

BEFORE THE REAL ESTATE APPRAISER EXAMINING BOARD
OF THE STATE OF IOWA

| | | |
|----------------------------|---|----------------|
| IN THE MATTER OF: |) | |
| |) | |
| Darryl E. Green |) | CASE NO. 02-26 |
| |) | |
| Certificate Number CG01380 |) | CONSENT ORDER |
| |) | |
| RESPONDENT |) | |

The Iowa Real Estate Appraiser Examining Board (Board) and Darryl E. Green, (Respondent) enter into this Consent Order pursuant to Iowa Code sections 17A, 272C.3(4)(2001) and 193F--IAC 9.1(7):

1. The Board has jurisdiction of this matter pursuant to Iowa Code chapters 17A, 543D, and 272C (2001).

2. Respondent's June 2002 renewal application failed to reflect the continuing education credits required to renew a license. The Board and Respondent have agreed to enter into a consent order pursuant to 193F-IAC section 9.1(7).

3. Respondent has a right to a hearing on the charges, but waives his right to hearing and all attendant rights, including the right to appeal, by freely and voluntarily agreeing to this Consent Order. Once entered, this Consent Order shall have the full force and effect of a disciplinary order entered following contested case hearing.

4. This Consent Order shall be part of the permanent record of Respondent and shall be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.

5. The Consent Order is a public record and Available for inspection and copying in accordance with the requirements of Iowa Code chapter 22 (2001).

6. Failure to comply with the provisions of this Consent Order shall be considered prima facie evidence of a violation of Iowa Code section 543D.17(1) (2001), and shall be grounds for disciplinary action pursuant to Iowa Code section 272C.3(2)(a) (2001). However, no action may be taken against Respondent for violations of these provisions without a hearing, or waiver of hearing.

7. This Agreement is subject to approval of the Board. If the Board fails to approve this Agreement, 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. If the Board approves this Agreement, it shall fully dispose of all issues in this case.

IT IS THEREFORE ORDERED:

- (a) Respondent shall pay a civil penalty of \$200 within thirty days of receipt of this executed document.
- (b) Respondent is issued a citation and warning for not submitting adequate proof of continuing education completed in compliance with Board rules between July 1, 2000 and June 30, 2002.
- (c) Respondent shall submit the course certificate for the course claimed on his 2002 renewal, Principles of Appraisal Review, Lincoln Graduate Center, completed on June 26, 2002, within ten (10) days of receipt of this letter or complete eleven (11) hours of elective continuing education by September 30, 2002. Completion certificate shall be submitted to the Board office on or before October 10, 2002.
- (d) Respondent shall fully comply with all continuing education requirements in the future.
- (e) The continuing education taken to comply with this Consent Order cannot be used for renewal in 2004.

AGREED AND ACCEPTED:



Darryl E. Green
Respondent

8-12-02

Date



Richard Koestner, Chair
Iowa Real Estate Appraiser Examining
Board

8/15/02

Date