

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 :
 : FINAL DECISION AND ORDER
KIMBERLY M. RASMUSSEN, : LS0302101REB
RESPONDENT :

Division of Enforcement Case File No. 01 REB 218

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

Kimberly M. Rasmussen
N2001 Anklam Road
Weyauwega, WI 54983

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. Kimberly M. Rasmussen (D.O.B: September 9, 1960) was duly licensed to practice as a Real Estate Salesperson in the state of Wisconsin (license #38722). This license was first granted on February 26, 1993. The license expired on January 1, 2001. Ms. Rasmussen has the right to renew this license upon payment

of a late fee and the renewal credential fee pursuant to section 440.08(3) Wis. Stats. Ms. Rasmussen has not as of this date submitted any renewal fees and late fees for her Real Estate Salesperson license.

2. Ms. Rasmussen's most recent address known to the Department of Regulation and Licensing is N2001 Ankla Road, Weyauwega, WI 54983.

3. On or about January 8, 2001, Ms. Rasmussen was convicted of three counts of Misdemeanor Party to Theft in Outagamie County, Wisconsin Circuit Court. A true and correct copy of the Criminal Complaint, Amended Criminal Complaint and Judgment of Conviction and Sentence in this matter is attached to this document as Exhibit A. Exhibit A is incorporated by reference into this document.

4. At no time did Ms. Rasmussen inform the Department of Regulation and Licensing in writing of the January 8, 2001, convictions. Nor did Ms. Rasmussen provide a copy of the January 8, 2001, Judgment of Conviction and Sentence to the Department of Regulation and Licensing with thirty (30) days after the judgment was entered.

5. In resolution of this matter, Ms. Rasmussen consents to voluntarily surrender her right to renew her real estate license and to the adoption of the following Conclusions of Law and Order:

CONCLUSIONS OF LAW

1. The Wisconsin Real Estate Board has jurisdiction over this matter, pursuant to sec. 452.14, 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. By the conduct described above, Ms. Rasmussen violated sec. 452.14(3)(k) Wis. Stats., and Wisconsin Administrative Code §§ RL 24.17 (1) and (2).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The Wisconsin Real Estate Board **ACCEPTS** the **VOLUNTARY SURRENDER** of the license of Kimberly M. Rasmussen (lic. #38722) to act as a Real Estate Salesperson in the State of Wisconsin. Ms. Rasmussen shall immediately return all indicia of Wisconsin licensure to the Department Monitor, Post Office Box 8935, Madison, Wisconsin, 53708-8935.

2. Kimberly M. Rasmussen will not be allowed to apply or reapply for any real estate licensure for three (3) years from the date of this Order. If Kimberly M. Rasmussen applies or reapplies for a license in the future, the Board may in its sole discretion determine whether, and under what terms and conditions, a license may be issued. Kimberly M. Rasmussen may be required to appear before the Board to answer any question the Board may have in connection with her application, and the Board may impose restrictions or limitations upon licensure or re-licensure.

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

REAL ESTATE BOARD

By: Richard Kollmansberger
A Member of the Board

4-24-03
Date