



1. On March 1, 2017, the Board approved Consent Order #17-003 in resolution of Complaint #16-012. Kelcy signed the agreed Consent Order on January 25, 2017.

2. On March 28, 2017 the Board received an approval to process the Consent Order from the Attorney General's Office dated March 27, 2017 under assigned Attorney General Opinion No. 2017-208A.

3. On March 28, 2017 said Order was transmitted to Kelcy by certified mail, return receipt requested. U.S. Postal Service confirmation on file in the Board's administrative office reflects that the Respondent signed for the fully executed Consent Order on March 29, 2017.

4. The Consent Order placed the requirement on Kelcy to complete Course #613 or 60F Residential Sales Comparison and Income Approach; and Course #614 or 60G: Residential Site Valuation and Cost Approach. Both courses were to be tested and successfully completed with proof of completion to be provided to the board's administrative office within 90 days of the Order's effective date, which was to begin upon receipt of the Order's approval from the Attorney General's Office.

5. The Consent Order provided that upon the failure of Kelcy to comply with any of the terms and conditions of the Consent Order that Kelcy would be ordered to show cause for his failure to comply which could result in additional penalties.

6. On June 26, 2017, the deadline date to complete all of the ordered corrective education, Board staff received the course completion certificate for Residential Site Valuation and Cost Approach only.

7. On August 1, 2017, the board staff received the course completion certificate for Residential Sales Comparison and Income Approach, which had been completed on July 31, 2017.

8. On August 2, 2017, the Board held the show cause proceeding and found Kelcy to have violated the Consent Order by not completing all of his ordered corrective education by the deadline to do so of June 26, 2017.

#### **CONCLUSIONS OF LAW**

It is the finding of the Board that the failure of Kelcy to complete all of his ordered corrective education timely by the deadline of June 26, 2017, as required by the Consent Order, is a violation of:

1. The provisions of 59 O.S §858-723(7) requiring satisfactory completion of our education program or programs; and
2. The Consent Order entered into pursuant to the provisions of OAC 600:15-1-14.

**ORDER**

**IT IS THE ORDER** of the Board that:

1. Kelcy's sixty (60) day probation ordered under the Consent Order (Board Order #17-003) shall be extended by an additional two months; and

2. Kelcy is assessed a Four Hundred Dollar (\$400) administrative fine to be paid to the Board to help offset the costs of monitoring the additional two month probation period. The \$400 administrative fine shall be paid within 30 days of the effective date of this Order. Payment of the administrative fine shall be remitted to the Board in accordance with the manner contemplated by 59 O.S. §858 – 723(B).

**THE BOARD WISHES TO ADVISE THE RESPONDENT THAT HE HAS 30 DAYS FROM THE DATE HE IS FIRST NOTIFIED OF THIS ORDER, EITHER PERSONALLY OR BY CERTIFIED U.S. MAIL, RETURN RECEIPT REQUESTED, TO APPEAL THIS ORDER WITH THE APPROPRIATE DISTRICT COURT.**

IT IS SO ORDERED on this 2nd day of August, 2017

*Eric M. Schoen*

ERIC SCHOEN, Administrative Officer  
Real Estate Appraiser Board

8-2-2017  
Date



*Bryan Neal*

BRYAN NEAL  
Assistant Attorney General

8-2-2017  
Date

**CERTIFICATE OF MAILING**

I, Sherry Ainsworth, hereby certify that a true and correct copy of the above and foregoing Board's Decision as to Notice to Appear and Order to Show Cause was mailed by certified mail, return receipt requested, on the 5<sup>th</sup> day of September 2017 to:

**AARON B. KELCY**

2312 N.W. 54<sup>th</sup> Street  
Oklahoma City, OK 73112

**9214 8902 0982 7500 0014 70**

**DANIEL GAMINO**

Daniel J. Gamino & Associates, P.C.  
Jamestown Office Park, North Building  
3035 N.W. 63<sup>rd</sup> Street, Suite 214  
Oklahoma City, OK 73116

**9214 8902 0982 7500 0014 87**

And that copies were mailed via first class mail to:

**Derryberry & Naifeh**

Attn: Stephen L. McCaleb  
4800 N. Lincoln Blvd  
Oklahoma City, OK 73105

**Office of the Attorney General**

Attn: Bryan Neal, Assistant Attorney General  
313 NE 21<sup>st</sup> St  
Oklahoma City, OK 73105

By:   
SHERRY AINSWORTH