

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



## Wisconsin Department of Regulation & Licensing Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Regulation & Licensing website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

### Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Regulation and Licensing from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Regulation and Licensing data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Regulation and Licensing, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Regulation and Licensing is shown on the Department's Web Site under "License Lookup." The status of an appeal may be found on court access websites at: <http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscca>.
- Records not open to public inspection by statute are not contained on this website.

**By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.**

**Correcting information on the DRL website:** An individual who believes that information on the website is inaccurate may contact the webmaster at [web@drl.state.wi.gov](mailto:web@drl.state.wi.gov)

STATE OF WISCONSIN  
BEFORE THE REAL ESTATE BOARD

---

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
RUDOLPH MCCORMICK,	:	
RESPONDENT.	:	<u>ORDER 0000365</u>

---

Division of Enforcement Case No. 06 REB 181

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

Rudolph McCormick  
P.O. Box 812  
Lake Delton, WI 53940

Wisconsin Real Estate Board  
P.O. Box 8935  
Madison, WI 53708

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

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Real Estate Board (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 and Conclusions of Law and Order:

FINDINGS OF FACT

1. **Rudolph McCormick** holds a certificate of licensure as a licensed real estate salesperson in the state of Wisconsin (#94-49564), which was first granted on 1/11/1999.
2. Mr. McCormick's most recent address on file with the Wisconsin Department of Regulation and Licensing is P.O. Box 812, Lake Delton, WI 53940.

3. Mr. McCormick was employed as a real estate sales person by First Weber Group from July 31, 2000 through February 20, 2006.

4. Mr. McCormick terminated his employment with First Weber Group on February 20, 2006, and commenced employment as a real estate salesperson with Real Estate Preferred, Inc. on February 22, 2006.

5. On or about August 14, 2006, First Weber Group filed a complaint with the Wisconsin Department of Regulation and Licensing (the "Department") alleging, among other things, that Mr. McCormick improperly represented a broker other than his employer, without the knowledge and consent of his employer.

6. The Department's investigation found that Mr. McCormick drafted a WB-42 Amendment to Listing at 3:41 p.m. on February 20, 2006, expiring a listing contract effective that same day. This listing pertained to a condominium located at 741 Canyon Road, Lake Delton, Wisconsin.

7. The Department's investigation found that Mr. McCormick terminated his employment with First Weber at approximately 2:30 p.m, February 20, 2006, and that after leaving the office at approximately 3:15 p.m. that same day, he remotely accessed the First Weber computer system and drafted the WB-42 Amendment to Listing referenced at paragraph 6, above.

8. Mr. McCormick wishes to voluntarily surrender his Real Estate Sales Person license, #94-49564, and his automatic right to renew, in order to resolve this disciplinary matter. Mr. McCormick does not admit the alleged violations, but he does not wish to contest them.

#### CONCLUSIONS OF LAW

1. The Wisconsin Real Estate Board has jurisdiction to act in this matter pursuant to section 452.14(3) of the Wisconsin Statutes and is authorized to enter into the attached Stipulation pursuant to sec. 227.44(5), Wis. Stats.

2. Rudolph McCormick is subject to discipline for violating 452.14(3)(g) of the Wisconsin Statutes.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The VOLUNTARY SURRENDER of the real estate salesperson license of Rudolph McCormick, #94-49564, is hereby ACCEPTED. Mr. McCormick shall immediately return all indicia of Wisconsin real estate salesperson licensure to the Department Monitor, P.O. Box 8935, Madison, WI 53709-8935.

2. In the event that Mr. McCormick ever seeks to renew his license or apply for any other credential regulated by the Department, then he shall pay the Department's costs of this matter in the amount of **\$1,091.57** before any such renewal or application may be considered.

3. In the event that Mr. McCormick seeks to renew or reinstate his license, he shall submit a new application for licensure and meet all then-existing requirements for licensure or certification.

4. In the event that Mr. McCormick seeks to renew or reinstate his license, the Department may determine whether and under what terms and conditions such request may be granted.

5. Mr. McCormick shall not practice as a real estate salesperson or broker in the State of Wisconsin without being licensed in Wisconsin.

6. Case No. 06 REB 181 is hereby closed.

7. This Order is effective on the date of its signing.

WISCONSIN REAL ESTATE BOARD

by:

*Elizabeth Weinich*  
A Member of the Board

8/24/10  
Date