

PLB NEWS

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Welcome to PLB News, the quarterly newsletter of the Iowa Professional Licensing Bureau.

To keep licensees and stakeholders informed, we are pleased to provide you with information about each of the Bureau's seven professional licensing boards. Click on the name of the board in the list to the left, and you will jump to that section of the newsletter.

We welcome your feedback. Feel free to call the office or e-mail your profession's board. Contact information can be found on the last page of the newsletter.

PLB

Staff Changes

The Professional Licensing Bureau said a fond farewell to longtime staff member Mary Kay Zaver, who retired in June. Zaver served as the bureau's accountant and human resource associate for 14 years and for the state for 37 years. We wish her well in her retirement.

Renee Paulsen was promoted to the accountant position.

In May, Brandy March was promoted to executive officer. She is the board administrator for the Iowa Real Estate Appraiser Examining Board.

PLB will be hiring a licensing specialist and background coordinator in the coming months.



Peer Reviewers

PLB is currently seeking qualified, licensed individuals to serve as peer reviewers for many of the boards within PLB. The Boards engage peer reviewers to review and investigate complaints. Peer reviewers are given a small stipend for their service and expenses. If you are interested in volunteering as a peer review for your licensing board, please contact the appropriate board administrator.

Accountancy Board

Governor Branstad Appoints Members to Iowa Accountancy Examining Board



In the spring Governor Branstad appointed **Dirk Dixon, LPA** as a member to the Iowa Accountancy Examining Board. Reappointed to the Board are Ying Sa of Iowa City and Laura Walker of Dubuque, who subsequently resigned in June. After making the Deans' List every semester at Grand View College, Dixon graduated in 1997 with a Bachelors of Business Administration. He began working that same year at Farm Bureau Financial and later at New England Financial before arriving at Baker & Associates, LLP.

Dirk is a Licensed Public Accountant (LPA) with the State of Iowa, an Enrolled Agent (EA) with the Internal Revenue Service, and an Accredited Investment Fiduciary® (AIF). Dirk has written expert financial advisory articles in publications like *"The Register"* and also volunteers with the State of Iowa at the Low Income Taxpayer Clinics to help taxpayers involved in controversies with the IRS or educating individuals about their tax rights and responsibilities. Dirk also has presented educational tax seminars to The Iowa Chiropractic Society, Des Moines's Northwest Senior Center, Two Rivers Real Estate Investors Group, Urbandale Senior Center, Clive Chamber of Commerce, Carlisle Chamber of Commerce, New Iowa Entrepreneurs Coalition, Iowa Biz Group, ReMAX Real Estate Agents Group, SCORE (Small Business Mentoring and Training), and the West Des Moines Senior Center.

He lives with his wife and family in West Des Moines, IA.

Current Board Roster, with one open position for a CPA:

- Shelley Laracuente, public member, Chair
- Dale Leibfried, CPA, Vice Chair
- Bob Snodgrass, CPA
- Ying Sa, CPA
- Tom Thompson, CPA
- Dirk Dixon, LPA
- Cheryl Critelli, public member

AICPA Announces Next Version of CPA Exam, Testing to Begin April, 2017

The American Institute of CPAs presented final details on the next version of the Uniform CPA Examination that will be launched on April 1, 2017.

The next version of the exam is based on a practice analysis, an extensive research project overseen by the AICPA's Board of Examiners, which included input from key stakeholders across the accounting profession. The result maintains the strong commitment of the profession to protect the public interest. The next exam remains current, relevant, reliable and legally defensible. The exam meets the needs of boards of accountancy by providing reasonable assurance that individuals who pass the exam have the technical knowledge and skills necessary for CPA licensure.

Among the changes to the next version of the CPA Exam:

- Increased assessment of higher-order cognitive skills that include, but are not limited to, critical thinking, problem solving and analytical ability.

- Additional task-based simulations (TBSs) will be included on the exam, which are an effective way to assess higher order skills.
- New exam blueprints containing approximately 600 representative tasks across all four Exam sections will replace the Content Specification Outline (CSO) and Skill Specification Outline (SSO). These blueprints are more robust than the CSO and SSO, identifying content knowledge linked directly to representative tasks performed by newly licensed CPAs.
- Total CPA Exam testing time will increase from 14 to 16 hours – four sections of four hours each.

