

# 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 REQUEST FOR :  
CERTIFICATION OF AQB COMPLIANCE :  
OF : FINAL DECISION AND ORDER  
:  
BRENT D. NUDI, : LS0807021APP  
:  
REQUESTOR. :

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Division of Enforcement Case No. 08 APP 048

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

Brent D. Nudi  
7851 216<sup>th</sup> Avenue  
Bristol, WI 53104

Department of Regulation and Licensing  
Office of the Secretary  
P.O. Box 8935  
Madison, WI 53708 8935

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

PROCEDURAL HISTORY

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 Secretary of the Department of Regulation and Licensing (“Secretary”). The Secretary has reviewed the Stipulation agreement annexed to this Final Decision and Order, and considers it acceptable. Accordingly, the Secretary adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Brent D. Nudi (“Nudi”), whose last known address of record with the Department of Regulation and Licensing (“Department”) is 7851 216<sup>th</sup> Avenue, Bristol, WI 5341004, submitted a request for certification of AQB compliance. After review of work samples submitted by Mr. Nudi, the Department’s Real Estate Appraiser Application Advisory Committee recommended that the Department deny Mr. Nudi’s request because his work experience did not substantially comply with the Uniform Standards of Professional Appraisal Practice, contrary to Wis. Admin. Code § RL 83.01 (1a), (3) (a). The Secretary accepted this recommendation, and denied certification of AQB compliance to Mr. Nudi.

2. In the course of these proceedings the issues raised by the reviewer have been addressed by the Mr. Nudi.

CONCLUSIONS OF LAW

1. The Wisconsin Department of Regulation and Licensing has jurisdiction to act in these matters pursuant to Wis. Stats. § 458.06.

2. The Wisconsin Department of Regulation and Licensing has authority to enter into this stipulated resolution of this matter pursuant to Wis. Stats. § 227.44 (5).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. **Brent D. Nudi's** hours of experience submitted as part of his request for certification of AQB compliance are accepted. Mr. Nudi shall be certified as AQB compliant by the Department of Regulation and Licensing immediately.

IT IS FURTHER ORDERED that:

2. Case number 08 APP 048 is hereby closed.
3. This Order is effective on the date of its signing.

STATE OF WISCONSIN DEPARTMENT OF REGULATION AND LICENSING

By: **Celia M. Jackson, Secretary**

7/2/08

**STATE OF WISCONSIN  
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING**

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**IN THE MATTER OF THE REQUEST FOR** :  
**CERTIFICATION OF AQB COMPLIANCE** :  
**BY** : **STIPULATION**  
:   
**BRENT D. NUDI,** : **LS** \_\_\_\_\_  
:   
**REQUESTOR.** :

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Division of Enforcement Case No. 08 APP 048

It is hereby stipulated and agreed, by and between Brent D. Nudi, Requestor; and Mark A. Herman, attorney for the State of Wisconsin, Department of Regulation and Licensing, Division of Enforcement, as follows:

1. This Stipulation resolves a request for hearing regarding the denial of a request for certification of AQB compliance by Brent D. Nudi (“Requestor”), by the Department of Regulation and Licensing (“Department”) (08 APP 048). Requestor consents to the resolution of this matter by stipulation and without hearing or the issuance of a notice of hearing.
2. Requestor understands that by signing this Stipulation he voluntarily and knowingly waives his rights, including: the right to a hearing, at which time he has the burden of proving his qualification and fitness for licensure by a preponderance of the evidence; the right to confront and cross-examine the witnesses against him; the right to call witnesses on his behalf and to compel their attendance by subpoena; the right to testify himself; the right to file objections to any proposed decision and to present briefs or oral arguments to the Department; the right to petition for rehearing; and all other applicable rights afforded to him under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and any other provisions of state or federal law.
3. Requestor has been provided with the opportunity to obtain legal counsel prior to signing this Stipulation.
4. Requestor agrees to the adoption of the attached Final Decision and Order by the Secretary of the Department. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Requestor waives all rights to any appeal of the Secretary’s order, if adopted in the form as attached.
5. If the terms of this Stipulation are not acceptable to the Secretary, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Secretary, the parties agree not to contend that the Secretary has been prejudiced or biased in any manner by the consideration of this attempted resolution.
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Enforcement may appear before the Secretary in open or closed session, without the presence of the Requestor or his attorney, for purposes of speaking in support of this agreement and answering questions that the Secretary may have in connection with their consideration of the Stipulation.
7. Requestor is informed that should the Secretary adopt this Stipulation, the Secretary’s final decision and order is a public record and will be published in accordance with standard Department procedure.
8. The Division of Enforcement joins Requestor in recommending the Secretary adopt this Stipulation and issue the attached Final Decision and Order.

**Brent D. Nudi**

Requestor

P.O. Box 823

Brookfield, WI 53008

Date

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**MARK A. HERMAN**

Attorney, Division of Enforcement

1400 East Washington Avenue

Madison, WI 53708-8935

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Date