

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

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IN THE MATTER OF THE APPLICATION  
FOR CERTIFICATION AS A CERTIFIED  
RESIDENTIAL APPRAISER OF

FINAL DECISION  
AND ORDER

ANDREW J. DAMMEIER,  
Applicant.

LS0803311-APP

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(DOE Case No. 08 APP 020)

TO: Andrew J. Dammeier  
906 Wells Street  
Lake Geneva, WI 53147

J. Nicholas Schweitzer, Prosecuting Attorney  
Division of Enforcement  
Department of Regulation and Licensing  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

PROCEDURAL HISTORY

On March 31, 2008, a Notice of Class 1 Hearing in the above-captioned matter was filed by the Division of Enforcement on behalf of the Department of Regulation and Licensing, (Department). The action was based upon a request for a hearing submitted by the applicant, Andrew J. Dammeier. Prior to the scheduling of a hearing, the applicant indicated that he preferred to file a new application with additional work samples rather than challenge the decision denying his original application. On April 24, 2008, a Memorandum of Prehearing Conference and Order of Adjournment was prepared with the understanding that the matter would be recommended for dismissal pending written confirmation of the request to withdraw. On April 29, 2008, the applicant submitted a letter to the Administrative Law Judge confirming his intent to withdraw the request for a hearing.

FINDINGS OF FACT

1. On January 29, 2008, the Department of Regulation and Licensing denied the application of Andrew J. Dammeier for certification as a Certified Residential Appraiser.
2. Mr. Dammeier's application was denied on the grounds that the work samples which he submitted in support of his application were not in compliance with the Uniform Standards of Professional Appraisal Practice (USPAP).
3. On February 12, 2008, Mr. Dammeier filed a request for a hearing to challenge the denial of his application for certification.
4. The issue raised for consideration at the hearing was whether the appraisal reports submitted to the Department constituted evidence of appraisal reports in compliance with the USPAP.
5. On April 23, 2008, a prehearing conference was held for the purpose of scheduling a hearing in this matter. Mr. Dammeier indicated at the conference that he did not want to proceed with the hearing, and that he would prefer to file a new application with additional work samples, provided that his exam scores were still current.

6. The Department records show that Mr. Dammeier's exam scores are valid for another twenty months and that he could reapply using the same exam results.
7. By letter received on April 29, 2008, Mr. Dammeier confirmed his intent to withdraw his request for a hearing in this matter.
8. By withdrawing his request for a hearing, the January 29, 2008, decision of the Department shall remain as the unchallenged determination on his original application for certification.
9. Mr. Dammeier intends to submit a new application for certification with additional appraisal work samples.

#### CONCLUSIONS OF LAW

The Department of Regulation and Licensing has jurisdiction in this matter under Wis. Stat. §§ 111.335(1)(c), 227.44, 458.06(4) and Chapter RL 1 of the Wisconsin Administrative Code.

#### ORDER

NOW, THEREFORE, IT IS ORDERED that the hearing in this matter is DISMISSED and this order shall be, and hereby is, ADOPTED as the Final Decision and Order in this matter.

Dated this 23<sup>rd</sup> day of May, 2008.

Celia M. Jackson  
Secretary  
Department of Regulation and Licensing  
Post Office Box 8935  
Madison, Wisconsin 53708-8935