

That the Board has jurisdiction over this cause, pursuant to the provisions of the Oklahoma Certified Real Estate Appraisers Act, 59 O.S. §858-700, et seq. (the "Act");

That the Board is the administrative credentialing entity for certified real estate appraisers, and that the Board has the authority to deny, revoke, or suspend Respondent's credentials, or otherwise discipline Respondents pursuant to the Act and the rules promulgated by the Board; and

That the proceedings were conducted in accordance with the Act and the Administrative Procedures Act, 75 O.S. 2010, §§308a-323 (the "APA").

FINDINGS OF FACT

The Board adopts the following Findings of Fact:

1. That the above named Respondents' were required to complete the National USPAP Update Course and furnish a copy of the course completion certificate to the administrative office of the Board on or before December 31, 2018;
2. That Respondents' course completion certificates for the National USPAP Update Course were not received in the administrative office of the Board by December 31, 2018;
3. That an Order to Comply and Notice of Rights was forwarded to each of the above named Respondents at their last reported mailing address on January 7, 2019 by certified mail, return receipt requested, issuing notice that Respondents were delinquent in furnishing proof of satisfactory completion of the National USPAP Update Course and that said proof must be furnished within thirty days or their licenses would be suspended; and that they had the right to a hearing upon written request to the Board; and
4. That Respondents did not furnish proof of satisfactory completion of the National USPAP Update Course nor did they request a hearing.

CONCLUSIONS OF LAW

The Board adopts the following Conclusions of Law:

1. That the Board has jurisdiction over this matter pursuant to 59 O.S. §858-700, et seq.; and
2. That the proceedings were conducted in accordance with the Act and the APA.
3. That such conduct by Respondents constitutes a violation of 59 O.S. §858-723 (C)(2), in that such conduct by Respondents constitutes a violation of 59 O.S. §858-722 (B) and OAC 600:10-1-7(d).

FINAL ORDER

Based on the above and foregoing, the real estate appraiser credentials of each one of the above listed Respondents are suspended to be effective from the date of this order until the Board receives a certificate of course completion for the 7-Hour National USPAP Update Course accompanied by remittance of a One Hundred Fifty Dollar (\$150.00) fine or until the expiration date of said credential.

IT IS SO ORDERED on this 1st day of March, 2019.

Eric M. Schoen

ERIC M. SCHOEN, Board Secretary
Oklahoma Real Estate Appraiser Board

3-7-2019

Date

Bryan Neal

BRYAN NEAL
Assistant Attorney General and
Board Counsel

3/4/19

Date



CERTIFICATE OF MAILING

I, Kayla Dekat, hereby certify that a true and correct copy of the above and foregoing Order was mailed by Certified Mail Return Receipt Requested on this 14 day of March, 2019 to each of the appraisers set forth above at their current address of record on file with the Oklahoma Real Estate Appraiser Board as follows:

Gary D. Aylor 9214 8902 0982 7500 0180 89
2428 Barclay Rd
The Village, OK 73120-3520

Deanne Bayliffe-Hearn 9214 8902 0982 7500 0180 96
PO Box 875354
Wasilla, AK 99687-5354

Rhonda L. Bontempi 9214 8902 0982 7500 0181 02
4311 Moorgate Dr
Norman, OK 73072-8812

Kenneth D. Campbell 9214 8902 0982 7500 0181 19
11752 County Road 3430
Stratford, OK 74872-5233

Donald L. Cart 9214 8902 0982 7500 0181 26
5736 E 27th St
Tulsa, OK 74114-5110

Robert W. Daniels 9214 8902 0982 7500 0181 33
PO Box 2246
Muskogee, OK 74402-2246

Brian L. Dinsmore 9214 8902 0982 7500 0181 40
12662 S 68th East Pl
Bixby, OK 74008-2371

Jason A. Geisler 9214 8902 0982 7500 0181 57
PO Box 522
Cordell, OK 73632-0522

Ronald L. Green 9214 8902 0982 7500 0181 64
10340 S Western Ave, Apt 2007
Oklahoma City, OK 73139

Michelle M. Henderson 9214 8902 0982 7500 0181 71
35119 W Highway 66
Bristow, OK 74010-9323

Carolyn S. Little 9214 8902 0982 7500 0181 88
Po Box 124
Noble, OK 73068-0124


Kayla Dekat



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

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OKLAHOMA INSURANCE DEPT.

MAR 14 2019

Real Estate Appraiser Board

ATTORNEY GENERAL OPINION
2019-147A

Christine McEntire, Director
Oklahoma Real Estate Appraiser Board
3625 N.W. 56th St., Ste. 100
Oklahoma City, OK 73112

March 14, 2019

Dear Director McEntire:

This office has received your request for a written Attorney General Opinion regarding action that the Oklahoma Real Estate Appraiser Board intends to take pursuant to a consent order with respect to licensees listed in Exhibit A. The licensee each failed to complete required continuing education courses. The Board proposes to take the action listed in Exhibit A.

The Oklahoma Certified Real Estate Appraisers Act authorizes the Board revoke, suspend or otherwise discipline a licensee for “[f]ailing to meet the minimum qualifications established pursuant to the provisions of the Oklahoma Certified Real Estate Appraisers Act” *see* 59 O.S.Supp.2018, § 858-723(C)(2). The Act requires “completion . . . of the minimum number of classroom hours of instruction in courses or seminars according to the guidelines promulgated by the Appraiser Qualifications Board.” 59 O.S.2011, § 858-722(B). The rules promulgated by the Board requires all licensees to “successfully complete the seven (7) hour National USPAP Update Course, or an approved equivalent, every two calendar years.” OAC 600:10-1-7(d). The Board may reasonably believe that the proposed action is necessary to prevent future violations.

It is, therefore, the official opinion of the Attorney General that the Oklahoma Real Estate Appraiser Board has adequate support for the conclusion that this action advances the State’s policy to require real estate appraisers to complete a minimum amount of continuing education.

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

AMANDA OTIS
ASSISTANT ATTORNEY GENERAL