The Exam will remain composed of the four existing sections – Auditing and Attestation (AUD), Business Environment and Concepts (BEC), Financial Accounting and Reporting (FAR) and Regulation (REG).

“The next version of the CPA Exam, will continue to help protect the public interest by ensuring that newly licensed CPAs have the skills and knowledge they need to meet the needs of a business environment that is increasingly complex,” said Michael Decker, AICPA vice president of examinations. “On behalf of the AICPA, I’d like to thank all of the key stakeholders for their role in the rigorous process of creating the next version of the CPA Exam. I believe that, as a profession, we have created an exam that is relevant, reliable and current in today’s world.”

To increase candidate convenience, there will be a 10-day extension of the testing window each quarter in the months of March, June, September and December. The 10-day extension will not be available during June 2017, as additional time will be required to analyze exam results and set new passing scores. In addition, administration of the new exam will include a 15-minute standardized break during each section that will not count against a candidate’s testing time. Any combination of passing current Exam sections and passing next Exam sections (within the 18-month window following passing one section) will count toward licensure.

More information on the next version of CPA exam is online at www.aicpa.org/nextcpaexam.

Architectural Examining Board

Branstad Reappoints Board Members

Governor Branstad reappointed two members to the Architectural Examining Board: architect Emily Forquer and public member Kolby DeWitt. We are pleased to have them remain on the board for another three-year term.

Current board roster:

- Linda Alfson Schemmel, architect
- Bruce Bassler, architect
- Tandi Dausener, architect
- Kolby DeWitt, public member
- Emily C. Forquer, architect
- Tyler Kamerman, public member
- Jerry Purdy, architect

Board Members Attend NCARB



Pictured left to right: Terry Allers, Emily C. Forquer, Kolby DeWitt, Jerry Purdy, Rebecca Barloon, and Linda Alfson Schemmel.

Four Iowa board members and two staff members attended the 97th Annual Business Meeting of the National Council of Architectural Registration Boards (NCARB). Board members who attended the June meeting in Seattle were architects Linda Alfson Schemmel, Emily C. Forquer, and Jerry Purdy, and public member Kolby DeWitt. Board administrator Lori SchraderBachar and assistant attorney general Rebecca Barloon also attended. Former Iowa board members Terry

Allers and Dale McKinney attended as officers of NCARB.

Throughout the three-day conference, delegates discussed changes to programs, voted on resolutions, and elected new officers. Attendees participated in workshops on the use of technology in board meetings, the launch of ARE 5.0, and how the Supreme Court decision in *North Carolina Board of Dental Examiners v. Federal Trade Commission* has impacted state regulatory boards.

Allers Elected Treasurer of NCARB



Terry L. Allers, AIA, NCARB, of Fort Dodge, IA, was elected treasurer of the National Council of Architectural Registration Boards (NCARB) at its 97th Annual Business Meeting. Allers was elected Board secretary in 2015 after serving as the director of NCARB's Mid-Central States Conference (Region 4), which represents Iowa, Illinois, Indiana, Kentucky, Michigan, Missouri, Minnesota, Ohio, and Wisconsin.

Since 2006, Allers has served on multiple NCARB committees, including the Education Committee, the Procedures and Documents Committee, and the Broadly Experienced Architect Committee. The Iowa architect also served as the Region 4 vice chair and secretary/treasurer, and was a member of the Audit Committee, NCARB/NAAB Procedures Task Force, and NCARB/NAAB Accreditation Team Pool.

Allers was appointed to the Iowa Board of Architectural Examiners in 2005, serving terms as chair and vice chair. He is founder and president of Allers Associates Architects, PC, a full service architectural firm located in Fort Dodge, IA, practicing in Iowa and Minnesota. An active volunteer in the Fort Dodge community, Allers was recognized by the Fort Dodge Area Chamber of Commerce with the Catalyst Award in 2012.

Allers received a Bachelor of Architecture degree from Iowa State University in 1970. He has been an NCARB Certificate holder since 1974 and is licensed in Iowa and Minnesota. Allers is also an active member of the American Institute of Architects (AIA), serving on the Iowa Chapter of the AIA Board of Directors for three years, as well as numerous AIA committees.

