# BEFORE THE REAL ESTATE APPRAISER BOARD STATE OF OKLAHOMA

In the Matter of Peggy S. Thompson	)	
	)	
Disciplinary Hearing	)	Complaint #05-049
Respondent.	)	

# ORDER ACCELERATING DEFERRED DISCIPLINE

**ON THE** 6th day of April, 2007, the above numbered and entitled cause came on for hearing before the Oklahoma Real Estate Appraiser Board (the "Board"). The Probable Cause Committee (Committee) making the recommendation consisted of three members, Lee R. Caesar Jr., Terry L. Hinkle, and Mark O. Bardsley.

The Board, being fully advised in the matter, makes the following Order adopting the Committee'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 Trainee Real Estate Appraiser in the State of Oklahoma holding credential number 90724TRA.

# FINDINGS OF FACT

The Board adopts in full the Committee's recommendation that the following facts have been established:

- 1. That on March 3, 2006, the Board issued a final order in a matter styled Complaint #05-049, In the Matter of Peggy S. Thompson. The aforementioned order is attached hereto and is incorporated by reference.
  - 2. That the discipline section of the aforementioned order contained the following language:

Order 07-010

"The Board adopts the Panel's Findings of Facts and Conclusions of Law as set forth above and sets forth the following order.

- "1. That Respondent's Trainee Appraiser certificate be revoked; and further,
- "2. that in light of the mitigating evidence from numerous credible sources and in light of the fact that the felony occurred twenty seven years ago when Respondent was very young, all indicating that Respondent is likely to practice ethically and responsibly in the future, the panel finds that this revocation should be deferred for a period thirty six (36) months, and if there is no formal complaint filed by the Board within that period, that this matter shall be dismissed."
- 3. That the Board, acting at its December 15, 2006 regular session, adopted Grievance 06-093, in which this individual is a respondent, as a formal complaint.
- 4. That the Board, acting at its April 6, 2007 regular session, adopted the recommendation of the Committee, as follows:

"Complaint 05-049. This is a staff-generated action. A trainee appraiser was the subject of a prosecution by the Board under this complaint number resulting in an order which contained the following verbiage: "... this revocation should be deferred for a period of thirty six (36) months, and if there is no formal complaint filed by the Board within that period, that this matter shall be dismissed." The Board, acting at its December 15, 2006 meeting, adopted Grievance 06-093, in which this individual is a respondent, as a formal complaint. It is the recommendation of the PCC that the Board, in keeping with the original order, accelerate the provisions of the Order and revoke the credential, with the right to reinstatement subject to dismissal of the complaint or a finding by the Board that there were no violations of the Act."

#### FINAL ORDER

Accordingly, the Board sets forth the following final order:

That the revocation or Respondent's real estate appraiser credential, which was deferred for a period of thirty-six (36) months, be accelerated, and that Respondent's credential be **REVOKED** with the right to reinstatement subject to dismissal of the complaint or a finding by the Board that there were no violations of the Act.

Order 07-010 2

# THE BOARD WISHES TO ADVISE THE RESPONDENT THAT SHE HAS THIRTY (30)

DAYS TO APPEAL THIS ORDER WITH THE APPROPRIATE DISTRICT COURT.

IT IS SO ORDERED this 6th day of April 2007.

KIM HOLLAND, Chairperson

Real Éstate Appraiser Board

JOANN STEVENSON

Assistant Attorney General

Counsel to the Board

Order 07-010

3

### **CERTIFICATE OF MAILING**

I, George R. Stirman III, hereby certify that a true and correct copy of the above and foregoing Board's Order Accelerating Deferred Discipline was mailed by certified mail, return receipt requested, on the 11th day of April, 2007 to:

Peggy S. Thompson 1004 Regal Road Yukon, OK 73099 VIA CERTIFIED MAIL 7006 0100 0000 9939 5300

and that copies were mailed via first class mail to:

Derryberry & Naifeh, Attn: Stephen L. McCaleb, 4800 N. Lincoln Blvd, Oklahoma City, OK 73105; and Joann Stevenson, Board Counsel, 313 N.E. 21st Street, Oklahoma City, OK 73105.

GEORGE R. STIRMAN III, Director

Real Estate Appraiser Board

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