



KENTUCKY AUCTIONEER NEWSLETTER

<http://auctioneers.ky.gov>

Official Publication of the Kentucky Board of Auctioneers

September 2008 No. 42

GOVERNOR BESHEAR REAPPOINTS BOARD MEMBER

Governor Steven L. Beshear reappointed **Edwin Glenn Birdwhistell** of Lawrenceburg to the Kentucky Board of Auctioneers. His term is July 1, 2008 through June 30, 2011.

Mr. Birdwhistell has been an auctioneer since July 31, 1962 and a real estate broker since 1956. He entered the auction business at age 13 with his father, John Edwin Birdwhistell. Upon his father's death in mid 1960's, Glenn assumed his share of the business. Mr. Birdwhistell is President, Principal Broker and Auctioneer of Birdwhistell Realty & Auction Co. His wife is Mary Lee (Barker). Commissioner Birdwhistell's son, Randy, has been an auctioneer with the company since 1994. Glenn has conducted livestock, real estate farm equipment, antiques personal property, tobacco auctions, and several of the state auctions for Fleet Management, Fish and Wildlife, and the Kentucky State Police. Mr. Birdwhistell is a past president of the Kentucky Auctioneers Association and has been inducted into KAA's Hall of Fame. Glenn is a member of the National Auctioneers Association, Lexington Board of Realtors and the National Board of Realtors. He retired from the Kentucky Army National Guard in 1992 as a Chief Warrant Officer 4 and awarded the Legion of Merit.



At the August 13, 2008 Kentucky Board of Auctioneers meeting, J. Randall Bush and L. Joe Walden were elected as Chairman and Vice Chairman.

2009 CONTINUING EDUCATION SEMINARS

The Kentucky Board of Auctioneers is administering the Kentucky seminars. The first one is scheduled in Louisville, the Hurstbourne Holiday Inn at I-64 on Monday February 16, 2009 at 9:00 AM ET and 12:00 Noon ET. The registration fee is \$25 if it is received in our office at least one week prior to the seminar. On-site registration is \$35. There is no fee difference for half days. Checks are made payable to the Kentucky Board of Auctioneers. PLEASE NO CASH.

The featured speaker is Brian Rigby and Neal Davis. The topic will be related to ringmen at auction. CE approval from Texas is being processed.

Although arrangements are not complete, seminars are planned in Morehead, Somerset, Cadiz, and another location. Check the KY Board of Auctioneers' website <http://auctioneers.ky.gov> for immediate information as plans are finalized.

IN MEMORY

The Kentucky Board of Auctioneers sends their sincere condolences to friends and families of the following auctioneers:

- | | |
|--|--|
| Jack T. Adams, P1436, Pineville | Monford Greer, A657, Mt. Sterling |
| W. Rick Bewley, A1187, Elizabethtown | Ronald T. Hurst, P1598, Harrodsburg |
| Kenneth E. Champion, A746, Leburn | Roy Steve Kendall, RP7163, Westmoreland TN |
| Robert M. Compton, A2418 AHO6166, Harold | Charles W. Sentman, RP7222, Waveland IN |
| Earl M. Davis, P1585, Brandenburg | Rick D. Stanley, P894, Franklin |
| Edwin Freeman, P1660, Harrodsburg | J. L. Todd, RP7237, Rome GA |

2008 RENEWAL

License renewal forms were mailed to 2,497 licensees on May 1, 2008. On July 18th, late renewal forms were mailed to 239 individuals. **Licenses were canceled on July 1, 2008. The following 206 individuals may NOT perform auctioneering activities regulated by KRS Chapter 330.** 8/29/08

