

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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**STATE OF WISCONSIN
BEFORE THE AUCTIONEER BOARD**

IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST :
 : **FINAL DECISION AND ORDER**
 :
CATHERINE A. HANDRICH, :
RESPONDENT. : **LS0604181AUC**
 :

[Division of Enforcement Case File #: **03 AUC 014**]

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

Catherine A. Handrich
N10137 Highway V
Mayville, WI 53050

Auctioneer Board
P.O. Box 8935
Madison, WI 53708 8935

Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708 8935

PROCEDEURAL HISTORY

The parties in these matters agree to the terms and conditions of the attached Stipulation as the final decision of the matter(s), subject to the approval of the Auctioneer Board (Board). The Board has reviewed the Stipulation agreement annexed to this Final Decision and Order, and considers it acceptable. Accordingly, the Board adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Catherine A. Handrich (Respondent) is registered as an Auctioneer in the State of Wisconsin having license number #052-0278. This license was first granted on 03/01/95.
2. Respondent's most recent address on file with the Department of Regulation and Licensing ("Department") is: N10137 Highway V, Mayville, Wisconsin 53050.
3. As a registered auctioneer in the State of Wisconsin, the Respondent was and is at all times relevant to this action responsible for compliance under Wisconsin Statutes, chapter 480 and the Wisconsin Administrative Code for Auctioneers and Auction Companies, Chapter 126.
4. On or about April 28, 2003, the Department received a complaint against the Respondent's company Kate's World Auction Company (#052-0278), alleging that the company was engaging in the unlicensed practice of auctioneering by an auctioneer to conduct an auction with an expired license. The advertisement listed Martin P. Koll (#52-0585, granted: 03/01/03, expired: 1/11/05) as the Wisconsin Registered Auctioneer responsible for conducting the auction. The auction was scheduled for

place on April 26, 2003. A copy of the advertisement is attached as **Exhibit 1** and is incorporated herein by reference.

5. The Department's investigation determined that Mr. Koll did conduct the April 26, 2003 auction for Respondent's company.

6. Department records indicate that Mr. Koll's auctioneer registration was placed into expired status from March 28, 2003 through July 3, 2003. Department records further indicate that Mr. Koll's auctioneer registration was re-activated on July 3, 2003 but placed back into expired status on January 11, 2005.

7. On or about January 30, 2006, the Respondent informed the Department that she is retiring from auctioneering and does not plan to renew her license.

8. In resolution of this matter, the Respondent consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Auctioneer Board has jurisdiction to act in these matters pursuant to Wis. Stat. § 480.24.

2. The Auctioneer Board has authority to enter into this stipulated resolution of this matter pursuant to Wis. Stat. § 227.44(5).

3. Respondent Catherine A. Handrich has violated:

Wis. Stat. §§ 480.08 (1)(a) and 480.24 (2)(b) and Wis. Admin. Code § RL 126.02 (2), by assisting in unlicensed practice when she permitted an auctioneer to conduct an auction without a current auctioneer credential.

4. The license of Catherine A. Handrich is subject to discipline per Wis. Stat. § 480.24.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that the attached Stipulation is hereby accepted.

IT IS FURTHER ORDERED, that the VOLUNTARY SURRENDER of Respondent Catherine A. Handrich's RIGHT TO R auctioneer registration, #52-0278 is hereby accepted.

IT IS FURTHER ORDERED, that Respondent Catherine A. Handrich, will not practice or attempt to practice as an auctioneer State of Wisconsin when not currently licensed.

IT IS FURTHER ORDERED, that file 03 AUC 014 be, and hereby is, closed as to Catherine A. Handrich.

Dated at Madison, Wisconsin this 18th day of April, 2006.

AUCTIONEER BOARD

Patrick McNamara
Member of the Auctioneer Board