

requested, issuing notice that the Respondents were delinquent in paying their annual licensing fees; that they must pay their annual licensing fees together with the late fee within thirty days or their licenses would be suspended; and that they have the right to a hearing upon written request to the Board; and

4. That Respondents did not remit their annual licensing fees 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 such conduct by the Respondents constitutes a violation of 59 O.S. §858-723 (C) (9), in that such conduct by the Respondents constitute a violation of 59 O.S. §858-708 (A).

FINAL ORDER

Based on the above and foregoing, the real estate appraiser credentials of the above-listed Respondents are suspended, to be effective from the date of this order until payment of all applicable fees are made or until the expiration date of the credential.

IT IS SO ORDERED on this 5 day of April, 2019.

Eric M. Schoen

ERIC SCHOEN, Administrative Officer
Real Estate Appraiser Board

4-5-2019

Date

Bryan Neal

BRYAN NEAL
Assistant Attorney General
and Board Counsel

4/5/19

Date



CERTIFICATE OF MAILING

I, Kayla Dekat, hereby certify that on the 23 day of April, 2019 a true and correct copy of the above and foregoing Order was mailed postage prepaid, by certified mail, return receipt requested to:

Kenneth D. Campbell

11752 County Road 3430
Stratford, OK 74872

9214 8902 0982 7500 0193 69

Daniel J. Maher

1717 McKinney Ave. Ste. 900
Dallas, TX 75202

9214 8902 0982 7500 0193 76

Jeffrey R. Homan

3990 Sherbourne Dr.
Oceanside, CA 92056

9214 8902 0982 7500 0193 83

Patrick F. Dale

4721 S. Cliff Ave. Ste. 100
Independence, MO 64055

9214 8902 0982 7500 0193 90


KAYLA DEKAT



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OKLAHOMA INSURANCE DEPT.

APR 23 2019

Real Estate Appraiser Board

OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION
2019-198A

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

April 23, 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 with respect to the licensees on attached Exhibit A. The Board proposes to suspend the licensees' certification for failure to pay annual fees.

The Oklahoma Certified Real Estate Appraisers Act authorizes the Board to issue certificates to individuals who wish to engage in real estate appraisal. 59 O.S.Supp.2018, § 858-706(B)(3). The certificates last for three years and automatically expire at the end of the term if not renewed. 59 O.S.2011, § 858-714. Annual dues must be paid during the term of the certificate, *see* 59 O.S.Supp.2018, § 858-708(A), and are deposited into the Oklahoma Certified Real Estate Appraisers Revolving Fund to cover the Board's operating expenses. *Id.* § 858-730. The Board allows certificate holders to surrender the certificate prior to its expiration if they no longer wish to pay annual fees, *see* OAC 600:10-1-12(a), but the licensees did not do so. 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 the proposed action advances the State's policy to fund the Board through user fees rather than with tax revenues.

Handwritten signature of Mike Hunter in black ink.

MIKE HUNTER
ATTORNEY GENERAL OF OKLAHOMA

Handwritten signature of Amanda Otis in black ink.

AMANDA OTIS
ASSISTANT ATTORNEY GENERAL

EXHIBIT A

INITIALS	LICENSE NO.
K.C.	12817CGA
D.M.	12943CGA
J.H.	13109CRA
P.D.	13222CGA