

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE REAL ESTATE BOARD

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IN THE MATTER OF THE PETITION	FOR	:
REINSTATEMENT OF A REAL ESTATE		:
SALESPERSON'S LICENSE FOR		:
	ORDER DENYING	:
	REINSTATEMENT	:
ANDREW R. HAYHOE,		:
APPLICANT	LS 0512301 REB	:

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The parties to this action for the purposes of s. 227.53, Stats., are:

Andrew R. Hayhoe  
339 Dwight St  
Chippewa Falls, WI 54729

Wisconsin Real Estate Board  
1400 East Washington Ave  
Madison, WI 53707

#### PROCEDURAL HISTORY

On April 30, 2009, the Wisconsin Real Estate Board (Board) reviewed a request by Andrew R. Hayhoe that the Board reinstate his license. On December 30, 2005, Mr. Hayhoe was granted a limited license to practice as a real estate salesperson in the state of Wisconsin. On August 21, 2008, the Board revoked Mr. Hayhoe's limited license because of a conviction of a misdemeanor.

#### FINDINGS OF FACT

1. The underlying Order, dated December 30, 2005, required Andrew R. Hayhoe to abstain from all personal use of alcohol and controlled substances, except when prescribed by a practitioner for a legitimate medical condition. See paragraph 1. of the Order.
2. On August 21, 2008, the Board revoked Mr. Hayhoe's limited license because he was convicted for possession of THC. That was a violation of the December 30, 2005 Order.
3. The applicant did not provide the Board with any objective evidence to show that he had abstained from the use of controlled substances and that he was rehabilitated.

#### CONCLUSION OF LAW

The Board has jurisdiction over in this matter pursuant to s. 452.14, Stats., and the December 30, 2005 Board Order.

#### ORDER

THEREFORE, THE BOARD ORDERS THAT, Andrew R. Hayhoe's request for reinstatement of his license is denied.

IT IS FURTHER ORDERED THAT:

1. Andrew R. Hayhoe may not reapply for reinstatement of his license until October 1, 2009;
2. When Andrew R. Hayhoe applies for reinstatement of his license he must present evidence to the board that he has had all clean urine screens during the 3 months prior to application taken at the rate of 56 per year, from a drug and alcohol monitoring program approved by the Department of Regulation and Licensing. A list of approved programs is available from the Department Monitor; and,
3. When Andrew R. Hayhoe applies for reinstatement of his license he must present the Board with a current drug/alcohol assessment.

Dated this 15<sup>th</sup> day of July, 2009.

Peter Sveum, Chair  
Wisconsin Real Estate Board