

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

IN RE:)	
)	
)	CASE NUMBER: 99-033
KENNETH JOHN JANSEN)	
Broker Associate (B1163))	STATEMENT OF
)	CHARGES
CBS Home Real Estate Co. (F04008))	
14769 California)	
Omaha, Nebraska 68154)	

The Iowa Real Estate Commission has jurisdiction of this matter pursuant to Iowa Code chapters 17A, 543B, and 272C (1999).

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

KENNETH JOHN JANSEN was at all material times during the following events, a licensed real estate broker associate with CBS Home Real Estate Company, a licensed real estate firm in Omaha, Nebraska, license number F004008. His license, number B1163, is in full force and effect through 12-31-2000.

COUNT I

Respondent is charged with engaging in a practice harmful or detrimental to the public by conduct that demonstrates improper dealings and negligence, as evidenced by the Nebraska Real Estate Commission disciplinary action taken against his Nebraska real estate license, in violation of Iowa Code sections 543B29(3) (practice harmful or detrimental to the public) (1997).

CIRCUMSTANCES OF THE COMPLAINT

1. On March 23, 1999, the Nebraska Real Estate Commission accepted the Stipulation and Commission Findings and Order signed by Respondent, Kenneth John Jansen.
2. The Respondent was found to be in violation of Nebraska real estate license law and rules. His Nebraska broker associate license was ordered suspended until December 31, 2000, with the first 45 suspension days served and the remaining time stayed and served on probation commencing May 1, 1999.
3. The Nebraska Stipulation and Commission Findings and Order is attached and incorporated by reference.

FINDING OF PROBABLE CAUSE

On April 22, 1999, 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.

Dated this 1st day of JULY, 1999.



Roger L. Hansen, Executive Secretary
Iowa Real Estate Commission

cc: Pam Griebel, Assistant Attorney General

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

IN RE:)	
)	
KENNETH JOHN JANSEN)	CASE NUMBER: 99-033
Broker Associate (B1163))	
)	STIPULATION
)	AND
)	CONSENT ORDER
CBS Home Real Estate Co. (F04008))	
14769 California)	
Omaha, Nebraska 68154)	

On this 1st day of JULY, 1999, the Iowa Real Estate Commission and KENNETH JOHN JANSEN, each hereby agrees 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 license on January 22, 1982 as evidenced by license number B11630, which is in full force and effect through December 31, 2000.
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. The 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) (1999).

10. This Stipulation and Consent Order shall be presented to the Commission in closed session by the prosecuting attorney and/or Commission staff. Respondent Firm 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 HEREBY ORDERED that the Respondent is Reprimanded.

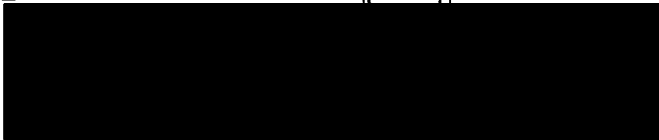
IT IS FURTHER ORDERED that the Respondent shall serve a probation effective upon acceptance of this stipulation by the commission until December 31, 2000, or, if different, the date Respondent is released from probation by the Nebraska Real Estate Commission.

IT IS FURTHER ORDERED that the Respondent shall comply with all terms and conditions ordered in the Nebraska Commission Order and he shall keep the Iowa Commission apprised of any violations of probation upon which the Nebraska Real Estate Commission takes any action. Respondent shall submit written proof of compliance to the Iowa Commission when the Nebraska case is closed. The proof of compliance must come under a cover letter addressed to the Iowa Commission's Executive Secretary and must refer to case 99-033.

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

FOR THE RESPONDENT:

This Stipulation and Consent Order is voluntarily entered into by the Respondent on this
____ day of 6-2-99, 1999.

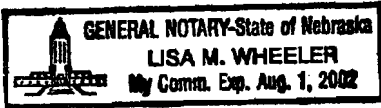


KENNETH JOHN JANSEN, Respondent

State of NEBRASKA

County of Lincoln

Signed and sworn to before me on this 2 day of June, 1999, by



Notary Public, State of Iowa

Printed Name: Lisa M. Wheeler

My Commission Expires: _____

FOR THE COMMISSION:

This Stipulation and Consent Order is accepted by the Iowa Real Estate Commission
on this 15 day of July, 1999.



Russell D. Nading, Chair
Iowa Real Estate Commission

cc: Pam Griebel, Assistant Attorney General