Alm, Dennis F. RP7152
Andreotta, Sarah L. P1415
Arvin, Judy K. P1512
Asher, Avi A. RP3133
Aumann, Kurt M. NP2818
Baird, Bruce C. NP6073
Barb, Gary R. RP2826
Barker Jr., Kelly P1232
Barker, Gwendolyn J. NP144
Bell, John Douglas A3096
Bennesh, John A. A690
Bennett, Julia A. A49
Birge, Michael Wayne A2581
Black, Thomas A. NP69
Blythe, Kip Bradley A3056
Boswell, Earl W. A82
Bowen, Robert M. P40
Bray, Kenneth R. AHO5048
Briggs, Justin David RP2914
Brown, David Lee A983
Brown, R. Byron P1323
Brown, Robert Wallace A2630
Buckman, James E. P2298
Buell, Jack B. RP7191
Burke Jr., Gerald P. P1438
Burkholder, John M. AHO5074
Burns, John F. A136
Bushart, Nelda C. NA132
Caperton, Michael O. A373
Caputo, Joseph RP3121
Carman Jr., Harold G. RP7339
Carnes, Walter R. A485
Carrier, Matthew Alan L2677
Chasteen Jr., Luster J. A3048
Chatman, Jim J. AHO814
Childress, Kenneth L. P1636
Cianci, Vincent E. RP7294
Clarke, Stephen R. P1010
Cole, Janet Faye AHO2875
Cole, Jimmy D. A2086
Collins, Floyd Shane RP2895
Conn, Eddie L. A161
Conn, Eddie L. AHO5052
Coomes, Donald A. A749
Couch, Michael Lee RP2320
Covington, Donald L. A63
Craighead, Dwayne N. RP7184
Crain, Charles C. A562
Crisp, David Eugene A2674
Cropenbaker, Russell J. A459
Curran, Dwaine E. A891
Curtis, Terry W. RP7232
Davis, Jack Dee RP3088
Davis, Tom J. A2395
DeFelice, Nicholas Joseph RP3065
Dickerson, Joseph S. A718
Dorran, Steve J. RP7392
Dove, Kirk NP6128
Downs, Todd L. NP809
Dyess III, James Blackston RP3051
Eaton, Leemon P209
Eddleman, Clifford P. A2553
Elder, R. Damien A55
Elkins Jr., George D. A360
Elliott, Brock Anthony RP2188
Emerson, Paul RP3063
Eubank, Virgil T. P1630
Farmer, Bradford N. P77
Farmer, Jeffrey M. P1208
Ferguson, Frankie Y. A108
Ferguson, Robert Darien RP3023
Fiese, Jamie L. P1107
Finn, Paul Jerrold RP2797
Flannery, Barbara Alice A2554
Foster, Scott F. NP2639
Freeman, Samuel Dell P1242
Freije, Richard Andrew RP2707
French, George A. A50
Gard, Gerald D. P6172
Geddings, Robert H. P272
Gifford, James M. P2189
Glenn, Steven Norris A2862
Graber, Vernon E. RP861
Graham, Ashley Rae A2843
Grimsley, Rufus S. A480
Gunter, Ferrill R. P1535
Hager, Raymond A. P521
Hall, Daniel Ray AHO2614
Handshoe, Goldie Mae AHO3131
Hanes, John T. RP2343
Hansford, Robert W. P2195
Hare, Joseph L. P526
Harris, James M. A152
Harris, William D. RP3120
Harvey, Randy L. RP1681
Hedges, Christopher Lee A2881
Henry, George Albert RP2917
Higdon, David Eugene A3049
Higgason, Steven C. P491
Highbaugh, Clifford S. P1824
Hinton, Charles Sidney RP2977
Hinton, Jeremy Wade A3119
Holland, Brian K. RP2711
Holland, George E. P2000
Horrar, Allan L. A788
Hunt, Ben A2905
Jacobs, Brian Lee RP838
Jeffrey, Phillips M. P1531
Jenkins, Damon Fredrick RP3081
Johnson, Andy P2577
Johnson, Edward Francis RP3122
Jones, Jim R. A624
Jones, Nathan Adam A2874
Judd, Robert Brown P2427
Karnes, Joshua Adam A2699
Kaufman, Steven R. RP3060
Keith, Rickey L. A233
Kepley, Ricky M. P1047
Key, Hugh B. RP7174
Kidd, Bradford R. AHO5070
Kidd, Raymond A22
Kindig, Kelly Keith A2812
Kinison, Gerald L. AHO2567
Koger, Jeffery Scott P2181
Lambert Jr., James Henry RP3075
Legendre, Richard G A2750
Loeser Sr., Alan David RP2844
Malette, Mark D. RP7117
Maness, Michael Wayne AHO2988
Mannion, Lance W. RP7347
Marksberry, William H. P1934
Martineck, Robert T. RP7037
McBride, Charles W. RP6174
McCubbin, Henry Todd A2729
McGill, Bobby D. A759
McKee, Ralph RP2747
McKinney, Jerry D. P423
Mik Jr., Paul F. P1151
Milby, Jason A. A2768
Miller, Charles Mark AHO2786
Miller, Paul Doug P1065
Milliken, Neal F. P322
Moreman, Martin R. A2656
Morrow Jr., Henry D. P2575
Moss, David W. A47
Motes, Ronald D. RP7183
Moynahan, Michael J. P548
Neal Jr., Willie Merit A3057
Nichols, Ginger M. A378
Ollis, Joe D. NP6009
Pack, Cheryl L. A2682
Parvzian, Allen Amir Reza RP2978
Pearson, Kenneth R. A445
Pendleton, James Benton RP3126
Pendleton, Robert D. P2062
Pettit, Timothy Mark RP2258
Pfungston, Eddie Harris A2227
Pierce, Cecil Dale AHO3047
Ponder, Stephen L. P1416
Preston, Patrick K. A954
Prewitt, Harold D. P780
Quiggins, Curtis A. P2311
Rachford, Donald Linsey RP3095
Ransdell, Lynn East A2821
Reimold, Daniel George RP2193
Rice, Gerald D. P1771
Riggins, John C. P1419
Roberts, Richard Todd A737
Rose, Glenda M. AHO5040
Sexton, Randall D. P1256
Sheaffer, Lawrence M. P1632
Shely, Sherrie Lynn AHO3012
Shreve, Delmer L. A148
Smith, Barb A. RP2872
Smith, Robert A. RP2882
Snider, Kenneth C. RP7228
Standafer, Maudie J. A727
Starks, Paul F. P2261
Stewart, James William RP2505
Stinson, Terry Lynn A2734
Stock, Robert Carl RP2178
Stoltzfus, Christian Z. RP2942
Stratton, Napoleon B. P1030
Strode, Gregory B. A2689
Sutton, L. Rick P1145
Sweeney, Robert A. P1333
Theorin, Carl J. RP2349
Thompson, Charles Todd RP2980
Thompson, Everett L. RP902

