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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  
VIA VIDEOCONFERENCE**

TIME: 10:30 a.m.

Monday, September 13, 2021

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State Board of Auctioneer Examiners  
September 13, 2021

BOARD MEMBERS:

- Nevin B. Rentzel, Chairman, Professional Member
- Sherman E. Hostetter Jr., Professional Member
- K. Kalonji Johnson, Commissioner, Bureau of Professional and Occupational Affairs
- Gerald A. Rader, Professional Member
- Daniel A. Trace, Secretary, Professional Member - Absent
- Heather M. Troutman, Consumer Protection Agent

BUREAU PERSONNEL:

- Jason E. McMurry, Esquire, Board Counsel
- J. Karl Geschwindt, Esquire, Board Prosecution Liaison
- Terrie Kocher, Board Administrator

1 \*\*\*

2 State Board of Auctioneer Examiners

3 September 13, 2021

4 \*\*\*

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

12 \*\*\*

13 The regularly scheduled meeting of the State  
14 Board of Auctioneer Examiners was held on Monday,  
15 September 13, 2021. Nevin B. Rentzel, Chairman,  
16 Professional Member, called the meeting to order at  
17 10:30 a.m.

18 \*\*\*

19 Introduction of Board Members  
20 [Chairman Rentzel requested an introduction of Board  
21 members.]

22 \*\*\*

23 Meeting Instructions

24 [Terrie Kocher, Board Administrator, reminded everyone  
25 that the meeting was being recorded, and voluntary

1 participation constitutes consent to be recorded.

2 She also provided instructions to be followed  
3 during the virtual meeting.]

4 \*\*\*

5 Approval of minutes of the March 8, 2021 meeting

6 CHAIRMAN RENTZEL:

7 You have all been given the minutes from  
8 our previous meeting. Does anyone have  
9 any questions?

10 Is there a motion to accept the  
11 minutes from our previous meeting?

12 MR. HOSTETTER:

13 So moved.

14 CHAIRMAN RENTZEL:

15 Sherman made a motion. Do I hear a  
16 second?

17 MR. RADER:

18 Second.

19 CHAIRMAN RENTZEL:

20 Any discussion? All those in favor of  
21 accepting the minutes as printed, say  
22 aye. Opposed, nay?

23 [The motion carried unanimously.]

24 \*\*\*

25 Report of Prosecutorial Division

1 [J. Karl Geschwindt, Esquire, Board Prosecution  
2 Liaison, presented the Consent Agreement for Case No.  
3 17-64-12826.]

4 CHAIRMAN RENTZEL:

5 Do I hear a motion to accept the Consent  
6 Agreement?

7 MR. RADER:

8 Motion to accept.

9 CHAIRMAN RENTZEL:

10 Is there a second to that?

11 MS. TROUTMAN:

12 Second.

13 CHAIRMAN RENTZEL:

14 Any discussion? All those in favor of  
15 accepting the Consent Agreement, please  
16 give their consent by saying aye.

17 Opposed, nay?

18 [The motion carried unanimously. The Respondent's  
19 name is Alan R. Diffenbach.]

20 \*\*\*

21 Report of Board Counsel

22 [Jason E. McMurry, Esquire, Board Counsel, noted that  
23 the Board met in Executive Session prior to this  
24 meeting to discuss matters on the agenda.

25 Mr. McMurry referred to a letter from Yvonne

1 Laird, Executive Director, Mississippi Auctioneer  
2 Commission, regarding an Agreement of Reciprocity. He  
3 the Board discussed the matter and would contact the  
4 Mississippi Auctioneer Commission to request  
5 additional information.

6 Mr. McMurry noted the matter would be placed on  
7 the agenda at a future meeting to formally address the  
8 request for the Commonwealth of Pennsylvania to enter  
9 into a reciprocal agreement with Mississippi for  
10 auctioneer reciprocity purposes.

11 Mr. McMurry mentioned there would be discussions  
12 regarding regulations at future meetings to revamp and  
13 revise current regulations to coincide with the  
14 changes in the practice act and to keep other  
15 regulations moving forward in a positive direction.

