

MINUTES

NORTH CAROLINA AUCTIONEER LICENSING BOARD

December 11, 2023

The North Carolina Auctioneer Licensing Board met on Monday, December 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, Buck Lattimore, Melinda Q. Porter, and Kyle Swicegood. Also, present were Executive Director Charles F. Diehl, Administrative Officer Becky Stewart, and Special Deputy 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. Member Poter recused herself from the Consideration of the Probable Cause Report due to her participation in the Probable Cause Subcommittee meeting. Other members stated there were none.

Member Porter made a motion to approve the November 13, 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 November. There were two informal investigations and four ad violations. There are currently three formal complaints under investigation.

Director Diehl presented the financial report. **Member Lattimore made a motion to approve the financial report for the month of November. Member Swicegood seconded the motion, which carried unanimously.**

Director Diehl presented for consideration a New Continuing Education Sponsorship “*Matthew Carl Price – Frugal Marketing – 2 hours.*” **Member Swicegood made a motion to**

approve the new CE Sponsorship, instructor, and course. Vice Chairman Johnson seconded the motion, which carried unanimously.

Director Diehl presented for consideration a New Continuing Education Course and Instructor for the Auctioneers Association of North Carolina (AANC) – *“Social Media in a Nutshell & Content Marketing in a Nutshell – Matthew Coleman – 2 hours.”* **Vice Chairman Johnson made a motion to approve the new continuing education course for the AANC. Member Porter seconded the motion, which carried unanimously.**

Director Diehl presented for consideration the Application for Prior Approval for Reimbursement of Continuing Education Expenses for the Auctioneers Association of North Carolina (AANC) January 2024 Convention. **Member Swicegood made a motion to approve the Application for Prior Approval for Reimbursement of Continuing Education Expenses for the AANC January 2024 Convention up to \$7,000.00 subject to verification by staff. Member Johnson seconded the motion, which carried unanimously.** He also reported that he confirmed with the AANC, who is sponsoring the NCALB Funded CE Program, that a maximum of \$10.00 for any one person will be paid, regardless of the number of classes that person may attend.

Director Diehl provided the results of the December 7, 2023 auctioneer examination, which were as follows: twenty examinees with fourteen passing and six failing.

Chairman DeVane requested a motion to go into Closed Session to discuss ongoing litigation and matters of potential litigation from Board Counsel for Agenda Item 9 – *Review of Report from Probable Cause Subcommittee* and Agenda Item 10 – *In Re: Matthew J. Riggan*. **Member Lattimore made a motion to go into Closed Session. Member Swicegood seconded the motion, which carried unanimously.** The Board went into Closed Session at 9:23 a.m.

Member Swicegood made a motion to return to Open Session. Vice Chairman

Johnson seconded the motion, which carried unanimously. The Board returned to Open Session at 9:30 a.m.

Member Swicegood made a motion to accept the recommendations from the Probable Cause Report. Vice Chairman Johnson seconded the motion, which carried unanimously. Prior to the motions or any discussion, Member Porter had recused herself from consideration of the Probable Cause Report due to her participation in the Probable Cause Subcommittee meeting.

Under Other Business, Member Lattimore reported that Wake Tech Auctioneer Academy is planning to have an auctioneer class starting in early February, but they wish for an auction firm/auctioneer to be the coordinator and facilitate the program through Wake Tech Community College. Member Lattimore requested from the Board Members that if they know of any auctioneer/firm that might be interested in this to let him know. Director Diehl reported that Jack Bell and Lenoir Community College have informed him that Mr. Bell will no longer be serving as the LCC Auction School Program Coordinator.

Following the review and approval of applications for licensing, Chairman DeVane confirmed the next regular meeting on Monday, January 8, 2024 at 9:00 a.m. in the Fuquay-Varina office.

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

The meeting adjourned at 9:50 a.m.

Respectfully Submitted,

Becky J. Stewart
Administrative Officer