

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE REAL ESTATE EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST :
 :
WILLIAM H. BAKER, : FINAL DECISION AND ORDER
RESPONDENT. :
 : ORDER 0001989

Division of Enforcement Case No. 12 REB 020

The parties to this action for the purpose of Wis. Stat. § 227.53 are:

William H. Baker
P. O. Box 131
Loyal, WI 5446

Wisconsin Real Estate Examining Board
P.O. Box 8935
Madison, WI 53708-8935

Division of Enforcement
Department of Safety and Professional Services
P.O. Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Wisconsin Real Estate Examining Board (Board). The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent William H. Baker (dob 09/11/1964) is licensed in the State of Wisconsin as a Real Estate Salesperson, having license number 58002-94, first issued on 09/16/2003 and current through 12/14/2012. Respondent failed to renew his license so it was in expired status from 12/15/2010 until 04/04/2012. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is P.O. Box 131, Loyal, WI 54446.
2. Respondent practiced real estate during the time his license was in expired status.

3. Respondent was working for Dairyland Real Estate from at least October 2011, however he did not inform the Department that he had transferred his employment to Dairyland Real Estate until he was notified by the Department and filed the form on 4/20/2012.

CONCLUSIONS OF LAW

1. The Wisconsin Real Estate Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 452.14, and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Respondent violated Wis. Stat. § 452.03 by practicing real estate sales without a valid license.

3. By the conduct described in the Findings of Fact, Respondent violated Wis. Admin. Code §§ REEB 17.05(1) and (2) by not submitting a transfer application to the Department when he began working for Dairyland Real Estate.

4. As a result of the above violations, Respondent is subject to discipline pursuant to Wis. Stat. § 452.14(3)(L).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The attached Stipulation is hereby accepted.
2. Respondent William H. Baker is hereby REPRIMANDED.
3. Within 90 days of the date of this Order, Respondent shall pay a FORFEITURE in the amount of \$500 and COSTS of this matter in the amount of \$175.
4. Payment of forfeiture and costs shall be made payable to the Wisconsin Department of Safety and Professional Services and sent to the Department Monitor at the address below:

Department Monitor
Division of Enforcement
Department of Safety and Professional Services
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 267-3817, Fax (608) 266-2264

5. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely submit payment of the forfeiture and costs as ordered, Respondent's license (no. 58002-94) may, in the discretion of the Board or its designee,

be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the forfeiture and costs.

6. This Order is effective on the date of its signing.

WISCONSIN REAL ESTATE EXAMINING BOARD

by:


A Member of the Board

8-16-12
Date