

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

IN THE MATTER OF THE APPLICATION FOR
LICENSURE AS A REAL ESTATE SALESPERSON FOR
JAMES E SHAW,

Applicant

ORDER 0000259

ORDER ADOPTING STIPULATION

James E. Shaw 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. July 11, 1998 – Misdemeanor – 5th Degree Domestic Assault
2. December 25, 1999 – Misdemeanor – Driving While Intoxicated
3. September 18, 2000 – Misdemeanor – Driving While Intoxicated
4. December 31, 2002 – Misdemeanor – Driving While Intoxicated

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 James A. Shaw is granted a limited real estate salesperson's license subject to the following terms and conditions:

1. James E. Shaw shall file with the department quarterly reports within 5 days before or after the following dates:

November 1, 2003

February 1, 2004

May 1, 2004

August 1, 20034

and every November1, February 1, May 1 and August 1 until further order of the department.

2. Each report shall include:
 - a. The name, address and telephone number of applicant and name, address and telephone number of applicant's broker-employer.
 - b. A statement from applicant Shaw as to whether or not he has been convicted of a crime (including Driving While Intoxicated (DWI) or Operating While Intoxicated - OWI) during the term of the Order **OR** if criminal charges are pending.
 - c. A statement from applicant Shaw confirming his compliance with all the terms of his limited license and with the statutes and rules governing the practice of a real estate salesperson.
 - d. A statement from the broker-employer (James D. Henry, Team 1 Realty of Hudson) evaluating applicant Shaw's performance as a real estate salesperson and whether or not he has followed all guidelines and requirements of the broker-employer.
 - e. A statement from the probation agent, acknowledging that there has been no violation of terms of probation by signing and dating each quarterly report.
3. Applicant Shaw shall comply with all terms of probation imposed upon him and make arrangements with his probation officer to immediately notify the department of any violation of probation terms.
4. Applicant Shaw shall immediately provide evidence to the department from the Department of Corrections after successfully completing probation.
5. Applicant Shaw shall not perform real estate activities under a different broker-employer without permission, in advance, from the Department of Regulation and Licensing, and unless the new broker-employer agrees, in writing, that the terms of this limitation will be complied with and that the new broker-employer will cooperate with the applicant in the preparation and submittal to the department of the required reports.
6. This limitation may be removed no earlier than March 3, 2007 and only subsequent to a written request to the department that also includes the reports as required in this Order.
7. Failure by applicant Shaw to timely comply with the terms of this limitation shall result in the revocation of her limited real estate salesperson's license.

8. Any further criminal conviction (including DWI or OWI) or violation of any probation term shall result in the revocation of applicant Shaw's limited real estate salesperson's license without further notice or hearing or other proceedings

Dated this 3rd day of September, 2003

STATE OF WISCONSIN DEPARTMENT OF REGULATION AND LICENSING

by: Patricia Hoeft
Patricia Hoeft, Administrator
Division of Board Services