

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

IN RE:)

MATTHEW C. WOOD)
SALESPERSON (S39615))

MEL FOSTER REAL ESTATE)
3211 E. 25TH STREET CT.)
DAVENPORT, IOWA 52807)

CASE NUMBER 05-107

**STIPULATION
AND
ORDER**

On this 2ND day of MARCH, 2006, the Iowa Real Estate Commission and **Matthew C. Wood**, each hereby agree with the other and stipulate as follows:

1. The allegations specified in the Statement of Charges in this case shall be resolved without proceeding to hearing, as the parties have agreed to the following Stipulation and Consent Order.

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

3. The Respondent was issued a real estate salesperson license on April 30, 1999, which is in full force and effect through December 31, 2007.

4. The Iowa Real Estate Commission has jurisdiction over the parties and subject matter jurisdiction over each allegation in the Statement of Charges.

5. A Statement of Charges will be filed against Respondent together with this voluntary Stipulation and Consent Order.

6. Respondent admits each and every allegation in the Statement of Charges.

7. If this Stipulation and Consent Order is approved by the Commission it will be filed, along with the Statement of Charges, and upon filing both documents will become public records.

8. This Stipulation and Consent Order shall be made a part of the record of the Respondent and may be considered by the Commission in determining the nature and severity of any disciplinary action to be imposed on the Respondent for any future violations of the laws and rules governing the practice of real estate.

9. Failure to comply with the terms of this Stipulation and Consent Order shall be prima facie evidence of a violation of Iowa Code sections 543B.29(3), 543B.34(2) and 272C.3(2)(a) (2005).

10. This Stipulation and Consent Order shall be presented to the Commission in closed session by the prosecuting attorney and/or Commission staff. Respondent waives any right of notice of this meeting or any right which the Respondent might have to participate in the discussion of this Stipulation and Consent Order among the Commission, the Commission staff and the prosecuting attorney.

11. This Stipulation and Consent Order is not binding on the Iowa Real Estate Commission until it has been formally approved by a majority of the Commission members. In the event that this Stipulation and Consent Order is rejected by the Commission it shall be of no force or effect to either party.

THEREFORE IT IS ORDERED that the Respondent is **Reprimanded**.

IT IS FURTHER ORDERED that the Respondent shall pay a civil penalty in the amount of \$1000 within thirty (30) days of acceptance of this Stipulation and Consent Order by the Commission and come under a cover letter addressed to the Commission's Executive Officer and refer to case 05-107.

IT IS FURTHER ORDERED AND AGREED that at all future times Respondent shall fully and promptly comply with all pertinent Orders of the Commission and the statutes and Commission rules regulating the practice of real estate.

M.W.

FOR THE RESPONDENT:

This Stipulation and Consent Order is voluntarily entered into by **MATTHEW C. WOOD** on this 23RD day of FEBRUARY, 2006.



MATTHEW C. WOOD, Respondent

State of IOWA)

County of SCOTT)

Signed and sworn to before me on this 24TH day of FEBRUARY, 2006, by



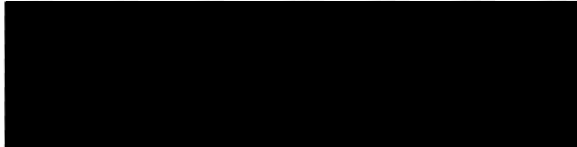
Notary Public, State of Iowa

Printed Name: DAVID L. BEAR

My Commission Expires: 2-24-06

FOR THE COMMISSION:

This Stipulation and Consent Order is accepted by the Iowa Real Estate Commission on this 2ND day of MARCH, 2006.



James E. Hughes, Chair
Iowa Real Estate Commission

BEFORE THE IOWA REAL ESTATE COMMISSION
1918 SE HULSIZER
ANKENY, IOWA

IN RE:)	CASE NUMBER: 05-107
)	
MSTTHEW C. WOOD)	STATEMENT
Salesperson (S39615))	OF
)	CHARGES
MEL FOSTER REAL ESTATE)	
3211 E. 25TH STREET CT.)	
DAVENPORT, IA 52807)	

The Iowa Real Estate Commission has jurisdiction of this matter pursuant to Iowa Code chapters 17A, 543B, and 272C (2001, 2003).

Licenses issued by the Commission are subject to the laws of the state of Iowa and to the administrative rules of the Commission.

Matthew C. Wood was at all material times, during the following events, a licensed Salesperson with Mel Foster Real Estate, a licensed real estate firm (F00470), in Davenport, Iowa. His license, number S39615 in full force and effect through 12-31-2007.

COUNT I

The Respondent engaged in an unethical practice which is harmful or detrimental to the public, by failing to disclose a criminal conviction in violation of Iowa Code sections 543B.15(6), and 543B.29(3)(harmful and detrimental to the public) and IAC 193E-18.2(1).

M.W.


CIRCUMSTANCES OF THE COMPLAINT

1. On September 6, 2000, the Respondent was arrested for Indecent Exposure in violation of Iowa Code section 709.9, in Davenport, Iowa, after a complaint was filed by a witness to the violation.
2. The Respondent was arrested at the scene, and subsequently a written plea of guilty was entered by the Respondent on November 29, 2000, in Scott County, Iowa, District Court.
3. As a result of the guilty plea, the Respondent was fined \$250, given 120 days in jail (suspended), and given one year of unsupervised probation.
4. On April 4, 2001, the respondent was discharged from probation.
5. The Respondent, in violation of Iowa Code 543B.15(6) failed to notify the Commission of the conviction.

FINDING OF PROBABLE CAUSE

On January 12, 2006, the Iowa Real Estate Commission found probable cause to file this Statement of Charges and to order that a hearing be set in this case.

Executed this 2ND day of MARCH, 2006.


Roger L. Hansen, Executive Officer
Iowa Real Estate Commission