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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

STATE BOARD OF AUCTIONEER EXAMINERS

TIME: 10:31 a.m.

Held at

PENNSYLVANIA DEPARTMENT OF STATE

2601 North Third Street

One Penn Center, Board Room C

Harrisburg, Pennsylvania 17110

as well as

VIA MICROSOFT TEAMS

Monday, November 13, 2023

1 State Board of Auctioneer Examiners
2 November 13, 2023

3
4
5 BOARD MEMBERS:

6
7 Nevin B. Rentzel, AU, Chairman, Professional
8 Member
9 Arion R. Claggett, Acting Commissioner, Bureau of
10 Professional and Occupational Affairs
11 Sherman E. Hostetter Jr., AU, Professional Member
12 Gerald A. Rader, AU, Professional Member
13 Daniel A. Trace, AU, Secretary, Professional Member
14 Hayley Dull, Consumer Protection Agent, Office of
15 Attorney General
16

17
18 BUREAU PERSONNEL:

19
20 Carole Clarke Smith, Esquire, Senior Board Counsel
21 Shawn J. Jayman, Esquire, Board Counsel
22 J. Karl Geschwindt, Esquire, Acting Senior Board
23 Prosecutor and Board Prosecution Liaison
24 Julius Zeitlinger, Esquire, Board Prosecutor
25 Terrie Kocher, Board Administrator
26 Marc Farrell, Esquire, Regulatory Counsel,
27 Office of Chief Counsel, Department of State
28 Andrew LaFratte, MPA, Deputy Policy Director,
29 Department of State
30

31
32 ALSO PRESENT:

33
34 Jessica Kemmerer, Government Affairs, Pennsylvania
35 Auctioneers Association
36 Ryan Gonder, Esquire, McNeese Wallace & Nurick LLC
37 George Michak, Esquire, Michak Legal
38 Derek Richmond
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1 ***

2 State Board of Auctioneer Examiners

3 November 13, 2023

4 ***

5 [Pursuant to Section 708(a)(5) of the Sunshine Act,
6 at 9:30 a.m. the Board entered into Executive Session
7 with Shawn J. Jayman, Esquire, Board Counsel, for the
8 purpose of conducting quasi-judicial deliberations
9 and to receive legal advice on matters that are
10 currently pending before the Board. The Board
11 returned to open session at 10:30 a.m.]

12 ***

13 The regularly scheduled meeting of the State
14 Board of Auctioneer Examiners was held on Monday,
15 November 13, 2023. Nevin B. Rentzel, Chairman,
16 Professional Member, called the meeting to order at
17 10:31 a.m.

18 ***

19 Roll Call of Board Members

20 [Nevin B. Rentzel, Chairman, Professional Member,
21 requested a roll call of Board members.]

22 ***

23 Introduction of Attendees

24 [Terrie Kocher, Board Administrator, provided an
25 introduction of attendees.]

1 ***

2 [Shawn J. Jayman, Esquire, Board Counsel, noted the
3 meeting was being recorded and continued
4 participation constituted consent to be recorded.

5 Mr. Jayman also noted the Board entered into
6 Executive Session with Board Counsel to have
7 attorney-client consultations and for the purpose of
8 conducting quasi-judicial deliberations.]

9 ***

10 Approval of minutes of the September 11, 2023 meeting

11 CHAIRMAN RENTZEL:

12 You all had the opportunity to review
13 the minutes from the last meeting on
14 September 11, 2023. Do I hear any
15 additions or corrections?

16 [The Board discussed corrections to the minutes.]

17 CHAIRMAN RENTZEL:

18 Are there any others? With those
19 corrections made, is there a motion to
20 accept the minutes?

21 MR. TRACE:

22 I make the motion.

23 MR. HOSTETTER:

24 Second.

25 MS. KOCHER:

1 Nevin Rentzel, aye; Arion Claggett,
2 aye; Sherman Hostetter, aye; Gerald
3 Rader, aye; Daniel Trace, aye; Hayley
4 Dull, aye.

5 [The motion carried unanimously.]

6 ***

7 Report of Board Prosecution

8 [J. Karl Geschwindt, Esquire, Acting Senior
9 Prosecutor and Board Prosecution Liaison, had nothing
10 to report.]