Thompson, Larry E. P1747
Tillman, Keenan Len A930
Todd, Robert Bruce RP2952
Troutman, Todd P1662
True, Ernest A. P2239
Wait, Charles Paul RP7188

Warman, Glenn A. A969
Watson, Billy P688
Wedding, Jason S. P2129
Whelan, Tia C. A2871
Williams, Brad N. RP2975
Williams, Victor Glenn P1299

Wilson, Aaron D. P1282
Wilson, Larry E. RP3087
Witzler, Max P2576
Woodruff IV, Wallace Green RP2852
Worley, Bryan K. RP7363



SECRETARY COUNSELOR HERBERT VAN ARSDALE RETIRES

Secretary Counselor Herbert VanArsdale, II announced his retirement to the Board at the March Board Meeting. He began his "life of leisure" on April 1, 2008. Current and former board employees and Mr. VanArsdale's family joined together for a retirement dinner honoring his 40+ years of service. The Board Members and Board staff send their best wishes to Bert in his retirement and may the future hold only the best for him and his family.

KBA DESK NOTES



ISSUE 1: This is important! An auction house operator can only contract an auction at the auction house that is specified on the Auction House Operator License. KRS Chapter 330.020 (6) defines an Auction house "... for sale at public auction at a fixed location." If the contract auctioneer, who calls bids at an auction house, has an auction at a site other than the auction house, the auction house operator is not a party to this particular auction.

ISSUE 2: *The following is an update to last year's newsletter article on Meth Lab Cleanup.* A list of contractors certified by the Environmental and Public Protection Cabinet to cleanup methamphetamine labs is now available from the cabinet's Division of Waste Management.

