

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

---

IN RE:	)	
	)	
LEONARD L. CHATFIELD	)	CASE NUMBER: A96-072
Broker (B24977)	)	
	)	STATEMENT OF CHARGES
C & L Realty, Inc. (F03168)	)	
205 Main Street	)	
Columbus Junction, Iowa 52738-1136	)	

---

The Iowa Real Estate Commission has jurisdiction of this matter pursuant to Iowa Code chapters 17A, 543B, and 272C (1995).

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

LEONARD L. CHATFIELD is and was at all times during the following events, a licensed broker/officer and designated broker in charge of C & L Realty, a licensed real estate firm, license number F03168, in Columbus Junction, Iowa. His license number is B24977.

COUNT I

The Respondent is charged with engaging in a practice harmful or detrimental to the public by failing to maintain a general ledger, in violation of 543B.29(3) and 543B.34(8) (1995) and Iowa Administrative Code Chapter 193E-- sections 1.27(6)(a), and 4.40(5)(a).

COUNT II

The Respondent is charged with engaging in a practice harmful or detrimental to the public by failing to do monthly written reconciliation of the general ledger balance with the bank balance, and with the individual ledger accounts to ensure agreement, in violation of 543B.29(3) and 543B.34(8) (1995) and Iowa Administrative Code Chapter 193E-- sections 1.27(6)(3) and 4.40(5).

*A96-072*

COUNT II

The Respondent is charged with having \$422.87 in unidentified funds in the trust account, in violation of 543B.29(3), and 543B.46(4) (1995) and Iowa Administrative Code Chapter 193E, sections 1.27(6)(a), 1.27(1)(c) and 4.40(6)(h).

CIRCUMSTANCES OF THE COMPLAINT

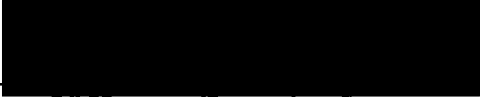
1. On May 22, 1996, Iowa Real Estate Commission Field Auditor J. Michael Sharp, examined the trust account records of LEONARD L. CHATFIELD.
2. Audit found Respondent had not recorded any transaction history in the general ledger since April 30, 1993.
3. Audit found Respondent had not been doing a monthly written reconciliation worksheet to ensure agreement between the bank balance, general ledger, and the individual ledgers since April 30, 1993.
4. Audit found unidentified funds in the amount of \$422.87.
5. Respondent sent the subsequent month's written reconciliation as requested in Iowa Real Estate Commission Examination Exit Interview Report.

page 3  
A96-072

FINDING OF PROBABLE CAUSE

On August 22, 1996, 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 14<sup>th</sup> day of NOVEMBER, 1996.

  
\_\_\_\_\_  
Roger E. Hansen, Executive Secretary  
Iowa Real Estate Commission

cc. Pam Griebel, Assistant Attorney General

A96-072

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

---

IN RE: )

LEONARD L. CHATFIELD )  
Broker (B24977) )

CASE NUMBER: A96-072

STIPULATION AND  
CONSENT ORDER

C & L Realty, Inc. (F03168) )  
205 Main Street )  
Columbus Junction, Iowa 52738-1136 )

---

On this 14<sup>th</sup> day of NOVEMBER, 1996, the Iowa Real Estate Commission and LEONARD L. CHATFIELD, 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 was issued a broker's license to practice real estate on the 19th day of July, 1988, as evidenced by license number B04411 which is in full force and effect through December 31, 1996.
3. The Iowa Real Estate Commission has jurisdiction over the parties and subject matter jurisdiction over each allegation in the Statement of Charges.
4. A Statement of Charges will be filed against Respondent together with this Stipulation and Consent Order.
5. Respondent admits each and every allegation in the Statement of Charges.
6. 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.
7. 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.

A96-072

8. 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) (1995).

9. 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.

10. 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 take eight (8) hours of real estate continuing education in "Trust Account and Closing Procedures" in addition to the estate continuing education required by law for license renewal. The course must be approved as a "Broker Pre-License Course". Original certificate of attendance must be submitted to the Iowa Real Estate Commission within thirteen (13) months of the signing of this agreement by the Commission. The certificate of attendance must come under a cover letter addressed to the Commission's Executive Secretary and must refer to case A96-072.

IT IS FURTHER ORDERED 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.

**FOR THE RESPONDENT:**

This Stipulation and Consent Order is voluntarily entered into by the Respondent on this 6<sup>th</sup> day of Nov, 1996.



LEONARD L. CHATELLE, Respondent

State of Ia )

County of Louisia )

Signed and sworn to before me on this 6<sup>th</sup> day of Nov, 1996, by



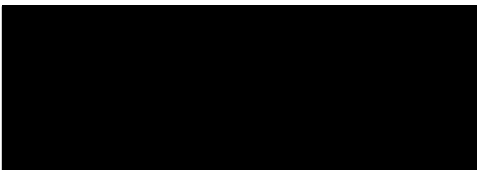
Notary Public, State of Iowa

Printed Name: Debbi L. Murphy

My Commission Expires: 11/6/99

**FOR THE COMMISSION:**

This Stipulation and Consent Order is accepted by the Iowa Real Estate Commission on the 14<sup>th</sup> day of NOVEMBER, 1996.



~~Evelyn Rank, Chair~~ RUSSELL D. NADING, VICE-CHAIR  
Iowa Real Estate Commission

cc: Pam Griebel, Assistant Attorney General