

FINDINGS OF FACT

It is the finding of the Board that the following facts were proved by clear and convincing evidence:

1. That Respondent Roger H. Ford is a certified residential real estate appraiser in the State of Oklahoma, holding credential number 10219CRA and was first credentialed as a real estate appraiser by the Oklahoma Real Estate Appraiser Board on November 13, 1991.

2. That on July 23, 2010, Respondent Roger H. Ford entered a plea of guilty, and was found guilty by the District Court in and for Tulsa County, Oklahoma of the crime of Lewd Molestation, committed January 29, 2009, in violation of 21 O.S. § 1123.

3. That on July 23, 2009, Respondent was sentenced by the District Court in and for Tulsa County, Oklahoma to, *inter alia*, a term of twenty-five (25) years in the custody of the Department of Corrections, with the first five (5) years to be served in custody and the remaining twenty (20) years to be suspended under supervision of the Department of Corrections. This was evidenced by a certified copy of the Judgment and Sentencing Sheet issued by the Tulsa County Court Clerk.

4. That the felony of Lewd Molestation constitutes a felony that is substantially related to the qualifications, functions, and duties of a person developing real estate appraisals and communicating real estate appraisals to others.

CONCLUSIONS OF LAW

The Board adopts the following conclusions of law:

That Respondent has violated 59 O.S. § 858-723(C)(4): "A conviction, including a conviction based on upon a plea of guilty or *nolo contendere*, of a felony which is substantially related to the qualifications, functions, and duties of a person developing real estate appraisals and communicating real estate appraisals to others."

RECOMMENDED DISCIPLINE

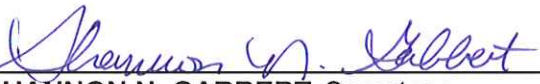
The Board, having adopted the Findings of Fact and Conclusions of Law as set forth above, sets forth the following Final Order:

Respondent's real estate appraiser credential is **REVOKED** without the right to reapply.

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 8th day of October, 2010





SHANNON N. GABBERT, Secretary
Real Estate Appraiser Board



BRYAN D. NEAL, Assistant Attorney General
Counsel to the Board

CERTIFICATE OF MAILING

I, Christine M. McEntire, hereby certify that a true and correct copy of the above and foregoing Board's Decision on Notice to Appear and Order to Show Cause was mailed by certified mail, return receipt requested, on the 14th day of October, 2010 to:

ROGER H. FORD
5518 South Lewis
Tulsa, OK 74105

7009 2820 0001 5683 7925

And that copies were mailed via first class mail to:

Office of the Attorney General
Attn: Bryan Neal
313 NE 21st St
Oklahoma City, OK 73105

By: 
CHRISTINE M. McENTIRE

BEFORE THE REAL ESTATE APPRAISER BOARD
STATE OF OKLAHOMA

IN THE MATTER OF ROGER H. FORD,)
Certified Residential Appraiser 10219CRA)
Respondent)

Complaint No. 10-066

NOTICE TO APPEAR AND ORDER TO SHOW CAUSE

TO: ROGER H. FORD
5518 South Lewis
Tulsa, OK 74105

BY ORDER of the Oklahoma Real Estate Appraiser Board you are hereby directed to appear before the Board on October 8, 2010, at 9:30 a.m. at the public conference room of the Oklahoma Insurance Department, 3625 NW 56th St, Ste. 100, Oklahoma City, Oklahoma, to **SHOW CAUSE** why your license should not be revoked, disciplined, or have other action taken against it, including assessment of administrative penalties, pursuant to 59 O.S. §§ 858-706 A, B(7) and OAC 600:15-1-1 et seq., by reason of the following violations of the Oklahoma Certified Real Estate Appraisers Act:

Violation of 59 O.S. § 858-723 C 4 in that Respondent was convicted of a felony based on a plea of guilty in the District Court of Tulsa County Oklahoma as set forth in Exhibit A.

You are further ordered to **SHOW CAUSE** why you should not be removed from the Board's Legislation and Rules Committee as set forth by OAC 600:20-1-3(g) by reason of the following violation of the Oklahoma Certified Real Estate Appraisers Act:

Violation of 59 O.S. § 858-723 C 4 in that Respondent was convicted of a felony based on a plea of guilty in the District Court of Tulsa County Oklahoma as set forth in Exhibit A.

DONE THIS 7th day of September, 2010 by Order of the Oklahoma Real Estate Appraiser Board.