Certification of contractors who decontaminate meth labs located on "inhabitable properties," excluding hotels, is a new requirement under a law passed by the 2007 General Assembly. The list and other information about the new law including a guidance document and cleanup standard, is available online at www.waste.ky.gov/branches/sf/Meth.htm or by contacting Kim Leingang in the division's Superfund Branch at 502-564-6716, ext. 236, or Kim.Leingang@ky.gov. If you find what you suspect is a meth lab, do not move, touch or smell any container or its contents. Contact law enforcement. The KSP hotline is 1-800-222-5555. Extensive information on recognizing meth labs, how to protect yourself and who to call is online at the University of Kentucky's Health Education through Extension Leadership site: www.ca.uky.edu/heel/Land/index.htm

ISSUE 3: <http://www.atf.treas.gov/regulations/27cfr194.htm> Call (800) 688-9889 for questions/clarifications.

Title 27 Chapter I—Bureau Of Alcohol, Tobacco and Firearms, Department of the Treasury
Part 194—Liquor Dealers

Subpart L--Exemptions and Exceptions Persons Exempt From Liquor and Beer Dealer Special Taxes
Sec. 194.189 Agents, auctioneers, brokers, etc., acting on behalf of others.

Certain persons may sell liquors as agents or employees of others, or receive and transmit orders therefor to a dealer, without being considered liquor or beer dealers on account of such activities; they are as follows:

- (a) Auctioneers who merely sell liquors at auction on behalf of others,
- (b) Agents or brokers who merely solicit orders for liquors in the name of a principal, but neither stock nor deliver the liquors for which orders are taken,
- (c) Employees who merely sell liquors on behalf of their employers, and
- (d) Retail dealers in liquors or retail dealers in beer who merely receive and transmit to a wholesale dealer orders for liquors or beer to be billed, charged, and shipped to customers by such wholesale dealers.

Such persons, who have no property rights in the liquors or beer sold, may make collections for their principals and receive commissions for their services, or guarantee the payment of accounts, without being required to pay special tax. In all such cases, however, the principal is required to pay special tax at each place where sales are consummated, unless he is exempt therefrom under the provisions of this subpart.

DISCIPLINARY ACTIONS – JANUARY 2008 THROUGH AUGUST 2008

- 5/14/08 James J. Bates, P1017 Admonishment. "Review your business practices to ensure compliance with the law, especially 201 KAR 3:045(2) which requires settlement of monies within thirty (30) days of the auction, KRS 330.110(8) and (10) and all other rules and regulations associated with auctioneering in Kentucky."
- 5/14/08 Bobby G. Jones, P1765 Violation of KRS 330.110(11) Did not actively supervise the activities his apprentice. Written reprimand and an additional three hours of continuing education by 6/30/09.

KENTUCKY BOARD OF AUCTIONEERS 2009 EXAMINATION SCHEDULE UL SHELBY CAMPUS

The 2009 examination dates are: February 12, May 21, August 13, and November 19.

The exam applications and the study guide are available on KBA's website at <http://auctioneers.ky.gov>

The application is completed by the applicant on his/her computer, and then printed out, signed and mailed to KBA. A passport-size photo must be adhered to the application. The application must be received by the Kentucky Board of Auctioneers at least 20 days before the examination date.

KRS 139.110 IS AMENDED TO INCLUDE CHARITABLE AUCTIONS

HB704 amended KRS Chapter 139.110 Sales and Use Tax. (as shown in italics)

(1) "Retailer" means: (a) Every person engaged in the business of making retail sales or furnishing any services included in KRS 139.200; (b) Every person engaged in the business of making sales at auction of tangible personal property owned by the person or others for storage, use or other consumption, *except as provided in subsection (3) of this section*; (c) Every person making more than two (2) retail sales during any twelve (12) month period, including sales made in the capacity of assignee for the benefit of creditors, or receiver or trustee in bankruptcy; (d) Any person conducting a race meeting under the provision of KRS Chapter 230, with respect to horses which are claimed during the meeting.