11 ***

12 Report of Board Counsel - Applications

13 MR. JAYMAN:

14 Item 2 on the agenda. Based on
15 Executive Session deliberations, I
16 believe the Chairperson would entertain
17 a motion to approve the Application by
18 Reciprocity Endorsement of Kamila
19 Tontz, Application No. AA0004812938.

20 MR. RADER:

21 So moved.

22 MR. TRACE:

23 Second.

24 MS. KOCHER:

25 Nevin Rentzel, aye; Arion Claggett,

1 aye; Sherman Hostetter, aye; Gerald
2 Rader, aye; Daniel Trace, aye; Hayley
3 Dull, aye.

4 [The motion carried unanimously.]

5 ***

6 MR. JAYMAN:

7 Item 3 on the agenda. Based on
8 Executive Session deliberations, I
9 believe the Chairperson would entertain
10 a motion to approve the Application to
11 Sit for the Examination of Ms. Martin,
12 Application No. AA004754202.

13 MR. HOSTETTER:

14 So moved.

15 MR. TRACE:

16 Second.

17 MS. KOCHER:

18 Nevin Rentzel, aye; Arion Claggett,
19 aye; Sherman Hostetter, aye; Gerald
20 Rader, aye; Daniel Trace, aye; Hayley
21 Dull, aye.

22 [The motion carried unanimously.]

23 ***

24 Report of Board Counsel - Motions to Deem Facts
25 Admitted and Enter Default

1 MR. JAYMAN:

2 Item 4 on the agenda. Based on
3 Executive Session deliberations, I
4 believe the Chair would entertain a
5 motion to grant the Motion to Deem
6 Facts Admitted and Enter Default and
7 direct Board Counsel to prepare an
8 Adjudication and Order in accordance
9 with discussions in Executive Session
10 in the matter of Marianne C. Hunnell,
11 Case No. 19-64-012406.

12 MR. RADER:

13 So moved.

14 MR. TRACE:

15 Second.

16 MS. KOCHER:

17 Nevin Rentzel, aye; Arion Claggett,
18 aye; Sherman Hostetter, aye; Gerald
19 Rader, aye; Daniel Trace, aye; Hayley
20 Dull, aye.

21 [The motion carried unanimously.]

22 ***

23 MR. JAYMAN:

24 Item 5 on the agenda. Based on
25 Executive Session deliberations, I

1 believe the Chair would entertain a
2 motion to grant the Motion to Deem
3 Facts Admitted and Enter Default and
4 direct Board Counsel to prepare an
5 Adjudication and Order in accordance
6 with the discussion in Executive
7 Session in the matter of Collectors
8 Auction Company LLC, Case No. 23-64-
9 010542.

10 MR. RADER:

11 So moved.

12 MR. TRACE:

13 Second.

14 MS. KOCHER:

15 Nevin Rentzel, aye; Arion Claggett,
16 aye; Sherman Hostetter, aye; Gerald
17 Rader, aye; Daniel Trace, aye; Hayley
18 Dull, aye.

19 [The motion carried unanimously.]

20 ***

21 Report of Board Counsel - Regulations

22 [Shawn J. Jayman, Esquire, Board Counsel, informed
23 Board members that the licensure by endorsement
24 regulation is in the internal review process and
25 would be moving forward.]

1 Mr. Jayman noted prior Board discussion regarding
2 Act 88 at the last meeting and is hoping to have that
3 before the Board at the next meeting for review.]

4

5 Report of Acting Commissioner

6 [Arion R. Claggett, Acting Commissioner, Bureau of
7 Professional and Occupational Affairs, informed Board
8 members that the request for proposal (RFP) for the
9 Pennsylvania Licensing System (PALS) replacement was
10 issued on September 28, 2023, and he would provide an
11 additional update at the next meeting.]

12

13 Report of Board Chairperson

14 [Nevin B. Rentzel, Chairman, Professional Member,
15 thanked everyone for attending the meeting.]

16

17 Report of Board Administrator - 2025 Meeting Dates

18 [Terrie Kocher, Board Administrator, requested
19 approval for the 2025 Board meeting dates.]