Engineering & Land Surveying Examining Board

Governor Branstad Appoints Members to Iowa Engineering and Land Surveying Examining Board

In the spring Governor Branstad appointed Eric Green, PLS, to the Board. We welcome him. Reappointed to the Board was Robert Fairfax for a second term.



Eric M. Green, PLS, is currently a law clerk with Kenyon & Nielsen, P.C. in Creston and will become a partner with the firm in October 2016, as a general practice attorney. Eric also owns E. M. Green Land Surveying, L.L.C. in Creston. He has been a licensed professional land surveyor in Iowa since 2006 and has extensive experience in boundary surveying, construction surveying, and small business management. Eric earned an Associate of Arts degree from Southwestern Community College in Creston, a Bachelor of Arts degree in English from Simpson College in Indianola, and a Juris Doctorate from Drake University Law School in Des Moines. He spent eleven years in the Iowa Army National Guard, most as an intelligence officer, where his many experiences included a combat deployment to Afghanistan in 2010-2011. Eric resides in Creston with his wife and family.

Current Board Roster:

- Rita Perea, public member, Chair
- Robert Fairfax, public member, Vice Chair
- Jerry Shellberg
- Marlon Vogt
- Laura Sievers
- Lisa VanDenBerg
- Eric Green

Rajala named national engineer of the year



Sarah Rajala, dean of the Iowa State University College of Engineering, has been named national engineer of the year by the American Association of Engineering Societies. The organization represents 17 multidisciplinary engineering societies from industry, government and academia. The award recognizes Rajala's outstanding service in three key areas: inspirational leadership at the institutional, national and international levels; innovations in engineering education and assessment; and her efforts to promote diversity in the engineering field. Rajala came to Iowa State in 2013 from Mississippi State University, where she was dean of the Bagley College of Engineering.

Interior Design Examining Board

Branstad Appoints Board Member

Governor Branstad appointed public member Todd Mithelman to the Interior Design Examining Board. The board welcomes him. There is one additional vacancy for a registered interior designer.

Current board roster:

- Jennifer Brand, public member
- Dr. Dorothy Fowles, registered interior designer
- Scott Hatifeld, architect, registered interior designer
- Jay Rehons, Chair, registered interior designer
- Todd Mithelman, public Member
- Serena Zwanziger, vice chair, registered interior designer

Landscape Architectural Examining Board

Board Welcomes New Members, Thanks Former Members for Service



Chris Seeger with Jill Simbro,
Executive Officer

The Iowa Landscape Architectural Examining Board had two outgoing board members this year: Chris Seeger, landscape architect and Erica Anderson, public. Seeger served on the Board from 2007-2016, Erica served from 2013-2016. The Board thanks them for their generous contribution of time and expertise, and wishes them the best of luck.

Two new board members have been appointed to the board: – Emily Naylor, LA from Urbandale fills the vacancy of Tim Adams. Her term is May 1, 2016 through April 30, 2018. Brenda Nelson, LA from Iowa City was appointed to fill the LA vacancy the board has had since 2013. Her term is May 1, 2016 through April 30, 2019. Welcome Emily and Brenda!

The Board has a vacancy for an additional public member. If you know someone who may be interested, please have them apply at <https://openup.iowa.gov/board>.

Real Estate Appraiser Examining Board

AMC Legislation Signed into Law



Governor Branstad signed into law a provision regarding Appraisal Management Companies. Pictured left to right are David Binner, Wells Fargo; Bob McGivern of Koestner, McGivern and Associates; Governor Branstad; Toni Bright, former Real Estate Appraiser Examining Board administrator and now with Coester Valuation Management Services; and Brandy March, current Real Estate Appraiser Examining Board administrator.

Beginning January 1, 2017, Iowa will begin licensing appraisal management copies to comply with federal law. Stay tuned for more information.