(2) When the department determines that it is necessary for the efficient administration of this chapter to regard any salesmen, representatives, peddlers, or canvassers as the agents of the dealers, distributors, supervisors or employers under whom they operate or from whom they obtain the tangible personal property sold by them, irrespective of whether they are making sales on their own behalf or on behalf of the dealers, distributors, supervisors or employers, the department may so regard them and may regard the dealers, distributors, supervisors or employers as retailers for purposes of this chapter.

(3) (a) *Any person making sales at a charitable auction for a church, school, civic club, or other resident, nonprofit charitable, religious or educational organization shall not be a retailer for purposes of the sales made at the charitable auction if:*

1. *The organization, not the person making sales at the auction, is sponsoring the auction;*
2. *The purchaser of tangible personal property at the auction directly pays the organization sponsoring the auction for the property and not the person making the sales at the auction; and*
3. *The sponsoring organization, not the person making sales at the auction, is responsible for the collection, control, and disbursement of the auction proceeds.*

(b) *If the conditions set forth in paragraph (a) of this subsection are met, the organization sponsoring the auction shall be the retailer for purposes of the sales made at the charitable auction.*

Dept. of Revenue publications: "Kentucky Tax Alert" and Kentucky Sales Tax Facts".

<http://revenue.ky.gov/newsroom/publications.htm>

LICENSE UPDATE The following chart is current as of 08/27/08

		TOTAL COUNT	P	NP	RP	A	NA	RA	AHO	L
ESCROW	Ms.	19	6	0	0	13	0	0	0	0
ESCROW	Mr.	112	58	6	1	44	1	0	2	0
<i>Escrow</i>		<i>131</i>	<i>64</i>	<i>6</i>	<i>1</i>	<i>57</i>	<i>1</i>	<i>0</i>	<i>2</i>	<i>0</i>
ACTIVE	Ms.	181	61	2	18	72	2	0	26	0
ACTIVE	Mr.	1994	1129	89	318	393	5	1	34	25
<i>Active</i>		<i>2,175</i>	<i>1,190</i>	<i>91</i>	<i>336</i>	<i>465</i>	<i>7</i>	<i>1</i>	<i>60</i>	<i>25</i>
TOTAL LICENSED		2,306	1,254	97	337	522	8	1	62	25

Steve Proffitt is general counsel of J. P. King Auction Company, Inc. (www.jpking.com). He is also an auctioneer and instructor at both Reppert School of Auctioneering in Auburn, IN and Mendenhall School of Auctioneering in High Point, NC. He welcomes questions from readers about auctions and auctioneering. Readers' communications may be edited and revised. Mr. Proffitt will answer selected questions but cannot provide personal answers. His answers do not represent legal advice or the formation of an attorney-client relationship and readers should seek advice from their own attorneys on all matters. Please submit questions to sproffitt@jpking.com or c/o J. P. King Auction Company, Inc. 108 Fountain Avenue, Gadsden, AL 35901.

John Stephen Proffitt III
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"IT'S AUCTION TIME!"

Let all we do be done to promote honest and ethical auctions.

Q. – I attend several auctions throughout the year held by various auctioneers. A couple of months ago an auctioneer in his opening remarks reviewed the terms, conditions, and the usual items for the auction. Then he stated that, per a new state law, there would be no such thing as a 'disputed sale.' He said once an item was declared sold by the auctioneer it was a final sale. On occasions at auctions, we have all seen the auctioneer reopen the bidding between two bidders to settle a dispute. What is this new law? Do other states also have similar laws in effect? Only one auctioneer has announced this at the auctions I attend.

I recently gave a seminar in your section of the country during which I hit a familiar theme on this topic – the fantasy of "tie bids" and "disputed sales." The infamous "tie bid" involving bidders in an auction is nothing but an imaginary creation conjured up long ago in some auctioneer's imagination and passed through the generations to just about every other auctioneer in the country – or at least it seems to me that many of them have followed the "rule" at one time or another.

This "rule" that, after making a sale, an auctioneer has the right to reopen the bidding to two or more bidders who each think they have the highest bid for a lot is no rule at all. Instead, it is a violation of both contract law and the Uniform Commercial Code ("UCC").