Oklahoma Real Estate Appraiser Board

By: 
GEORGE R. STIRMAN III, Director

EXHIBIT "A"

CERTIFICATE OF MAILING

I, Christine M. McEntire, hereby certify that a true and correct copy of the above and foregoing Order to Appear and Show Cause was mailed by certified mail, return receipt requested, on the 7th day of September, 2010 to:

ROGER H. FORD
5518 South Lewis
Tulsa, OK 74105

7008 3230 0000 8455 4469

And that copies were mailed via first class mail to:

Office of the Attorney General
Attn: Bryan Neal
313 NE 21st St
Oklahoma City, OK 73105

By: *Christine M. McEntire*
CHRISTINE M. McENTIRE

SENDER: COMPLETE THIS SECTION

- Complete Items 1, 2, and 3. Also complete Item 4 if Restricted Delivery is desired.
- Print your name and address on the back so that we can return the card to you.
- Attach this card to the back of the envelope or on the front if space permits.

1. Article Addressed to:


 Roger H. Ford
 5518 South Lewis
 Tulsa, OK 74105

2. Article Number (Transfer from service) REAB 10-066 N 700813

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage \$ _____
 Certified Fee _____
 Return Receipt Fee (Endorsement Required) _____
 Restricted Delivery Fee (Endorsement Required) _____
 Total Postage & _____

Sent To
 Street, Apt. No., or PO Box No. _____
 City, State, ZIP+4 _____

MARTIN LUTHER KING STATION
 SEP 07 2010
 USPS OKC

Roger H. Ford
 5518 South Lewis
 Tulsa, OK 74105

REAB 10-066 Nos 2

RS Form 3800, August 2006 See Reverse for Instructions

10255-02-M-1540


AFFIDAVIT OF GEORGE R. STIRMAN III

STATE OF OKLAHOMA)
) ss:
COUNTY OF OKLAHOMA)

I, George R. Stirman III, Director of the Oklahoma Real Estate Appraiser Board ("Board"), hereby state the following:

1. That I have been employed by the Board for more than 12 years and presently serve as the Board's Director.
2. That in my capacity as the Board's Director, one of my duties is to maintain the records of the Board, including disciplinary records.
3. That Roger H. Ford is a Certified Residential Real Estate Appraiser in the State of Oklahoma and that Mr. Ford has been credentialed by the Board since November 13, 1991.
4. That Roger H. Ford is a member of the Board's Legislation and Rules Committee.
5. That Board staff received verbal notification from a trainee appraiser working with Roger H. Ford that Mr. Ford had recently been convicted of Lewd Molestation in Tulsa County, Oklahoma and would be serving 5 years in prison.
6. Upon receiving such information, Board staff reviewed court records for Tulsa County via OSCN, printed the attached Court Docket, and requested that the Oklahoma Insurance Department Anti-Fraud Unit acquire a certified copy of the Judgment and Sentencing Sheet for Case No. CF-2009-2794, State of Oklahoma v. Roger H. Ford. Mr. Ford's birth date and social security number were confirmed.

FURTHER AFFIANT SAYETH NOT.



GEORGE R. STIRMAN III

Subscribed and sworn before me this 7th day of September, 2010.



CHRISTINE M. McENTIRE
NOTARY PUBLIC

My Commission expires: October 12, 2011.

My Commission Number is: 07009596.



IN THE DISTRICT COURT IN AND FOR TULSA COUNTY, OKLAHOMA

2010 JUL 26 11:40

State Of Oklahoma -vs- FORD, ROGER HOWARD SS# 440-56-7778 DOB 4-20-1953	Case No. CF-2009-2794 Count No. ONE
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DISTRICT COURT
FILED

JUDGMENT AND SENTENCE
Time Part Served - Part Suspended
Felony

JUL 26 2010

SALLY HOWE SMITH, COURT CLERK
STATE OF OKLA. TULSA COUNTY

Now, this 23RD day of JULY, 2010 this matter comes on before the Court for sentencing and the defendant appears personally and by his or her Attorney of record, BECKY MURPHY, and the State of Oklahoma is represented by JULIE DOSS. The Court Reporter, JANA HARRINGTON, is present.

The defendant previously entered a plea of **GUILTY** and has been found guilty by the Court of the crime of **LEWD MOLESTATION, 21 O.S. 1123; date of offense of felony, 1-29-2009.**

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that the defendant is guilty of this offense and is sentenced to a term of **TWENTY-FIVE (25) YEARS** in the custody of **DEPARTMENT OF CORRECTIONS** with the first **FIVE (5) YEARS** to be served in custody and the last **TWENTY (20) YEARS** to be suspended UNDER DOC SUPERVISION. **DEFENDANT TO REGISTER AS SEX OFFENDER; COMPLETE SEX OFFENDER COUNSELING AS DIRECTED.** If ordered by the Court, the rules and conditions, signed by the defendant acknowledging his or her understanding are incorporated as Exhibit A.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that in addition to the preceding terms, and the general miscellaneous costs of this action the defendant is also sentenced to a fine in the amount of **\$600**; Victim's Compensation Assessment in the amount of **\$150.**

ADDITIONAL FINDS AND FACTS AND CONCLUSIONS OF LAW

At the time of formal sentencing the sentencing judge, on the record, shall either complete the additional findings or review form 13.8(A) which has been completed by the parties to ensure its accuracy. Upon completion of the form it shall be ordered filed of record and be attached as Exhibit 1 to the Uniform Judgment and Sentence filed in the case.

