BEFORE THE REAL ESTATE APPRAISER BOARD STATE OF OKLAHOMA

In the Matter of WILLIAM A. BURNS,)	
)	Complaint # 12-036
Respondent.)	

BOARD'S DECISION ON ACCEPTANCE OF AFFIDAVIT OF VOLUNTARY SURRENDER IN LIEU OF DISCIPLINARY PROCEEDINGS

ON THIS 5th day of June, 2013 the above numbered and entitled cause came on for hearing before the Oklahoma Real Estate Appraiser Board (the "Board"). The Board was represented by its counsel, Bryan Neal, Assistant Attorney General. Respondent appeared not. On or about the 21st day of May, 2013, Respondent, William A. Burns, ("Respondent") filed with the administrative office of the Board a properly executed Affidavit of Surrender of Appraiser Credential in Lieu of Disciplinary Proceedings (the "Affidavit"), with respect to the above-referenced Complaint. The contents of the Affidavit are incorporated herein by reference, and the Affidavit is attached hereto as Exhibit A.

The Board, being fully advised in this matter, makes the following Order:

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 Respondent is State Licensed Appraiser in the State of Oklahoma holding credential number 12290SLA.

ORDER

The Board accepts the Voluntary Surrender of Appraiser Credential in Lieu of Disciplinary Proceedings under the terms and conditions set forth by paragraphs 1 through 17, inclusive, of the Affidavit.

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 5th day of June, 2013.

ERIC SCHOEN, Board Secretary

General Counsel to the Board

CERTIFICATE OF MAILING

I, Rebecca Keesee, hereby certify that on the 5th day of June, 2013 a true and correct copy of the above and foregoing Board's Decision as to Acceptance of Affidavit of Voluntary Surrender of Appraiser Credential in Lieu of Disciplinary Proceedings was placed in the U.S. Mail by certified mail, return receipt requested to:

William A. Burns 13321 Cayman Lane Oklahoma City, OK 73170 7012 2210 0000 8959 6169

and that copies were forwarded by first class mail to the following:

Bryan Neal, Assistant Attorney General OFFICE OF THE ATTORNEY GENERAL 313 N.E. 21st Street Oklahoma City, OK 73105

Stephen L. McCaleb DERRYBERRY & NAIFEH 4800 N. Lincoln Boulevard Oklahoma City, OK 73105

REBECCA KEESEE



STATE OF OKLAHOMA REAL ESTATE APPRAISER BOARD

Post Office Box 53408 Oklahoma City, Oklahoma 73152-3408

AFFIDAVIT OF VOLUNTARY SURRENDER OF APPRAISER CREDENTIAL IN LIEU OF DISCIPLINARY PROCEEDINGS

I, William A. Burns	, being of lawful age	, swear and at	ffirm under p	enalty of perjury,	that:
(Print full name of Individual surrendering credential)				

- 1. I hold an appraiser credential as a Certified Residential Appraiser, credential # 12290SLA.
- 2. I desire to surrender my appraisal credential.
- 3. I am freely and voluntarily surrendering my appraisal credential.
- In surrendering my credential, I am not subject to any duress or coercion.
- I am aware that following grievance(s), investigation(s), and/or board complaint(s) are pending against me (please enter grievance, complaint, and/or control number(s); if there are more than 18 pending matters, complete another affidavit);

1. 12-036

- The contents of the above grievance(s), investigation(s), and/or board complaint(s) and the contents of any
 investigative or disciplinary files of the above pending grievance(s), investigation(s), and/or board complaint(s)
 are incorporated herein by reference.
- 7. I am aware that the allegations set forth in the above pending grievance(s), investigation(s), and/or board complaint(s), if proven, would constitute violations of the Oklahoma Real Estate Appraiser Act and/or the rules promulgated pursuant thereto, for which I could subject to be discipline by the Board, up to and including revocation of my appraiser credential.
- 8. I am fully aware of my rights to contest the allegations pending against me. These rights include: representation by an attorney at my own expenso; the right to a public hearing on any charges or allegations filled; the right to confront and cross-examine witnesses called to testify against me; the right to present evidence on my own behalf; the right to compulsory process to secure attendance of such witnesses; the right to testify on my own behalf; the right to receive written findings of fact and conclusions of law supporting the decision on the merits of a complaint and the right to obtain judicial review of the Board's decision. In exchange for the Board's acceptance of the surrender of my appraiser credential, I voluntarily waive all of these rights.

- I am aware that surrender of my credential shall not become effective until it has been approved by a majority of the Board.
- 10. I acknowledge this affidavit shall be presented to the Board with a recommendation from Board staff at the next available scheduled meeting of the Board.
- 11. I understand that the Board is free to accept or reject my surrender of my credential and, if rejected by the Board, a formal disciplinary hearing on the above pending matters may be held.
- 12. I understand that if the surrender is not accepted by the Board, it shall be regarded as null and void. Any admissions I make in this affidavit will not be regarded as evidence against me in the subsequent disciplinary hearing. I will be free to defend myself and no inferences will be made from my willingness to submit this affidavit.
- 13. I understand and agree that neither the presentation of this affidavit nor the Board's consideration of this affidavit will be deemed to have unfairly or illegally prejudiced the Board or its individual members and therefore will not be grounds for precluding the Board or any individual Board member from further participation in proceedings related to the matters set forth in this affidavit.
- 14. I understand and agree that should the Board accept my surrender of my appraiser credential that:
 - I cannot be identified as a Trainee, State Licensed, State Certified Residential or State Certified General
 - All reference(s) to certification/licensure must be immediately removed from all letterheads, business cards, appraisal report covers and other printed materials under my reasonable control; and
- 15. My real estate appraiser credential and pocket card are attached hereto.
- 16. I understand and agree that should the Board accept my surrender of my appraiser credential, I cannot and will not apply for reinstatement for a period of at least five (5) years.
- 17. I further state that (check one):

I do not hold a license, certificate or credential as an appraiser in another jurisdiction.

FURTHER AFFIANT SAYETH NOT.	Signed: William & Bruns William A. Burns
STATE OF OKLAHOMA COUNTY OF CANADIUM) ss.
Subscribed and sworn to before me this _	Construction of the Constr
My Commission expires:	My Commission/Number is:
10/01/14	12009297 #12000000 #120000000 #1200000000 #120000000000



12290SLA

7/11/2012

5/31/2015

State Licensed Appraiser

OKLAHOMA INSURANCE DEPARTMENT
5. CORPORATE PLAZA,
3525 NW 55 PR STREET, SUITE 100, OKLAHOMACITY, OK 73112-4511

JOHN D. DOAK, Chairperson
REAL ESTATE APPRAISER BOARD

William A. Burns Jr

13321 Cayman Ln Oklahoma City, OK 73170





John D. Doak, Insurance Commissioner

Oklahoma Real Estate Appraiser Board

This is to certify that:

William A. Burns, Jr.

has complied with the provisions of the Oklahoma Real Estate Appraisers Act to transact business as a **State Licensed** Real Estate Appraiser in the State of Oklahoma.

In Witness Whereof, I have hereunto set my hand and caused the seal of my office to be affixed at the City of Oklahoma City, State of Oklahoma, this 11th day of July A.D. 2012.

> John D. Doak, Insurance Commissioner Chairperson, Oklahoma Real Estate Appraiser Board

Members, Oklahoma Real Estate Appraiser Board

P. Jan Wheeler

Briting (agle

Janas Barker

Stephen to White

AR-Suff.

Expires: 5/31/2015

Oklahoma Appraiser Number: 12290SLA