16 Mr. McMurry noted that there would be a full  
17 regulation work session starting with the January  
18 Board meeting with the hope of having good  
19 participation concerning any questions regarding  
20 current regulations.]

21

\*\*\*

22 Report of Commissioner

23 [K. Kalonji Johnson, Commissioner, Bureau of  
24 Professional and Occupational Affairs, informed the  
25 Board of the return to in-person meetings beginning

1 October 1, 2021 at Penn Center. He noted that  
2 Commonwealth of Pennsylvania's policies would be  
3 observed with regard to masking, along with the  
4 Centers for Disease Control and Prevention (CDC)  
5 guidelines.

6 Commissioner Johnson announced the ban on  
7 physical travel has been lifted and requests for  
8 regional or national conferences are being accepted.  
9 He encouraged Board members to submit paperwork early  
10 due to staffing shortages.

11 Commissioner Johnson reminded the Board of the  
12 Sunshine requirement and to make sure selection of  
13 Board members is on the agenda for a formal vote. He  
14 mentioned the two-member allowance for physical travel  
15 is back, but everyone could attend virtual meetings.]

16 \*\*\*

17 Report of Board Chairman

18 [Nevin B. Rentzel, Chairman, Professional Member, also  
19 addressed the public work session following the State  
20 Board of Auctioneer Examiners Meeting in January to  
21 receive input from other professional members and  
22 discuss and update regulations to coincide with the  
23 current law.

24 Mr. Rader asked Commissioner Johnson whether  
25 there was any progress concerning Board vacancies.

1 Commissioner Johnson noted receiving names from  
2 the Governor's Office, but filling the vacancies would  
3 depend on how quickly the Senate can move on some of  
4 those nominations.]

5 \*\*\*

6 Report of Board Administrator - No Report

7 \*\*\*

8 Miscellaneous

9 [Terrie Kocher, Board Administrator, noted the  
10 remaining 2021 Board meeting date is November 8, 2021.

11

12 Ms. Kocher also noted 2022 meeting dates are  
13 January 10, March 14, May 9, July 11, September 12,  
14 and November 14, 2021.

15 Mr. Hostetter requested information regarding  
16 registration and travel for the state convention.

17 Ms. Kocher explained that two members are  
18 permitted to attend the state convention, but the  
19 Board would need to vote on who would be attending at  
20 the next meeting so she can submit the information for  
21 approval of travel and expenses.

22 Mr. Hostetter questioned whether November is  
23 enough time to submit the information.

24 Commissioner Johnson commented that the  
25 department would make sure the paperwork gets in on



1 time as long as the public has been provided ample  
2 notice that there is a formal vote of who would be  
3 attending.]

4 \*\*\*

5 Adjournment

6 CHAIRMAN RENTZEL:

7 Do I hear a motion to adjourn?

8 MR. HOSTETTER:

9 So moved.

10 CHAIRMAN RENTZEL:

11 Motion made by Sherman.

12 MR. RADER:

13 Second.

14 CHAIRMAN RENTZEL:

15 All those in favor, give their consent  
16 by saying aye. Opposed, nay?

17 [The motion carried unanimously.]

18 \*\*\*

19 [There being no further business, the State Board of  
20 Auctioneer Examiners Meeting adjourned at 10:45 a.m.]

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CERTIFICATE

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



Amber Garbinski,  
Minute Clerk  
Sargent's Court Reporting  
Service, Inc.

STATE BOARD OF AUCTIONEER EXAMINERS  
REFERENCE INDEX

September 13, 2021

TIME	AGENDA
	Executive Session
10:30	Return to Open Session
10:30	Official Call to Order
10:30	Introduction of Board Members
10:32	Approval of Minutes
10:32	Report of Prosecutorial Division
10:34	Report of Board Counsel
10:37	Report of Commissioner
10:40	Report of Board Chair
10:42	Miscellaneous
10:45	Adjournment