



**FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**INVESTIGATIVE REPORT**

<b>Office:</b> Tallahassee		<b>Date of Complaint:</b> July 31, 2007		<b>Case Number:</b> 2007-043289	
<b>Subject:</b> ATTORNEY ALAN ECKSTEIN 3010 Flagler Ave. Key West, FL 33040 305 294 2247			<b>Complainant:</b> ROBERT KRUTKO 357 Old Ranch Court Galloway, OH 43119 614 851 0929		
<b>Prefix:</b> AU	<b>License Number:</b> Unlicensed	<b>Profession:</b> Auctioneer	<b>Board:</b> Board of Auctioneers	<b>Report Date:</b> September 12, 2007	
<b>Period of Investigation:</b> July 31, 2007 to September 12, 2007			<b>Type of Report:</b> Supplemental		
<b>ALLEGED VIOLATION: F.S. 468.385(2) (7) (B)</b> NO PERSON SHALL AUCTION OR OFFER TO AUCTION ANY PROPERTY IN THIS STATE UNLESS HE OR SHE IS LICENSED BY THE DEPARTMENT OR IS EXEMPT FROM LICENSURE UNDER THIS ACT; NO BUSINESS SHALL AUCTION OR OFFER TO AUCTION ANY PROPERTY IN THIS STATE UNLESS IT IS LICENSED AS AN AUCTION BUSINESS BY THE BOARD OR IS EXEMPT FROM LICENSURE UNDER THIS ACT. EACH APPLICATION FOR LICENSURE SHALL INCLUDE THE NAMES OF THE OWNER AND THE BUSINESS, THE BUSINESS MAILING ADDRESS AND LOCATION, AND ANY OTHER INFORMATION WHICH THE BOARD MAY REQUIRE.					
<b>Synopsis:</b> On July 24, 2007, this investigator telephonically interviewed Mr. Melvin Herlehy who stated that KRUTKO'S boat dropped anchor and drifted towards his dock. According to Mr. Melvin Herlehy, he called the Marine Control, Florida Wildlife Commission. According to Mr. Herlehy the Coast Guard present had recognized the boat as having been docked previously at the Ocean Key Resort. Mr. Herlehy stated that he called the Ocean Key Resort in which John Evans answered the phone and stated that a disgruntled employee must have taken it. Mr. Herlehy stated that John Evans along with another gentleman came and retrieved the boat. According to Mr. Herlehy, he and his wife were offered dinner at Ocean Key Resort by John Evans to show his appreciation for finding the boat. Mr. Herlehy told this investigator that he had taken pictures of the boat which were provided to KRUTKO.					
<b>Related Case:</b> NONE					
<b>Investigator/Date:</b> <i>Erin Cameron</i> ERIN CAMERON, MANAGEMENT REVIEW SPECIALIST			<b>Approved By/Date:</b> <i>Jerry Wilson</i> JERRY WILSON, CHIEF OF INVESTIGATIONS 9/12/07		
<b>Distribution:</b> Division of Professions and Regulation – Headquarters: Monroe County State Attorney's Office					