

NEW HAMPSHIRE REAL ESTATE COMMISSION

COMMISSION MEETING

DECEMBER 18, 2007

A meeting of the New Hampshire Real Estate Commission was held on Tuesday, December 18, 2007 at 1:30 p.m. in Room 425, State House Annex, 25 Capitol Street, Concord, New Hampshire 03301.

Meeting was called to order at 1:40 p.m. by Chairman Nancy LeRoy

Present: Commissioners Nancy LeRoy, Robert Stephen, Daniel Jones, Executive Director Beth Edes, and Investigator Ann Flanagan.

I. APPOINTMENTS

1:40 p.m. - Equivalency Appointment

CANDIDATE

CLINTON A. BEAN

On motion by Commissioner Stephen, seconded by Commissioner Jones, the Commission approved Mr. Bean's experience as equivalent experience.

1:45 p.m. ROBERT A. YOUNG, JR. appeared before the Commission to discuss a legal incident prior to applying for an original salesperson's license. After review and discussion, the Commission, on motion by Commissioner Stephen, seconded by Commissioner Jones, decided to allow Mr. Young to apply for an original salesperson's license upon receipt of evidence that he submitted his criminal conviction information to the Banking Commission with his application for licensure, and he supplies a NH Criminal Record Report that shows only his conviction in New Hampshire presented at this meeting.

II. HEARING 2:10 PM

FILE NO. 2006-022 RICHARD & MARCIANA GAMESTER VS LINDA FLANDERS

The following persons were present at the hearing:

Commission: Commissioners Robert Stephen, Nancy LeRoy, and Daniel Jones

Stenographer: Camille M. Palladino-Duffy

Nolin, McKenna & Duffy Reporting Associates
P.O. Box 1658
Dover, NH 03821-1658

Evaluator: Commissioner Heath evaluated the above matter and abstained from participation in the discussion and resulting decisions.

Complainants: Richard & Marciana Gamester

22 Griffin Road
Westford, MA 01886

Attorney: Pro Se

Witnesses: None

Respondent: Linda Flanders

Colby Linehan Real Estate
35 Newport Road
New London, NH 03257

Attorney: Matthew R. Johnson

Devine Millimet
111 Amherst Street
Manchester, NH 03101

Witness: Martin Flanders

Decision: Pending – subject to review of transcripts and exhibits.

III. **DISCUSSION**

ALAN CROTEAU, President and Director of NNEREN submitted a request for clarification from the Commission on whether a licensee is required to report to the NH Real Estate Commission an act by a fellow licensee which is believed to be in violation of NH state license law. After review and discussion, the Commission determined that there are no current requirements for a licensee to report an act by a fellow licensee which is believed to be in violation of RSA 331-A. The Commission stated that NH Realtors are required under the NHAR Code of Ethics to report such an act. Mr. Croteau to be so notified.

IV. On motion by Commissioner Jones, seconded by Commissioner Ikawa, the Commission unanimously approved the Minutes of the Commission meeting held on October 16, 2007.

V. **OTHER BUSINESS**

1. The Commission unanimously approved the following date for the December meeting:

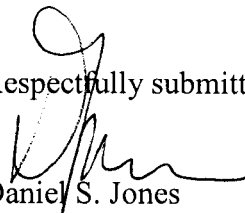
January 15, 2008 at 1:30 p.m.

VI. **ADJOURNMENT**

Motion by Commissioner Jones, seconded by Commissioner Stephen, to adjourn the meeting. Chairman Nancy LeRoy adjourned the meeting at 3:35 p.m.

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Respectfully submitted,



Daniel S. Jones
Acting Clerk