

**BEFORE THE OKLAHOMA REAL ESTATE APPRAISER BOARD
STATE OF OKLAHOMA**

IN THE MATTER OF **LEO D. HALL,**)
Disciplinary Hearing,)
)
Respondent.)

Complaint No. 04-095

**BOARD'S DECISION ON DISCIPLINARY
HEARING PANEL RECOMMENDATION**

ON THE 3rd day of June, 2005, the above numbered and entitled cause came on for hearing before the Oklahoma Real Estate Appraiser Board (the "Board"). The Disciplinary Hearing Panel making the recommendation consisted of three members, David W. Atkinson, F. Dale Bynum, and John W. Creamer. F. Dale Bynum was elected and served as Hearing Panel Chairman. Said panel was represented by the Board's attorney, Assistant Attorney General Counsel Joann Stevenson. The case was prosecuted by the Oklahoma Real Estate Appraiser Board's prosecutor, Sue Wycoff. Respondent appeared not, after having been mailed a copy of the Recommendation of the Hearing Panel by certified mail with return receipt requested pursuant to the Oklahoma Real Estate Appraiser Act, 59 O.S. § 858-718, and the Oklahoma Administrative Procedures Act, 75 O.S. §§250-323.

The Board, with Mr. Burton recusing, having received the Hearing Panel's recommendations, makes the following Order adopting the Hearing Panel's Recommendation:

JURISDICTION

1. That the Oklahoma Real Estate Appraiser Board has jurisdiction of this cause, pursuant to the provisions of the Oklahoma Real Estate Appraiser Act, 59 O.S. § 858-700 *et seq.*
2. That the proceedings were conducted in accordance with the Oklahoma Real Estate Appraiser Act, 59 O.S. § 858-700 *et seq.*, and the Oklahoma Administrative Procedures Act, 75 O.S., § 301-323.
3. That the Respondent is a State Licensed Real Estate Appraiser in the State of Oklahoma holding license number 11526SLA.

4. Respondent admitted and the certified mail receipt demonstrates that he was properly noticed nearly 36 days prior to the present hearing and no counsel entered a written appearance pursuant to rule 600:15-1-10, and no motion for continuance had been received to date, so his oral request for continuance has been denied.

FINDINGS OF FACT

1. That on or about December 30, 1987, Respondent pled guilty to a charge of uttering a false instrument, a felony, and was sentenced to four years in the custody of the Oklahoma Department of Corrections, fined \$1,000.00 and ordered to pay \$1,364.55 in restitution in case number CRF-87-2836 in the Tulsa County District Court.

2. That on or about June 22, 1993, Respondent was arraigned in Tulsa County District Court on a felony charge of obtaining merchandise by bogus check in case number CF-TU-1993-2098.

3. That on or about September 22, 1993, Respondent pled guilty to that charge and was sentenced to two years in the custody of the Oklahoma Department of Corrections, fined \$500.00 and ordered to pay \$250.00 in restitution.

4. That on September 7, 1995, Respondent signed a sworn application for an appraiser's license in which he answered "NO" in response to a question asking if he had ever been convicted of or pled guilty to a felony charge.

CONCLUSIONS OF LAW

That such conduct by the Respondent is in violation of the following:

1. 59 O.S. § 858-723(A) (1) & (4).

RECOMMENDED DISCIPLINE

1. The Board adopts the Disciplinary Hearing Panel's Findings of Facts and Conclusions of Law as set forth above.

2. The Board adopts the Recommended Discipline as set forth in the Panel's Recommendation and issues the following order: that Respondent's license be **REVOKED** because of the pattern of dishonesty

and misrepresentation demonstrated by the past convictions, present violations, and his admitted more recent dishonesty in other professionally related applications.

THE BOARD WISHES TO ADVISE THE RESPONDENT THAT HE HAS THIRTY (30) DAYS TO APPEAL THIS ORDER WITH THE APPROPRIATE DISTRICT COURT.

IT IS SO ORDERED this 3rd day of June, 2005.

A handwritten signature in black ink, appearing to read "Kim Holland", written over a horizontal line.

**KIM HOLLAND, CHAIRMAN
REAL ESTATE APPRAISER BOARD**

A handwritten signature in black ink, appearing to read "Joanne Stevenson", written over a horizontal line.

JOANNE STEVENSON, ASST ATTY GENERAL

CERTIFICATE OF MAILING

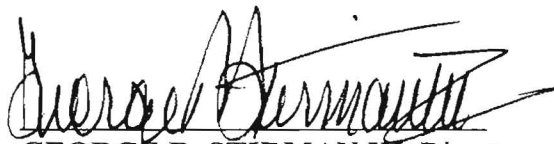
I, George R. Stirman III, hereby certify that a true and correct copy of the above and foregoing Notice of Disciplinary Hearing and Appointment of Hearing Panel was mailed by certified mail, return receipt requested, on the 7th day of June, 2005 to:

Leo D. Hall
8925 E. 57th
Tulsa, OK 74145

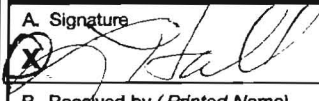

VIA CERTIFIED MAIL
7001 0320 0004 2363 6427

and that copies were mailed by first class mail to:

David W. Atkinson, Hearing Panel Member, PO Box 30156, Midwest City, OK 73140;
F. Dale Bynum, Hearing Panel Member, PO Box 429, El Reno, OK 73036;
John W. Creamer, Alternate Panel Member, 1812 Rollingcreek Rd, Edmond, OK 73834;
Sue Wycoff, Board Prosecutor, PO Box 53408, Oklahoma City, OK 73152; and
Joann Stevenson, Board Counsel, 4545 N Lincoln Blvd, Ste 260, Oklahoma City, OK 73105.


GEORGE R. STIRMAN III, Director
Real Estate Appraiser Board

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COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
Items 1, 2, and 3. Also complete Restricted Delivery is desired. name and address on the reverse e can return the card to you. s card to the back of the mailpiece, front if space permits.	A. Signature  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee
ressed to:	B. Received by (Printed Name) C. Date of Delivery 
all 7th K 74145	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No
REAB ORD 05-005	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.
	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes

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11, February 2004

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