Real Estate Commission

Commission Update

Licensing Totals – 10,603 Individuals Licensed

	<u>Brokers</u>			<u>Salespeople</u>	
	<u>Firms</u>	<u>Active</u>	<u>Inactive</u>	<u>Active</u>	<u>Inactive</u>
As of April 30, 2016	1,259	3,379	405	5,846	1,202

Future Commission Meeting Dates (*Tentatively*):

- August 4
- September 1
- October 6
- November 3

Fees:

- Criminal History Background Check - \$51
- Real estate examinations - \$101

Psychological Services, Inc. (PSI) is the exam administrator for Iowa

Legislative Tracking

From time to time, the Commission will update the administrative rules. While it is the Commission’s goal to keep you updated via the newsletter, you are responsible to know the rules. If you’d like to track Iowa Real Estate Commission administrative rules in process, you may use the link at <https://www.legis.iowa.gov/law/administrativeRules/tracker>.

From the Trust Account Auditor

Website Information

10.1(4) A licensed firm advertising or marketing on a site on the Internet that is either owned by or controlled by the licensed firm must include the following data on each page of the site on which the firm's advertisement or information appears:

- a. The firm's name as registered with the commission (abbreviations are not permitted);
- b. The city and state in which the firm's main office is located; and
- c. The states in which the firm holds a real estate brokerage license.

Does your website page disclose what states(s) in which the firm holds a real estate broker license?

10.1(5) A licensee advertising or marketing on a site on the Internet that is either owned by or controlled by the licensee must include the following data on each page of the site on which the licensee's advertisement or information appears:

- a. The licensee's name;
- b. The name of the firm with which the licensee is affiliated as that firm name is registered with the commission (abbreviations are not permitted);
- c. The city and state in which the licensee's office is located; and
- d. The states in which the licensee holds a real estate broker or salesperson license.

Does your website page disclose what state(s) in which the licensee holds a real estate broker or sales person license?

Broker's Equity

13.1(1) c. A broker shall not commingle personal funds in a trust account; provided, however, that not more than \$500 of the broker's personal funds may be maintained in each separate account if (1) such personal funds are separately accounted for and (2) such personal funds are intended to be used by the broker to pay for expenses directly related to maintaining the account.

The broker shall ensure that personal funds are deposited to cover bank service charges as specified in Iowa Code section 543B.46, and that at no time are trust moneys used to cover any charges. Upon notification that the broker's personal funds are not sufficient to cover service charges initiated by the bank that are above the normal maintenance charges, the broker shall deposit personal funds to correct the deficiency within 15 calendar days of the closing date of that bank statement.

Is your broker's equity \$500 or less? Are you separately accounting for broker's equity on an individual ledger?

If there is ever a problem in your trust account (shortage of funds, unidentified funds, not being able to obtain the three-way tie, etc.) please contact the trust account auditor immediately at Colleen.A.Goddard@iowa.gov.

Selling Farmland? Check USDA Rules

During the past several years, USDA has been forced to deal with issues relating to wetland conversion and CRP succession issues, which potentially have been caused by misinformation from a real estate agent to the buyer of farmland.

Wetland conversion is a particularly sensitive issue for USDA in that converting and then cropping a wetland will cause the producer to become ineligible for all USDA farm program benefits. A recent

situation occurred where the farm land purchaser claimed that the real estate agent he worked with stated to him that ‘he could probably place tile in that wet area and then be able to crop the land instead of pasture’. Everything from the producer is verbal and since he purchased the land in 2009, it is difficult to check the authenticity of the remark. In this case, the producer was subject to a Highly Erodible Land (HEL)/Wetland Compliance spot check in 2011 and found that the wetland on the farm had been drained with new tile. This action makes the producer ineligible for all future farm program benefits except crop insurance. The USDA is currently working with the producer to correct the situation so that his eligibility may be reinstated. The 2014 Agricultural Act, signed on February 7, 2014 adds crop insurance to the list of USDA benefits that a producer becomes ineligible for if they convert a wetland or are not in compliance on HEL.

The CRP situation is older than 2009 but still concerning. A CRP contract was converted to crop production when, according to testimony from the producer, the real estate agent selling the property mistakenly thought that the contract signing year counted as the first year of the contract. The agent apparently thought that the contract was in year ten of the ten year contract due to the signing date when in fact the contract was in year nine of a ten year contract. The resulting action of the new land owner planting a crop on the land was that the previous owner was required to repay the entire nine years of CRP payments including penalty and interest. The total figure of the repayment was close to the value of the land sale.

