Department of Commerce Professional Licensing Bureau

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Board / Commission

## BEFORE THE IOWA REAL ESTATE APPRAISER EXAMINING BOARD OF THE STATE OF IOWA Signature, Executive Officer

IN THE MATTER OF:

Christopher D. Wear

Consent order to

Respondent.

Case No. 11-16

Consent order to

Respondent.

The Iowa Real Estate Appraiser Examining Board ("Board") and Christopher D. Wear ("Respondent") agree to the following Consent Order which reinstates Respondent's surrendered certificate as a certified general real estate appraiser in Iowa, as follows:

- 1. The Board has jurisdiction of this matter pursuant to Iowa Code chapters 17A, 272C, and 543D (2011).
- 2. Respondent was a certified general real estate appraiser in Iowa. He was issued Certificate No. CG02302 on March 4, 2002.
- 3. In connection with a disciplinary investigation in 2006 and 2007, Respondent voluntarily surrendered his certificate on May 31, 2007 in Case No. 06-21. The voluntary surrender document provides that Respondent would need to comply with an earlier consent order if he planned to seek reinstatement in Iowa in the future. The Board has determined that Respondent did not sign the earlier consent order and surrendered his certificate rather than defend the Board's investigation because he did not have very much business in Iowa and he was actively appraising in another state.
- 4. Respondent now wishes to reinstate his Iowa certificate. The Board requested a log of appraisals and secured Standard Three desk reviews. The reviews do not reveal grounds to pursue discipline at this time. The Board has elected not to complete the earlier investigation as a result, but does wish Respondent to complete a 15-hour tested USPAP course as a precondition to reinstatement.
- 5. Respondent has a right to a hearing in connection with the reinstatement of his surrendered certificate, but waives Respondent's right to hearing and all attendant rights, including the right to seek judicial review, by freely and voluntarily entering into this Consent Order. This Consent Order is the final agency order in the contested case, pursuant to Iowa Code section 17A.10 and 193 Iowa Administrative Code 7.4.

- 6. Respondent agrees the State's counsel may present this Order to the Board and may have ex parte communications with the Board while presenting it.
- 7. This Consent Order is a public record available for inspection and copying in accordance with the requirements of Iowa Code chapter 22 (2011).
- 8. This Order is subject to approval of the Board: (a) If the Board fails to approve this Order, it shall be of no force or effect on either party, and it shall not be admissible for any purpose in further proceedings in this matter; (b) If the Board approves this Order, it shall fully dispose of all issues in this case.

## IT IS THEREFORE ORDERED:

Respondent may apply to reinstate Certificate No. CGo2302 upon satisfactory verification that he successfully completed a 15-hour tested USPAP course. The course may be taken on-line. The course must be AQB approved.

Upon proof of completion of the USPAP course, Respondent's status with the Board shall be immediately changed to a lapsed status. He may then apply to reinstate his certificate in the same manner that is applicable to all certificate holders with a lapsed certificate. The administrative process to reinstate to active status requires the completion of an application to reinstate, payment of a reinstatement fee and a certification fee, and proof of continuing education, as more fully described in Board rules. The USPAP course described above may be applied toward the continuing education requirement.

## AGREED AND ACCEPTED:

The Respondent	Iowa Real Estate Appraiser Examining Board
Christopher D. Wear	Judy Zwanziger, Chair
July 18 20/1	Date 21,2011