

MINUTES

NORTH CAROLINA AUCTIONEER LICENSING BOARD

June 12, 2023

The North Carolina Auctioneer Licensing Board met on Monday, June 12, 2023 in the Fuquay-Varina Office. The meeting was called to order at 9:00 a.m. Members present were Chairman Buck Lattimore, Vice Chairman Dan DeVane, Willie A. Johnson, Melinda 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 Lattimore welcomed guest Michael DeVane to the meeting.

Chairman Lattimore 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 Swicegood recused himself from the Consideration of the Probable Cause Report due to his participation in the Probable Cause Subcommittee meeting. Other members stated there were none.

Vice Chairman DeVane made a motion to approve the May 8, 2023 minutes. Member Swicegood seconded the motion, which carried unanimously.

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

Director Diehl reported on the staff investigations and advertising violations for the month of May. There were three informal investigations and no ad violations. There are currently no formal complaint cases under investigation.

Director Diehl presented for the Board's consideration the Auction School Renewal Applications for *Continental Auctioneers School* and *Wake Tech Auctioneer Academy*. **Member**

Porter made a motion to approve the auction school renewal applications. Member Johnson seconded the motion, which carried unanimously.

Director Diehl presented for the Board's consideration the request from Reppert Auction School to offer an Online/Hybrid Pre-Licensing Auctioneer Program. After review, **Member Swicegood made a motion to approve Reppert Auction School's request. Member Johnson seconded the motion, which carried unanimously.**

Director Diehl presented for the Board's consideration the Approval of a New Course for the Auctioneer Association of North Carolina "*Great Auctions Start with Great Processes*" – 2 hours, a roundtable discussion on the following topics: *Contracts* – Michael Parker (already approved instructor), *Online Only Auctions* – Becky Tarlton (already approved instructor), *Real Estate – Live vs Online vs Simulcast* – Jimmy Johnson (already approved instructor), *Municipality Auctions* – Susan Rogers (already approved instructor), and *Contract Auctioneer/Equipment Auctions* – Eli Detweiler (already approved instructor). **Vice Chairman DeVane made a motion to approve the course. Member Swicegood seconded the motion, which carried unanimously.**

Director Diehl reported that approximately 2000 renewal applications were mailed. Currently, about 700 licensees have already renewed for the 2023/24 year.

Director Diehl provided the results of the June 1, 2023 auctioneer examination, which were as follows: 15 examinees with 11 passing and 4 failing.

Chairman Lattimore requested a motion to go into Closed Session to receive advice from counsel concerning matters in litigation and matters of potential litigation for *agenda item 10 – Consideration of Proposed Consent Order: In Re: 22-10195-09 Complete Auctions, LLC*, *agenda item 11 – Review of Probable Cause Report, Real Estate at Auction, In Re: Bobby Carroll McLamb Case, and In Re: Matthew Jordan Riggins*. **Member Swicegood made a**

motion to go into Closed Session. Member Porter seconded the motion, which carried unanimously. The Board went into Closed Session at 9:20 a.m.

Member Porter made a motion to return to Open Session. Vice Chairman DeVane seconded the motion, which carried unanimously. The Board returned to Open Session at 9:50 a.m.

Vice Chairman DeVane made a motion to accept the Proposed Consent Order in the matter of *In Re: 22-10105-09 Complete Auctions, LLC*. Member Porter seconded the motion, which carried unanimously. Member Johnson made a motion to accept the recommendations from the Probable Cause Report. Vice Chairman DeVane seconded the motion, which carried unanimously. Prior to the motion or any discussion, Member Swicegood had recused himself from consideration of the Probable Cause Report due to his participation in the Probable Cause Subcommittee meeting.

The Board reviewed and approved the applications for licensing. Chairman Lattimore confirmed that the next meeting date is July 10, 2023.

Member Porter made a motion to adjourn the meeting. Member Johnson seconded the motion, which carried unanimously.

The meeting adjourned at 10:07 a.m.

Respectfully Submitted,

Becky J. Stewart
Administrative Officer