Agents, please remember to check USDA rules on farmland and contract obligations. The USDA does not want to have the seller, buyer, or agent representing farmland to be placed in financial harm. Educating and ensuring familiarity with USDA rules and requirements protects the seller, buyer, and the agent’s reputation and license.

Information provided by John Whitaker, State Executive Director of the Farm Service Agency and Kurt Simon, State Conservationist, NRCS.

Real Estate Commission Discipline

Signed settlement agreements may be viewed on Commission’s [website](#).

Formal Charges

14-031 Pennie Carroll (B42362000), Ankeny, IA – Informal Settlement

On December 10, 2015 the Iowa Real Estate Commission filed a Notice of Hearing and Statement of Charges against Carroll, charging her with (1) professional incompetency and/or engaging in a practice harmful or detrimental to the public in violation of Iowa Code sections 543B.29(1)(c), 543B.29(1)(d), 543B.29(1)(i), 543B.34(1)(h), 543B.62(3)(b) (2013) by failing to keep her supervising broker fully informed of all activities being conducted on behalf of that broker or any other activities that might impact that broker’s responsibilities. The hearing was scheduled before the Commission for March 3, 2016 at the offices of the Iowa Real Estate Commission in Des Moines, Iowa.

Carroll agreed to resolve the charges with a Settlement Agreement. She was ordered to pay a civil penalty in the amount of two thousand dollars (\$2,000) within six (6) months after acceptance of the Agreement by the Commission. She was also ordered to attend the Commission approved twelve (12) hour course “Listing Practices” and twelve (12) hour course “Developing Professionalism and Ethical Practices” within twelve (12) months of acceptance of the Agreement by the Commission. Carroll was reprimanded and also agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

14-085, 14-175 Ben J. Bryant (B27068000), West Des Moines, IA – Informal Settlement

On November 9, 2015 the Iowa Real Estate Commission filed a Notice of Hearing and Statement of

Charges against Bryant, charging him with (1) engaging in a practice harmful or detrimental to the public and/or failing to diligently exercise reasonable skill and care in providing real estate brokerage services to a client in violation of Iowa Code sections 543B.29(1)(d), 543B.34(1), 543B.56(1)(b) (2014) by failing to have a listing price and definite expiration date on an executed listing agreement; (2) engaging in a practice harmful or detrimental to the public, being unworthy to act as a real estate broker in such manner as to safeguard the interests of the public and/or failing to provide brokerage services to all parties to a transaction honestly and in good faith in violation of Iowa Code sections 543B.29(1)(c), 543B.29(1)(d), 543B.34(1)(h), 543B.56(2) (2014) by charging an undisclosed commission for a transaction and/or inducing another to alter, modify or change a commission that has previously been agreed upon; (3) professional incompetency, engaging in a practice harmful or detrimental to the public and/or being unworthy or incompetent to act as a real estate broker in such manner as to safeguard the interests of the public in violation of Iowa Code sections 543B.29(1)(c), 543B.29(1)(d), 543B.34(1)(h) (2014) by advertising and marketing a property in Iowa without the written authorization or signature of the true owner; (4) engaging in a practice harmful or detrimental to the public and/or being unworthy or incompetent to act as a real estate broker in such manner as to safeguard the interests of the public in violation of Iowa Code sections 543B.29(1)(c), 543B.29(1)(d), 543B.34(1)(h), 558A (2014) by failing to obtain original signatures of the sellers on the seller property condition disclosure form and the lead-paint disclosure form at the time of listing; and (5) engaging in a practice harmful or detrimental to the public and/or failing to diligently exercise reasonable skill and care in providing real estate brokerage services to a client in violation of Iowa Code sections 543B.29(1)(d), 543B.34(1), 543B.56(1)(b) (2014) by failing to have a definite expiration date on an executed listing agreement. The hearing was scheduled before the Commission for December 3, 2015 at the offices of the Iowa Real Estate Commission in Des Moines, Iowa.