Here is how the scenario usually takes form. The auctioneer is calling the bids and he takes a high bid for the lot and no other bid is made. The auctioneer sells the lot for the amount of the high bid. Immediately, two or more other bidders claim they each thought they had made the high bid. The auctioneer calls the situation a "bidders' dispute" and reopens the bidding. Sometimes this second round of bidding is limited to the bidders who are, according to the auctioneer, in "dispute." The lot is then sold again to the highest bidder.

The problem is that this is not what the law governing sales allows. I often refer to what I call the "ABCs of auctions" – auctions are "all 'bout contracts." Every sale made in an auction is the subject of a contract. When an auctioneer makes a contract for sale with a bidder, this agreement to sell and buy is not some flimsy make-believe arrangement that can be set aside unilaterally by anyone. The contract for sale is a legally-binding agreement that vests rights and responsibilities in both the seller and the buyer and commits them to perform all of terms of the sale.

The first mistake that auctioneers make on this issue of a "bidders' dispute" is to fail to understand the law that governs contract formation in an auction. When an auctioneer cries "sold" on a bidder's high bid, the auctioneer is acting as an agent for the seller. The result is that a contract for sale is instantly formed between the seller and the buyer. This contract has legal force.

The second mistake these auctioneers make is to believe that they have some authority over a contract for sale. The auctioneer's authority as an agent for the seller is to form the contract with the buyer. Once the contract has been formed, the auctioneer disappears from the selling equation. This is because the auctioneer is not a party to the contract. The parties to the contract for sale are the seller and the buyer. So how could an auctioneer set aside a contract to which he is not even a party? He cannot.

The law provides that a contract for sale will be formed when there is a meeting of the seller's and buyer's minds on the important terms of the contract and the parties evince an intention to contract. This meeting of the minds occurs when an auctioneer receives a bid from a high bidder and declares the subject lot to be sold to that bidder. When a second bidder "disputes" this sale on the basis she thought she had made the highest bid recognized by the auctioneer (or a ring person thought his bidder was in when the auctioneer was dealing with someone else), the answer to this "dispute" is simple and does not involve reopening bidding. The answer turns on the simple question – who did the auctioneer think he was selling the lot to when he knocked it down? If the answer is a bidder who also thought he was buying the lot, the requisite meeting of the minds has occurred between the seller (through the seller's agent, the auctioneer) and the buyer and the contract for sale has been formed. It matters not that anyone else thought he or she was the buyer, because the auctioneer didn't intend to sell to that bidder, so no meeting of the minds occurred and no contract for sale could be formed.

The UCC bluntly makes the same point: "A sale by auction is complete when the auctioneer so announces by the fall of the hammer or in other customary manner." The word "complete" means ... complete. It does not mean "maybe," "could be," "might be," "what do you want it to be," "think about it and then decide," or anything other than ... COMPLETE!

I don't know if my seminar was the source of this "new law," or whether a state board has issued a clarifying regulation on the point. It doesn't matter. There is nothing new about the law. I just wish all auctioneers would learn and follow it in their sales. That would be a good thing no matter how it is accomplished.

Well that's it for this week. So enjoy the auctions; enjoy your friends; enjoy your family; and enjoy your life ... it's the only life you have.

FAREWELL

My hope to stay longer with the Kentucky Board of Auctioneers was dashed when the legislature failed to pass a bill to extend the state retirement window. As many other state employees, I will be retiring in December 2008.

In the fall of 2000, Barbara Schoen called me and said "Would you be interested in working here at the Board?" I thought long and hard. The responsibility scared me. Having been in state government for over 20 years, and then I am considering a transfer from a merit position to a non-merit position? And on top of that I had to sign an official paper accepting a demotion to transfer? This is all state-employee jargon, e.g. classifications, grades, but it was very daunting.

But dear Barbara said "You will really like the job, Janet – the licensees are the best and the Board Members are top-notch. You can do a good job for this Board." I started my tenure with the Kentucky Board of Auctioneers on December 6, 2000. Barbara was correct; KBA is the best Board that I have ever been privileged to be associated with. As the years progressed and my fear of being fired at every monthly meeting lessened, I settled in and worked diligently for the Board. With the Board's guidance and directives, I feel we have accomplished many things.