20 MS. KOCHER:

21 If you have no problems, we just need a
22 motion to approve those dates for 2025.

23 MR. HOSTETTER:

24 So moved.

25 MR. TRACE:

1 Second.

2 MS. KOCHER:

3 Nevin Rentzel, aye; Arion Claggett,
4 aye; Sherman Hostetter, aye; Gerald
5 Rader, aye; Daniel Trace, aye; Hayley
6 Dull, aye.

7 [The motion carried unanimously.]

8 ***

9 Report of Board Administrator - 2024 PAA Conference
10 & Trade Show

11 [Terrie Kocher, Board Administrator, requested a vote
12 to send members to the 2024 Auctioneers Association
13 Conference & Trade Show.]

14 MR. RADER:

15 Motion to send Dan and Sherm to the PAA
16 Convention.

17 MR. HOSTETTER:

18 Second.

19 MS. KOCHER:

20 Nevin Rentzel, aye; Arion Claggett,
21 aye; Sherman Hostetter, aye; Gerald
22 Rader, aye; Daniel Trace, aye; Hayley
23 Dull, aye.

24 [The motion carried unanimously.]

25 ***

1 Report of Board Administrator - 2024 Nomination of
2 Board Chairman and Secretary

3 [Terrie Kocher, Board Administrator, asked for
4 nominations of Board Chairman and Secretary for 2024.

5 Chairman Rentzel thanked everyone, noting he
6 enjoyed being chairman for the last number of years.]

7 CHAIRMAN RENTZEL:

8 At time, I'd like to nominate Gerald
9 Rader to be Chairman of the Board.

10 MR. HOSTETTER:

11 Second.

12 MS. KOCHER:

13 Nevin Rentzel, aye; Arion Claggett,
14 aye; Sherman Hostetter, aye; Gerald
15 Rader, aye; Daniel Trace, aye; Hayley
16 Dull, aye.

17 [The motion carried unanimously.]

18 ***

19 [Sherman E. Hostetter Jr., Professional Member,
20 thanked Chairman Rentzel for representing the Board
21 well and doing a fantastic job.]

22 MS. KOCHER:

23 Dan, you are currently the Secretary.
24 Are you interested in retaining the
25 Secretary position?

1 MR. TRACE:

2 Yes.

3 MR. HOSTETTER:

4 Motion.

5 MR. RADER:

6 Second.

7 MS. KOCHER:

8 Nevin Rentzel, aye; Arion Claggett,
9 aye; Sherman Hostetter, aye; Gerald
10 Rader, aye; Daniel Trace, aye; Hayley
11 Dull, aye.

12 [The motion carried unanimously.]

13 ***

14 Next Meeting Date

15 [Nevin B. Rentzel, Chairman, Professional Member,
16 noted the next scheduled Board meeting date is
17 January 8, 2024.]

18 ***

19 Adjournment

20 CHAIRMAN RENTZEL:

21 Not hearing any additional business to
22 come before the Board.

23 MR. HOSTETTER:

24 Move to adjourn.

25 MR. RADER:

1 Second.

2 CHAIRMAN RENTZEL:

3 Thank you all for being here.

4 ***

5 [There being no further business, the State Board of
6 Auctioneer Examiners Meeting adjourned at 10:44 a.m.]

7 ***

8
9 CERTIFICATE

10
11 I hereby certify that the foregoing summary
12 minutes of the State Board of Auctioneer Examiners
13 meeting, was reduced to writing by me or under my
14 supervision, and that the minutes accurately
15 summarize the substance of the State Board of
16 Auctioneers meeting.

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20 Derek Richmond,

21 Minute Clerk

22 Sargent's Court Reporting
23 Service, Inc.

STATE BOARD OF AUCTIONEER EXAMINERS
REFERENCE INDEX

November 13, 2023

TIME	AGENDA
9:30	Executive Session
10:30	Return to Open Session
10:31	Official Call to Order
10:31	Roll Call of Board Members
10:31	Introduction of Attendees
10:35	Approval of Minutes
10:35	Report of Board Counsel
10:39	Report of Acting Commissioner
10:39	Report of Board Administrator
10:44	Next Meeting Date
10:44	Adjournment

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