EXHIBIT 1: Additional Findings of the Court to Case No. CF09-2794 Defendant ROGER FORD
In the District Court of TULSA County.

I. Original Charges

(A copy of the information may be attached instead)
Please list any additional charges on a separate attached sheet.

Offense	Statute Citation
<u>LEWD MOLESTATION</u>	<u>21-11-23</u>
_____	_____
_____	_____

II. Prior Felony Convictions

Please list all prior felony convictions or attach the OSBI rap sheet.

Offense	Date	Statute Citation
<u>NONE</u>	_____	_____
_____	_____	_____
_____	_____	_____

III. Enhancer Information

- Did the offender commit the current offense with the use of a weapon within the immediate possession and control of the offender? Yes No If yes, please indicate type of weapon.

- For persons who are victims of violent crimes, please indicate the age of the victim(s) _____
- If the controlling offense was a theft offense (larceny, embezzlement, fraud, concealing stolen property) what was the total amount involved in that offense?
\$ _____
- If the controlling offense was a drug offense, what was the predominant drug and what was the amount of that drug (specify grams, ounces, etc.)?
Drug Type: _____
Quantity: _____

IV. Offender Characteristics

(A copy of the pre-sentence investigation may be attached instead.)

Gender (Circle) Male Female Race (Circle) White Black Hispanic Native American Asian

This exhibit shall not be admitted into evidence in any future prosecutions.

Certified this 23 day of JULY, 2010.

Julie C. Ross
Attorney for State

[Signature]
Attorney for Defendant

[Signature]
Judge of the District Court

IT IS FURTHER ORDERED BY THIS COURT THAT JUDGMENT IS HEREBY ENTERED against the defendant for all costs, fees, fines, and assessments ordered in this action and he or she is ordered to report immediately upon conclusion of this sentencing hearing, or within ten (10) days of discharge if incarceration is ordered, to the Tulsa County Court Clerk to pay all costs, fines, fees, and assessments ordered in this action - or - to the Tulsa County Court Cost Administrator to make arrangements to pay the costs, fines, fees, and assessments as ordered pursuant to the Rule 8 Hearing held this day.

The Court further advised the defendant of his or her right to appeal to the Court of Criminal Appeals of the State of Oklahoma and of the necessary steps to be taken by him or her to perfect such appeal, and that if he or she desired to appeal and was unable to afford counsel and a transcript of the proceedings, that the same would be furnished by the State, subject to reimbursement in accordance with 22 § O. S. 1355.14, 20 § O. S. 106.4 (b), and, ADC-72-33.

In the event the above sentence is for incarceration in the Department of Corrections, the Sheriff of Tulsa County, Oklahoma, is ordered and directed to deliver the defendant to the Lexington Assessment and Reception Center at Lexington, Oklahoma, and leave therewith a copy of this Judgment and Sentence to serve as warrant and authority for the imprisonment of the defendant as provided herein. A second copy of this Judgment and Sentence to be warrant and authority of the Sheriff for the transportation and imprisonment of the defendant as herein before provided. The Sheriff is to make due return to the clerk of this court with his proceedings endorsed thereon.


Witness my hand this 23RD day of JULY, 2010.



JUDGE TOM GILLERT

ATTESTATION:

Sally Howe Smith
Tulsa County District Court Clerk

By: 
Ernie Hulsey, Deputy

OFFICER'S RETURN OF SERVICE

Received this order the ____ day of _____, 2000, and executed it by delivering said defendant to the Warden of the Lexington Assessment and Reception Center at Lexington, Oklahoma on the ____ day of _____.

STANLEY GLANZ, SHERIFF, TULSA COUNTY, OKLAHOMA

By: _____
Deputy

COURT CLERK'S CERTIFICATION

I, Sally Howe Smith, District Court Clerk for Tulsa, Oklahoma, hereby certify that the foregoing is a true, correct and full copy of the instrument herewith set out as appears on record in the Court Clerks Office of Tulsa, Oklahoma.

Dated this the _____ day of _____, _____.

SALLY HOWE SMITH, DISTRICT COURT CLERK, TULSA COUNTY, OKLAHOMA

By: _____
Deputy

I, Sally Howe Smith, Court Clerk, for Tulsa County, Oklahoma, hereby certify that the foregoing is a true, correct and full copy of the instrument herewith set out as appears on record in the Court Clerk's Office of Tulsa County, Oklahoma, this

AUG 09 2010

By _____
Deputy