The Board has a working database that ensures that the transaction turn-around time is minimal, while ensuring an audit trail that is enviable. We have tried to keep you and the consumer more informed with our website. We have met governors' directives to decrease expenses and maintained our services without raising fees. As predicted, it took five years to get the Recovery Fund back to the mandated minimum. But again the Board is faced with depleted funds and has taken active steps to reduce spending so that service is maintained through the next biennium.

I am proud to have participated in NALLOA, the National Auctioneer License Law Officials Association. The camaraderie of other states' auctioneer licensing Directors has been invaluable. We all regulate licensed auctioneers. We exchange ideas. The Board is also active in a group that encompasses executive directors from all Kentucky 'restricted fund' agencies. A 'restricted fund' agency is an agency that is self-supporting and most are small agencies. We do not receive any TAX money from the state. We've surprised several Frankfort personnel who are invited to speak to our group about such things as budget, eTransparency project, etc. We are a united force.

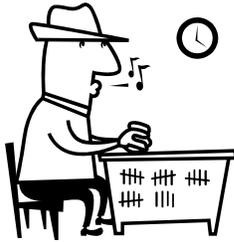
I work with some wonderful people! Glenn Birdwhistell, Samuel Ray Godby, Steve Lewis, and Randy Bush are passionate about this profession. To detail what each means to me would take more paper than this Board can afford. They are hard working men. They want all auctioneers to be ethical and responsible. They all feel a responsibility to the consumer by trying to make the auctioneer better. This Board has a very good consumer member, Joe Walden. He has given the perspective of the consumer to the other board members and is realistic with his questions to the auctioneer and the complainant. I smile when I remember former employees: Board members - Bill Gibson, Clarence Yancey, Martha Kurtz-Williams and our attorney Bert VanArsdale. Larry Mahoney, Ray Herman and Marilyn Kennedy are the best support staff. To all of the auctioneers, apprentices, house operators, and their office personnel and family, thank you.

Every year I have included a list of deceased auctioneers. But many old-timers 'just let go' of their license. In my final newsletter, I am paying tribute to those current and former auctioneers who were or are licensed for forty years or more. Many were auctioneers before there was a Kentucky Auctioneer Licensing Law. As I was doing this task, I was in awe of the number of auctioneers and the years in a profession they love. To those on the list and still 'standing on the block', I wish you prosperity and continued years of chanting.



As to my future, I will not be idle. I compete Basset Hounds in AKC field trials. My three 'old' Field Trial Champions (Colonel, Belle, and Braxton Bragg) died within the last couple of years. The Colonel (pictured) won the National Basset Hound Club of America Field Trial in 2002. I have another young dog now – Janet's Rbt E Lee. Bobby earned two blue ribbons this past spring and one was at the Spring National Field Trial. Not bad for a 1-year old hound. My 81-year young father and I will continue to travel and 'run' our hound dogs. I will spend more time with my father and brothers, with my daughter and her family, which includes my 2 adorable grandsons, and with my son and his wife and the prospect of more grandkids. And of course, my 83-year old aunt and I will have more shopping days.

May we all be blessed in our future endeavors. *JANET McWILLIAMS, EXECUTIVE DIRECTOR*



2008 Tribute to Those Auctioneers Who Are or Were Licensed for Forty Years or More!

Former Licensees

46 Years

Copeland, Gale D. RP7080
Freeman, Edwin P1660
Freeman, Samuel Dell P1242
Kurtz, George M. P15
Schneider, Leo J. P1199

45 Years

Dowell, Thomas E. P1240
Patton Jr., John P1183
Wells, Brooks P1216

44 Years

Carney, Herbert H. 1691
Cecil, Albert B. P2028
Mitchell, Willard C. RP7236
Price Jr., Audie M. P1682
White, Thomas G. P2176

43 Years

Barker Jr., Kelly P1232
Dykes, Frank N. P1241
Greenup, George W. P1244
Maze, Tommy C. P2101
Moore Jr., Robert D. RP7051
Murphy, Charlie L. P1176
Staton, Manuel C. P1964

