

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE REAL ESTATE BOARD

IN THE MATTER OF THE DISCIPLINARY :

PROCEEDINGS AGAINST:

JOSEPH P. McFADDEN,	FINAL DECISION AND ORDER
RESPONDENT	LS0206272REB

Division of Enforcement Case File No. 01 REB 009

The parties to this action for the purposes of Wis. Stats. sec. 227.53 are:

Joseph P. McFadden

1120 Oak Street

Wisconsin Dells, WI 53965

## Real Estate Board

PO Box 8935

Madison, WI 53708-8935

Department of Regulation and Licensing

## Division of Enforcement

PO Box 8935

Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the 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

1. Joseph P. McFadden (D.O.B. March 20, 1968) is duly licensed to practice as a Timeshare Salesperson in the state of Wisconsin (license #93-682). This license was first granted on January 15, 1991.

2. Mr. McFadden's latest address known to the Department is 1120 Oak Street, Wisconsin Dells, WI 53965.

3. On or about May 3, 1993, Mr. McFadden was convicted of felony issuance of worthless checks in Sauk County, Wisconsin Circuit Court. A true and correct copy of the Criminal Complaint and Judgment of Conviction is attached to this document as State's Exhibit A and incorporated by reference into this document.

4. Mr. McFadden failed to timely report this conviction and did not provide a copy of the judgment of conviction to the Real Estate Board, as required by Wis. Admin. Code § RL 24.17(1).

5. In resolution of this matter, Mr. McFadden consents to the following Conclusions of Law and Order.

## CONCLUSIONS FO LAW

1. The Wisconsin Real Estate Board has jurisdiction over this matter, pursuant to sec. 440.26, Wis. Stats.

2. The Wisconsin Real Estate Board is authorized to enter into the attached stipulation, pursuant to sec. 227.44(5), Wis. Stats.

3. The conduct described above constitutes a basis for discipline under Wis. Stats. 452.14(3)(k), Stats. and Wisconsin Administrative Code §SR 24.17(1) and (2).

## ORDER

**NOW, THEREFORE, IT IS HEREBY ORDERED that:**

1. Joseph P. McFadden is **REPRIMANDED**.

2. Within sixty [60] days from the date of this Order, Mr. McFadden shall pay a **FORFEITURE** of **One Hundred Fifty** dollars [\$150.00].

3. Payment of the forfeiture shall be made via certified check or money order payable to the Wisconsin Department of Regulation and Licensing, Attn: Department Monitor, PO Box 8935, Madison, WI 53708.

4. In the event that Mr. McFadden fails to timely comply with the terms and conditions set forth in ¶ 2 above, his timeshare salesperson license (#93-682) shall be **SUSPENDED**, without further notice or hearing, until such time as he has complied with the terms of this Order.

5. This Order shall become effective upon the date of its signing.

REAL ESTATE BOARD

By: James Imhoff, Jr.

6-27-02

A Member of the Board

Date \_\_\_\_\_