Bryant agreed to resolve the charges with a Settlement Agreement. He was ordered to pay a civil penalty in the amount of five thousand dollars (\$5,000) within twelve (12) months after acceptance of the Agreement by the Commission. He was also ordered to attend the Commission approved twelve (12) hour course "Listing Practices", twelve (12) hour course "Developing Professionalism and Ethical Practices" and the eight (8) hour course "Contract Law and Contract Writing" within twelve (12) months of acceptance of the Agreement by the Commission. Bryant was also reprimanded and agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

15-344 Carmen Hocking (S37220000), West Des Moines, IA – Voluntary Surrender

On December 17, 2015 the Iowa Real Estate Commission filed a Notice of Hearing and Statement of Charges against Hocking, charging her with (1) having been convicted of a felony criminal offense and/or a criminal offense involving forgery, embezzlement, obtaining money under false pretenses, theft, arson, extortion, conspiracy to defraud, or other similar offense, any offense involving moral turpitude, or other offense involving a criminal breach of fiduciary duty in a court of competent jurisdiction in this state, or in any other state, territory, or district of the United States in violation of Iowa Code sections 543B.29(1)(f), 272C.10(5), 543B.15(3) and 193E IAC 18.2(1), 18.2(4) and (2) failing to timely notify the Commission of her conviction for a felony criminal offense and/or other criminal offense included in Iowa Code section 543B.15(3)(a) in violation of Iowa Code section 543B.29(1)(f)(1). The hearing was scheduled before the Commission for January 14, 2016 at the offices of the Iowa Real Estate Commission in Des Moines, Iowa.

Hocking agreed to resolve the charges with a Voluntary Surrender through Consent Order. She voluntarily agreed to surrender her Iowa real estate salesperson license (S37220000) to the Iowa Real Estate Commission in lieu of a formal hearing as required by Iowa Code section 543B.29(1)(f)(1) (2015). Pursuant to 193E Iowa Administrative Code section 18.15(4)(c), the duration of the Hocking's license surrender shall be for an indefinite period of time and the Commission shall not grant an application for reinstatement until all terms of the sentencing have been fully satisfied. The effective date of the license surrender shall be the date the Order was accepted by the Commission. Hocking further acknowledged that her license reinstatement shall be governed by Iowa Code section 543B.15 and 193E Iowa Administrative Code section 18.15. Hocking shall not be eligible to seek reinstatement for a period of no less than five (5) years following the date the Order is accepted by the Commission. She acknowledged that she must qualify as a salesperson starting over as if never licensed

in the state of Iowa, and that reapplication may or may not be granted by the Iowa Real Estate Commission.

Unlicensed Practice

See Iowa Code §§ 543B.1, 543B.7, 543B.34, 543B.34(3), 543B.44, 543B.49.

15-318 Steve Hartman (Unlicensed), Winterset, IA – Cease and Desist Order by Consent Agreement

Hartman agreed to cease and desist from any future violations of Iowa Code chapter 543B and to pay a civil penalty in the amount of one thousand dollars (\$1,000) within six (6) months of acceptance of the Cease and Desist Order by the Commission. He also agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate including, but not limited to Iowa Code § 543B.7(5).

Engaging in a Practice Harmful or Detrimental to the Public and/or Being Unworthy to Act as a Real Estate Licensee in Such Manner as to Safeguard the Interest of the Public

See Iowa Code §§ 543B.29(1)(d), 543B.34(1)(f), 543B.34(1)(h) and 193E Iowa Administrative Code § 18.14(5)(s).

14-211 Valorie J. Brezina (B19958000), Urbandale, IA – Informal Settlement

Brezina agreed to resolve the charges with a Settlement Agreement. She was ordered to pay a civil penalty in the amount of two thousand dollars (\$2,000) within six (6) months after acceptance of the Agreement by the Commission. She was also ordered to attend the Commission approved twelve (12) hour course “Listing Practices” within twelve (12) months of acceptance of the Agreement by the Commission. Brezina was also reprimanded and agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

15-169 Dorrance L. Brezina (B09260000), Urbandale, IA – Informal Settlement

Brezina agreed to resolve the charges with a Settlement Agreement. He was ordered to pay a civil penalty in the amount of one thousand dollars (\$1,000) within six (6) months after acceptance of the Agreement by the Commission. He was also ordered to attend the Commission approved twelve (12) hour course “Listing Practices” within twelve (12) months of acceptance of the Agreement by the Commission. Brezina was also reprimanded and agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

