

**BEFORE THE IOWA REAL ESTATE COMMISSION
1920 SE HULSIZER
ANKENY, IOWA**

IN RE:

**Gregg Winkel
Salesperson (S21375)
1205 East State Street
Algona, Iowa 5511-2945**

INACTIVE

Respondent.

)
) **CASE NUMBER: 07-013**
)
)
)
) **COMBINED STATEMENT OF**
) **CHARGES, INFORMAL**
) **SETTLEMENT AGREEMENT,**
) **AND CONSENT ORDER IN A**
) **DISCIPLINARY CASE**
)

The Iowa Real Estate Commission (Commission) and **Gregg Winkel** (Respondent) enter into this Combined Statement of Charges, Informal Settlement Agreement, and Consent Order in a Disciplinary Case (Order) pursuant to Iowa Code Sections 17A.10(1) and 272C.3(4) (2005).

1. The Commission issued the Respondent real estate salesperson license number S21375 on July 12, 1983. Respondent's license is current and in full force and effect through

[REDACTED]

CIRCUMSTANCES

4. In January of 2007, the Commission attempted to mail the Respondent's renewal license to the address on file with the Commission.

5. The license was returned to the Commission by postal authorities with the notation: "no forward order on file-unable to forward."

6. The Commission verified through a phone call to the Respondent that the Respondent had in fact changed his place residence and had failed to notify the Commission of the address of her new residence within five days.

SETTLEMENT AGREEMENT

7. Respondent admits each and every allegation in the above-stated Statement of Charges.

8. Respondent acknowledges that he has a right to receive notice of the above-stated charges and to request a hearing before the Commission on the merits of the charges. By freely and voluntarily entering into this Order, the Respondent waives his right to notice and a hearing and all attendant rights, including the right to seek judicial review. This Order constitutes discipline against the Respondent, and is the final agency order in this contested case pursuant to Iowa Code section 17A.10 and 193 Iowa Administrative Code 7.4.

9. Respondent agrees that the State's attorney and/or Commission staff may present this Order to the Commission and may have *ex parte* communications with the Commission while presenting it. Respondent waives any right of notice of this meeting or any right that the

[REDACTED]

12. This Order is not binding on the Iowa Real Estate Commission until it has been formally approved by a majority of the Commission members.

(a) In the event that this Order is rejected by the Commission it shall be of no force or effect to either party, and it shall not be admissible for any purpose in further proceedings in this matter.

(b) If the Commission approves this Order, it shall fully dispose of all issues in this case.

13. Upon acceptance by both the Commission and Respondent, this Combined Statement of Charges, Informal Settlement and Consent Order shall be a public record available for inspection and copying in its entirety in accordance with the requirements of Iowa Code chapter 22 (2005).

CONSENT ORDER

IT IS THEREFORE ORDERED:

14. REPRIMAND. Pursuant to 193E Iowa Administrative Code section 18.14(1)(j), the Respondent is reprimanded.

15. CIVIL PENALTY. The Respondent shall pay a civil penalty to the Commission in the amount of \$50 no later than 30 calendar days after acceptance of this Order by the Commission. The civil penalty must come under a cover letter addressed to the Commission's Executive Officer and refer to case 07-013.

16. FUTURE COMPLIANCE. The Respondent shall at all future times fully and promptly comply with all pertinent Orders of the Commission and the statutes and Commission rules regulating the practice of real estate.

WHEREFORE, the terms of this Combined Statement of Charges, Informal Settlement Agreement, and Consent Order, are agreed to and accepted by the Iowa Real Estate Commission.

FOR THE RESPONDENT:

Voluntarily agreed to and accepted by **Gregg Winkel** on this 5th day of March, 2007.

[Redacted Signature]

Gregg Winkel, Respondent

State of Iowa

County of Keosauqua

Signed and sworn to before me on this 5th day of March, 2007, by

[Redacted Signature]



Notary Public, State of Iowa

Printed Name: Jodene L. Knoner

My Commission Expires: 4-19-09

FOR THE COMMISSION:

Voluntarily agreed to and accepted by the **IOWA REAL ESTATE COMMISSION** on this 29th day of MARCH, 2007.

[Redacted Signature]

JAMES E. HUGHES, Chair
Iowa Real Estate Commission