



**Matthew G. Bevin**  
Governor

**K. Gail Russell, Acting Secretary**  
Public Protection Cabinet

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Kentucky Real Estate Authority

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**Authority Boards**  
Kentucky Real Estate Commission  
Kentucky Real Estate Appraisers Board  
Kentucky Board of Auctioneers  
Kentucky Board of Home Inspectors

**Heather L. Becker, General Counsel**  
Kentucky Real Estate Authority

**KENTUCKY REAL ESTATE COMMISSION**  
**Complaint Committee**  
**MEETING MINUTES**  
**January 17, 2019**

**Committee Members Present**

Commissioner Joe Hayden  
Commissioner Steve Cline

**Committee Members Absent**

None

**KREA Staff**

Heather Becker, General Counsel  
Alex Gaddis, Deputy General Counsel  
Leah Spears, Public Protection Cabinet  
Haley Bradburn, Board Administrator  
Julianne Hatton, Executive Administrative Assistant

**Guests Present**

Amy Cubbage with Ackerson & Yann  
Candace Bornstein with Shuler Bauer  
Jordon Pohn, Consumer

**Call to Order and Guest Welcome**

A meeting of the Complaint Committee was called to order by Commissioner Hayden, Chair of the Complaint Committee at 9:07 AM on Thursday, January 17, 2019. The meeting occurred in the Kentucky Real Estate Authority Conference Room.



## **Open Forum – Public Comments**

Comments were made by Amy Cabbage, Candace Bornstein and Jordon Pohn regarding case 15-043.

## **Executive Session Case Deliberations**

Commissioner Hayden made a motion for the Committee to enter executive session, pursuant to KRS 61.810, subsection 1 (c) and (j) to discuss proposed or pending litigation and deliberate on individual adjudications in:

- 15-043
- 15-062, 16-082
- 16-042
- 16-055
- 16-066
- 16-072
- 16-085
- 16-093
- 18-C-72
- 18-C-73
- 18-C-74

Commissioner Cline seconded the motion and the Committee went into executive session discussion.

## **Reconvene in Open Session**

Commissioner Hayden made a motion for the Committee to come out of executive session. Commissioner Cline seconded the motion, and the Committee came out of executive session.

## **Committee Recommendations**

After returning to open session the Complaint Committee made the following recommendations to report to the full Commission:

- In the matter of 15-043, Deny Motion to Intervene and Set Aside Order of Dismissal. On the Commission's own Motion, set aside order of dismissal and order to a hearing with settlement authority. Order Legal to subpoena all documents and communication.
- In the matter of 15-062, 16-082 Dismiss
- In the matter of 16-042 Dismiss
- In the matter of 16-055 Dismiss

- In the matter of 16-066 Dismiss
- In the matter of 16-072, Refer the matter back to legal for analysis regarding implication of recovery fund
- In the matter of 16-085 Allow complaint to be withdrawn
- In the matter of 16-093 Defer to February
- In the matter of 18-C-74 Dismiss/refer to HUD
- 18-C-72 Order to hearing, authorizing counsel to negotiate a resolution within settlement authority
- 18-C-73 Refer the matter back to legal for analysis regarding implication of the recovery fund

### **Meeting Adjournment**

Commissioner Hayden made a motion to adjourn the meeting of the Complaint Committee. Commissioner Cline seconded the motion and the meeting was adjourned at 10:55AM.

### **Next Committee Meeting**

The next regular meeting of the Kentucky Real Estate Commission's Complaint Committee will be held February 21, 2019 at 9:00 AM at the Kentucky Real Estate Authority, 656 Chamberlin Avenue, Suite B, Frankfort, Kentucky 40601.