15-216 Kathleen F. Miller (B20204000), Sioux City, IA – Informal Settlement

Miller agreed to resolve the charges with a Settlement Agreement. She was ordered to pay a civil penalty in the amount of two thousand, five hundred dollars (\$2,500) within twelve (12) months after acceptance of the Agreement by the Commission. She was also ordered to attend the Commission approved twelve (12) hour course “Developing Professionalism and Ethical Practices” within twelve (12) months of acceptance of the Agreement by the Commission. Miller was reprimanded and also agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

Engaging in Practices Harmful or Detrimental to the Public and/or Failing to Diligently Exercise Reasonable Skill and Care in Providing Brokerage Services

See Iowa Code §§ 543B.29(1)(c), 543B.29(1)(d), 543B.34(1), 543B.56(1)(b)

15-193 Dorrance L. Brezina (B09260000), Urbandale, IA – Informal Settlement

Brezina agreed to resolve the charge with a Settlement Agreement. He was ordered to pay a civil penalty in the amount of five hundred dollars (\$500) within six (6) months after acceptance of the Agreement by the Commission. He also agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

15-264 Larry D. Sharp (B16890000), Cedar Rapids, IA – Informal Settlement

Sharp agreed to resolve the charge with a Settlement Agreement. He was ordered to pay a civil penalty in the amount of five hundred dollars (\$500) as a condition precedent to the reactivation of his inactive Iowa Real Estate broker license or the reinstatement of his Iowa real estate broker license in the event of its expiration. He also agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating

the practice of real estate.

15-285 Diane K. Goerd (B40065000), Dyersville, IA – Informal Settlement

Goerd agreed to resolve the charge with a Settlement Agreement. She was ordered to pay a civil penalty in the amount of five hundred dollars (\$500) within thirty (30) days after acceptance of the Agreement by the Commission. She also agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

Trust Account Violations

See Iowa Code §§ 543B.29(1)(k), 543B.34, 193E Iowa Administrative Code chapter 13, and 193E Iowa Administrative Code §§ 18.14(1)(j), 18.14(5)(e).

15-252 Kathleen F. Miller (B20204000), Sioux City, IA – Informal Settlement

Miller agreed to resolve the charge with a Settlement Agreement. She was ordered to pay a civil penalty in the amount of one thousand, five hundred dollars (\$1,500) within twelve (12) months of acceptance of the Agreement by the Commission. She was also ordered to attend the Commission approved eight (8) hour course “Trust Accounts” within twelve (12) months of acceptance of the Agreement by the Commission. She was reprimanded and also agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

15-263 John J. Robertson (B41575000), Columbus Junction, IA – Informal Settlement

Robertson agreed to resolve the charge with a Settlement Agreement. He was ordered to pay a civil penalty in the amount of one thousand dollars (\$1,000) within twelve (12) months of acceptance of the Agreement by the Commission. He also agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

15-286 Jason Conrad (B57706000), Dubuque, IA – Informal Settlement

Conrad agreed to resolve the charge with a Settlement Agreement. He was ordered to pay a civil penalty in the amount of one thousand dollars (\$1,000) within six (6) months of acceptance of the Agreement by the Commission. He also agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

15-287 Margaret Nesler (B29300000), Dubuque, IA – Informal Settlement

Nesler agreed to resolve the charge with a Settlement Agreement. She was ordered to pay a civil penalty in the amount of one thousand dollars (\$1,000) within six (6) months of acceptance of the Agreement by the Commission. She also agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

15-306 Norlyn F. Stowell (B02712000), Emmetsburg, IA – Informal Settlement

Stowell agreed to resolve the charge with a Settlement Agreement. He was ordered to pay a civil penalty in the amount of five hundred dollars (\$500) within thirty (30) days of acceptance of the Agreement by the Commission. He was also ordered to attend the Commission approved eight (8) hour course “Trust Accounts” within twelve (12) months of acceptance of the Agreement by the Commission. He also agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

