

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

IN THE MATTER OF APPLICATION FOR :
REAL ESTATE SALESPERSON'S LICENSE FOR : FINAL DECISION
 : AND ORDER
KARLYE E CIRILLI : LS0503181REB
Applicant :

Karyle E. Cirilli filed an application for a credential to practice as a real estate salesperson in Wisconsin. Information received in the application process reflects that the Applicant was convicted of the following crimes:

1. August 21, 2000 – ordinance violation – underage drinking – possess- 17-20 (1st)
2. April 9, 2001 – felony – homicide by intoxicated use of vehicle (2 counts)

The department and Applicant have entered into a Stipulation by which the department agreed to issue, and Applicant agreed to accept a limited real estate salesperson's license subject to specified conditions. Based upon the Stipulation and information of record herein, it is ORDERED as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that Karyle E. Cirilli is GRANTED a REAL ESTATE SALESPERSON'S LICENSE subject to the following LIMITATIONS, TERMS AND CONDITIONS:

1. Karyle E. Cirilli shall file with the department monitor quarterly reports within 5 days before or after the following dates:

May 1, 2005
August 1, 2005
November 1, 2005
February 1, 2006
and every May 1, August 1, November 1 and February 1 until further order of the Department.
2. Each report shall include:
 - a. The name, address and telephone number of Ms. Cirilli and the name, address and telephone number of her broker-employer.
 - b. A statement from Ms. Cirilli confirming her compliance with all the terms of her limited license and confirming her compliance with the statutes and rules governing the practice of a real estate salesperson.
 - c. A statement from Ms. Cirilli's employer evaluating Ms. Cirilli's performance as a real estate salesperson and her compliance with the statutes and rules governing the practice of a real estate salesperson.
 - d. A statement from Ms. Cirilli as to whether or not she has been convicted of any crime (including Driving While Intoxicated (DWI) or Operating While Intoxicated - OWI) during the term of the Order **OR** if any criminal charges are pending.
 - e. A statement from Ms. Cirilli's probation officer, acknowledging by signing and dating each quarterly report, that there has been no violation of Ms. Cirilli's terms of probation.

3. Ms. Cirilli shall comply with all terms of probation imposed upon her and make arrangements with her probation officer to immediately notify the department monitor of any violation of probation terms.
4. Upon her successful completion of probation, Ms. Cirilli shall immediately provide to the department monitor acceptable documentation from the Department of Corrections of Ms. Cirilli's release from probation.
5. Ms. Cirilli shall abstain from all personal use of alcohol and from all personal use of controlled substances as defined in §961.01(4), Stats. except when necessitated by a legitimate medical condition. Applicant shall in addition refrain from the consumption of over-the-counter medications or other substances which may mask consumption of controlled substances or of alcohol, or which may create false positive screening results, or which may interfere with respondent's rehabilitation.
6. Ms. Cirilli shall comply with any request by an employer for a screen for alcohol or controlled substances. In addition, the Department reserves the right to request one or more screens for alcohol or controlled substances, should the Department in its discretion believe a screen is warranted on the basis of a report received. Upon notification the need for a screen, Ms. Cirilli shall comply with obtaining a screen within five [5] hours of notification. All screens shall be performed according to standard department procedures. Ms. Cirilli shall be responsible for all costs associated with obtaining screens.
7. Ms. Cirilli shall not perform real estate activities under a broker-employer unless the broker-employer agrees in writing that the terms of this Order will be complied with and that the broker-employer will cooperate with Ms. Cirilli in the preparation and submittal to the department of the reports required by this Order.
8. The terms, conditions and limitations imposed pursuant to this Order may be removed no earlier than April 4, 2007 and only subsequent to a written request to the department that also includes the reports as required in this Order.
9. Failure by Ms. Cirilli to timely comply with the terms of the terms and conditions of this Order may result in the summary suspension of Ms. Cirilli's license or in the imposition of additional discipline. Upon receipt of verified documentation of a criminal conviction or probation violation subsequent to this Order, the department monitor may issue an order for the revocation of Ms. Cirilli's limited real estate salesperson's license without further notice or hearing or other proceedings.

DEPARTMENT MONITOR

10. The Department Monitor is the individual designated by the department as its agent to coordinate compliance with the terms of this Order, including receiving reports and coordinating all requests for modification of terms or other petitions. The Department Monitor may be reached as follows:

Department Monitor
Division of Enforcement
PO Box 8935
Madison, WI 53708-8935
FAX (608) 266-2264
TEL (608) 267-3817

11. This Order is effective upon the date of signing.

Dated this 18th day of March, 2005.

DEPARTMENT OF REGULATION AND LICENSING

Steven M. Gloe

On behalf of the department