

Richter, Susan K.

From: Richter, Susan K.
Sent: Monday, December 15, 2008 4:22 PM
To: -Grp-PSC Commissioners; Jeffcoat-Sacco, Illona; Fahn, Patrick J.
Subject: Recommendation on the Stanley Buckholz Auctioneer Complaint

While working on the draft auction complaint, staff had phone conversations with Stanley Buckholz about the allegations in the complaint. Mr. Buckholz insisted that the newspaper advertisement which did not contain his license name nor identify his auctioneer license number was not initiated by him. Mr. Buckholz also insisted that the only advertisement he was aware for the particular sale was an auction sale flyer. The newspaper advertisement provided an internet address. I looked at the auction sale flyer on the internet and saw that Mr. Buckholz's name and license number was on the auction sale flyer itself (as well as other auctioneer names and numbers).

Staff forwarded a copy of the draft complaint to Stanley Buckholz along with a request to provide a response to the allegations identified in the draft complaint. Stanley Buckholz submitted a written response. In his response he said that the newspaper advertisement was not made at his direction. He also said that from this point forward he will be "on top of other adds" and will make sure his name and license number are on all public notices of auction sales. Mr. Buckholz's response also contained an apology.

Mr. Buckholz was informed that if we become aware of any advertising without his license name and license number in the future, we will not hesitate to initiate a formal complaint at that time.

I recommend no further action be taken at this time and the docketed case be closed.

FYI - Auction renewals were mailed in November along with a reminder to licensees to include names and license numbers on all advertising of sales. Licensees were informed that failing to identify all names and license numbers on advertising is a violation of state law and may result in a complaint and if a complaint is brought before the Commission, the Commission has the

authority to impose sanctions or penalties, which may include suspension or revocation of license(s) or a fine of up to \$5,000, or both.

If you have any questions, please let me know.

Thanks, Sue