15-307 Patricia J. Essing (B18249000), Manson, IA – Informal Settlement

Miller agreed to resolve the charge with a Settlement Agreement. She was ordered to attend the Commission approved eight (8) hour course “Trust Accounts” within twelve (12) months of acceptance of the Agreement by the Commission. She was reprimanded and also agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

15-309 Andre J. Ekis (B57285000), Urbandale, IA – Informal Settlement

Ekis agreed to resolve the charge with a Settlement Agreement. He was ordered to pay a civil penalty in the amount of one thousand dollars (\$1,000) within six (6) months of acceptance of the Agreement by the Commission. He was also ordered to attend the Commission approved eight (8) hour course “Trust Accounts”

within twelve (12) months of acceptance of the Agreement by the Commission. He also agreed to fully comply with all pertinent orders of the Commission and the statutes and rules regulating the practice of real estate.

Failing to Comply with the Mandatory Errors and Omissions Insurance Requirement

All licensees disciplined for E & O insurance violations were active at the time of the infraction. See Iowa Code 543B.29(1)(c), 543B.47(1), 543B.47(6) and 193E Iowa Administrative Code sections 18.2(5), 18.14(5)(s), 19.6(5), 19.6(6).

15-299 Brenton Bult (S61993000), Waukee, IA - \$1,000 Civil Penalty to be paid prior to reactivation or reinstatement of license

15-308 David A. Sidwell (B41204000), North Liberty, IA - \$1,000 Civil Penalty to be paid prior to reactivation or reinstatement of license

15-349 Matthew J. Wendl (S62934000), Carroll, IA - \$1,000 Civil Penalty

15-350 Lisa J. Winsor (S33363000), Vinton, IA - \$1,000 Civil Penalty to be paid prior to reactivation or reinstatement of license

Failing to Comply with the Mandatory Errors and Omissions Insurance Requirement (2nd Offense)

See Iowa Code sections 543B.29(1)(j), 543B.47(1), 543B.47(6) and 193E Iowa Administrative Code sections 18.2(5), 18.14(5)(s), 19.6(5), 19.6(6).

15-288 Lora M. Parker (B19954000), Muscatine, IA - \$2,000 Civil Penalty to be paid prior to reactivation or reinstatement of license

Failing to Comply with Continuing Education Requirements and Causing to be Submitted, Whether Intentional or Otherwise, Incorrect Information on a Renewal Application

See Iowa Code sections 272C.10(1), 543B.15(5), 543B.29(1)(b), 543B.34(1)(k) and 193E Iowa Administrative Code chapter 16 and 193E Iowa Administrative Code §§ 18.2(5), 18.14(5)(s).

15-305 Connie Durr (B37504000), Montezuma, IA - \$500 Civil Penalty

15-342 Donna L. Arnold (S58058000), Davenport, IA - \$500 Civil Penalty

Issuing an Insufficient Funds Check to the Commission

See Iowa Code §§ 543B.29(1)(a), 543B.29(1)(c), 543B.34(1)(k) and 193E Iowa Administrative Code §§ 9.2(4), 18.14(5)(o).

15-261 Mary E. Greeley (S64067000), Chariton, IA - \$250 Civil Penalty

Failing to Fully Disclose Criminal History on an Application

See Iowa Code §§ 17A.10, 272C.3(4), 543B.15(5), 543B.19.

15-346 Aaron L. Ackerlund (S64346000), Madrid, IA - \$500 Civil Penalty

16-001 Nathaniel J. Dooley (S64361000), Solon, IA - \$500 Civil Penalty

16-003 Martin A. Hoeger (S64363000), Cedar Rapids, IA - \$500 Civil Penalty

16-005 Tim Lovan (S64355000), Iowa City, IA - \$500 Civil Penalty

16-006 Kym Dawid (S64367000), Bettendorf, IA - \$500 Civil Penalty

16-011 Angella S. Marcov (S42269000), Le Claire, IA - \$500 Civil Penalty

16-041 Ryan Koller (S64450000), Kalona, IA - \$500 Civil Penalty

16-042 Jennifer Mott (S64453000), Ankeny, IA - \$500 Civil Penalty

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