42 Years

Herron Jr., William Paul P2144
Humfleet, Ray P16
Hurst, Ronald T. P1598
Jones, Bobby G. P1328
Madacsi, George W. P1738
Romine, James S. P1026
Wise, Julius A. P1037

41 Years

Bohannon, Bobby W. P1783
Durrett, Finis P1842
Freeman, Marshall P1118
Gray, Jack S. P1687
Kessler, Walter Wayne P2
Linley, H. William NP6084
Moore, Paul P1343
Travis, James K. RP7277

40 Years

Cage, Robert F. NP6098
Campbell, Duane D. RP7307
Forke, Ted J. NP6120
Goodlett, Bruce S. P1590
Hamm, Earl M. P1130
Lowry, Doug P1441
Montgomery, Therman E. P1780
Moore, Emmett G. P2043
True, Ernest A. P2239

Current Licensees

46 Years

Bailey, David W. P1081
Beauchamp, Roy T. P1439
Birdwhistell, E. Glenn P1579
Brown, Jerry M. P1650
Burcham, Larry S. P1234
Chappell III, James H. P1098
Daugherty, Joe P. P2030
Funk, Andy L. P1952
Girdler, Velasco P1374
Glenn, Tommy C. P2353
Godby, Samuel Ray P9
Hill, Hubert W. P2036
Kachler, William P1470
Killmon, James C. P1600
Kurtz, William B. P1020
Maze, Roger M. P2099
McGowan, Joseph R. P2364
Miller, Hershel C. P1169
Morris, James L. P1174
Phillips, Bobby G. P1871
Poe, Perry L. P17
Riley, John M. P1370
Shelton, Charles W. P1505
Shoemaker, Terry G. P1350
Smith Jr., John E. NP6108
Stinnett, Milton E. P1508
Sullivan, William D. P2238
Tarter, Leon E. P1807
White, Denzil K. P1514
Wilkerson, Franklin Jack P12
Williams Sr., Billy F. P1221
Williams, M. J. Kurtz P1900
Wilson Jr., Berry N. P1219

45 Years

Hansford, Rufus F. P14
Taylor, Malcolm L. P2115

44 Years

Briggs, James O. P13
Elmore, John R. P2216
Hazelip, Ralph W. P1329
Riley, James L. P1804
Switzer, Charles H. P4

43 Years

Alexander, Marvin E. RP7140
Butler Jr., Roy P1226
Conley, Buford P1450
Ford, Sammy L. P11
Hatton, Vernon P1588
Lane, Fred D. P1822
Nichols, Charles R. P2270

43 Years (continued)

Prather, Joseph W. P1803
Ramsey, Kenneth L. P1223
Ruggles, Robert E. NP6005
Sanders, Clifton P1879
Schrenger, Carroll E. P1134

42 Years

Forshee, Jack R. P1760
Ham, Phyllis A. P1464
Holton, William L. NP6022
Ioos, Werner F. P1454
Keith, Estil L. P1336
Smith, Barry H. B. P2280
Sohm, John E. P2010
Stevens, Jim D. NP6012
Watson, David I. P1214

41 Years

Byrd Sr., Kenneth E. P2137
Clark, Gene A. P1099
Darlin, John R. P260
Deweese, Wayne W. P1109
Ewart, Max J. P1401
Gilliam, John W. P1121
Irvin, Reather Danny P1823
Jones, Bobby G. P1765
Martin, George H. P1868
Miller, Hugh B. NP6065
Mills, Larry A. P1966
Powell, James K. P2007
Ramsey, Kendall K. P1973
Williams, Buddy T. P1752

40 Years

Brown, Jimmy C. P2084
Butler, Larry W. P1543
Carr, Larry M. P2050
Derickson III, Herbert T. P2296
Dills, Charles E. P2350
Doyle, Royndal T. P2130
Elmore, Charles M. A270
Ershig, Don R. P1114
Gibson II, John Mack P2136
Goins, Kenneth F. P1124
Harris, Dale R. P1133
Hudson, N. Allen P1067
Jones, Tommy H. RP7011
Phillips, Jack T. RP7133
Rose, John A. P1665
White, Robert L. P2175
Whitledge, Forrest P1891
Wise, Charles E. P2325



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