT**

1 Name: Douglas Mullins, Jr  
2 Title Member - Real Estate Appraiser Board  
3 Agency Department of Professional and Occupational Regulation  
4 Transaction Board Meeting  
5 Nature of Personal Interest Affected by Transaction NONE

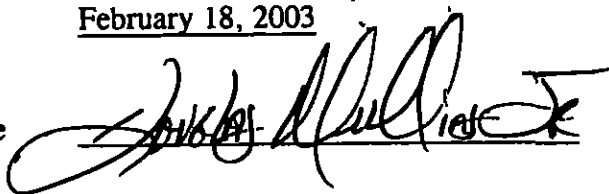
6 I declare that

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction NONE

(b) I am able to participate in this transaction fairly, objectively, and in the public interest

Dated February 18, 2003

Signature



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**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

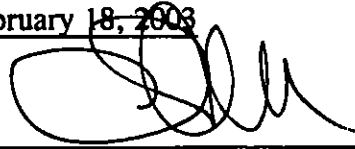
**TRANSACTIONAL DISCLOSURE STATEMENT**

1      Name            Christopher Call  
2      Title             Member - Real Estate Appraiser Board  
3      Agency           Department of Professional and Occupational Regulation  
4      Transaction      Board Meeting  
5      Nature of Personal Interest Affected by Transaction \_\_\_\_\_  
\_\_\_\_\_

6      I declare that

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction \_\_\_\_\_  
\_\_\_\_\_

(b) I am able to participate in this transaction fairly, objectively, and in the public interest

Dated            February 18, 2003  
Signature         \_\_\_\_\_



**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT**

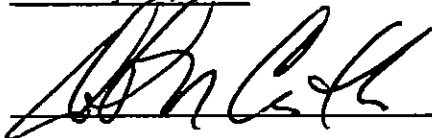
1      Name            David N Castle  
2.      Title             Chairman - Real Estate Appraiser Board  
3      Agency            Department of Professional and Occupational Regulation  
4      Transaction      Board Meeting  
5      Nature of Personal Interest Affected by Transaction \_\_\_\_\_  
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Dated                February 18, 2003

Signature           

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT**

1      Name            John C Harry, III  
2      Title            Member - Real Estate Appraiser Board  
3      Agency          Department of Professional and Occupational Regulation  
4      Transaction    Board Meeting  
5      Nature of Personal Interest Affected by Transaction \_\_\_\_\_  
\_\_\_\_\_

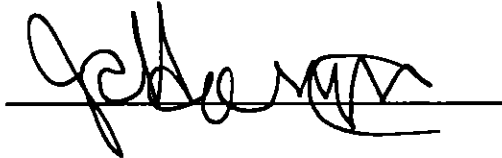
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Dated            February 18, 2003

Signature

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**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT**

1      Name            Donald G. Quinby  
2      Title             Member - Real Estate Appraiser Board  
3      Agency            Department of Professional and Occupational Regulation  
4      Transaction      Board Meeting  
5      Nature of Personal Interest Affected by Transaction \_\_\_\_\_  
\_\_\_\_\_

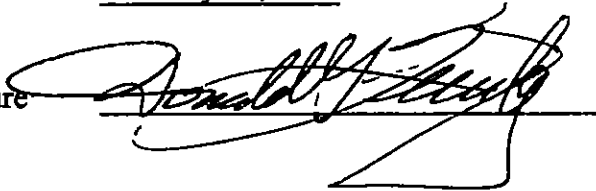
6      I declare that

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\_\_\_\_\_

(b) I am able to participate in this transaction fairly, objectively, and in the public interest

Dated            February 18, 2003

Signature



**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT**

1 Name Robert A. Whaley  
2 Title Member - Real Estate Appraiser Board  
3 Agency Department of Professional and Occupational Regulation  
4 Transaction Board Meeting  
5 Nature of Personal Interest Affected by Transaction \_\_\_\_\_  
\_\_\_\_\_


6 I declare that

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction \_\_\_\_\_  
\_\_\_\_\_

(b) I am able to participate in this transaction fairly, objectively, and in the public interest

Dated February 18, 2003

Signature



**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

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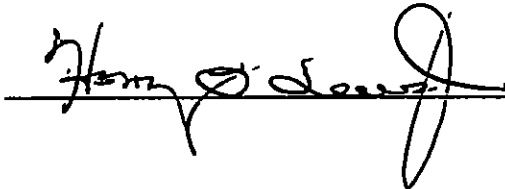
1     Name           Harry O Lewis, Jr  
2     Title           Member - Real Estate Appraiser Board  
3     Agency         Department of Professional and Occupational Regulation  
4     Transaction    Board Meeting  
5     Nature of Personal Interest Affected by Transaction \_\_\_\_\_  
\_\_\_\_\_

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(b) I am able to participate in this transaction fairly, objectively, and in the public interest

Dated            February 18, 2003

Signature        

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CONFLICT OF INTERESTS ACT**

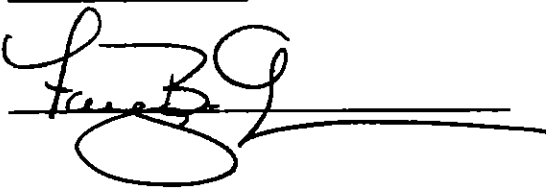
**TRANSACTIONAL DISCLOSURE STATEMENT**

1      Name            Fay B Silverman  
2      Title            Member - Real Estate Appraiser Board  
3      Agency          Department of Professional and Occupational Regulation  
4      Transaction      Board Meeting  
5      Nature of Personal Interest Affected by Transaction \_\_\_\_\_  
\_\_\_\_\_

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\_\_\_\_\_

(b) I am able to participate in this transaction fairly, objectively, and in the public interest

Dated            February 18, 2003

Signature       

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT**

1      Name            Michael G Miller  
2      Title             Member - Real Estate Appraiser Board  
3      Agency           Department of Professional and Occupational Regulation  
4      Transaction      Board Meeting  
5      Nature of Personal Interest Affected by Transaction \_\_\_\_\_  
\_\_\_\_\_

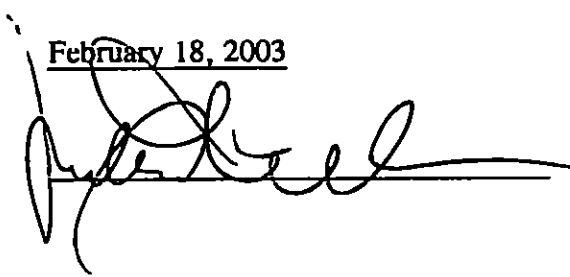
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\_\_\_\_\_

(b) I am able to participate in this transaction fairly, objectively, and in the public interest

Dated            February 18, 2003

Signature



A handwritten signature in black ink, appearing to read 'Michael G Miller', is written over a horizontal line. The signature is cursive and somewhat stylized.