

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE REAL ESTATE APPRAISERS BOARD

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST :
 : FINAL DECISION AND ORDER
MARCIAL GALANG, :
RESPONDENT. : **ORDER 0001051**

Division of Enforcement Case No. 10 APP 048

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

Marcial Galang
19230 West North Avenue
Brookfield, Wisconsin 53045

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

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

A disciplinary proceeding was commenced in this matter by the filing of a Notice of Hearing and Complaint with the Wisconsin Real Estate Appraisers Board ("Board") on 1/20/2011. Subsequent to the filing of the complaint, the parties in this matter agreed to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board adopts the attached Stipulation in this matter and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Marcial Galang (Respondent)(dob 11/12/1968) is licensed in the State of Wisconsin as a Licensed Appraiser, having license number 4-1738, first issued on 2/11/2004 and current through 12/14/2011. Respondent's most recent address on file with the Wisconsin Department of Regulation and Licensing (Department) is 19230 West North Avenue, Brookfield, Wisconsin 53045.

2. On February 24, 2010, Respondent was disciplined by the Wisconsin Real Estate Appraisers Board (Order Number 0000084). The factual basis for the discipline was that

Respondent failed to cooperate in a timely manner with a request for information from the Board.

3. As part of the 2/24/2010 Final Decision and Order, Respondent was ordered to pay assessed costs in the amount of \$350.00 within 120 days of 2/24/2010.

4. Respondent paid the assessed costs in full on 5/16/2011, more than 120 days following 2/24/2010.

5. Respondent did not respond to requests for information regarding the outstanding assessed costs in a timely manner.

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

CONCLUSIONS OF LAW

1. The Wisconsin Real Estate Appraisers Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 458.26, and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Respondent violated Wis. Admin. Code § RL 86.01(10) by failing to respond to a request for information in a timely manner.

3. As a result of the above violations, Respondent is subject to discipline pursuant to Wis. Stat. §§ 458.26(3)(b) and (i).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The attached Stipulation is hereby accepted.

2. Respondent shall pay COSTS of this matter in the amount of \$500.00. Respondent shall submit monthly payments of \$50.00 commencing on October 1, 2011, and on the first of each month thereafter, until the assessed costs are paid in full. Respondent may cease making monthly payments at any time by paying the outstanding costs in full.

3. Payment(s) of costs (made payable to the Wisconsin Department of Regulation and Licensing) shall be mailed or delivered by Respondent to the Department Monitor at the address below:

Department Monitor
Division of Enforcement
Department of Regulation and Licensing
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 267-3817, Fax (608) 266-2264

4. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely submit payment of the costs as ordered, Respondent's license (no. 4-1738) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the forfeiture and costs and completion of the education.

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

WISCONSIN REAL ESTATE APPRAISERS BOARD

by:  _____
A Member of the Board

8/24/2011
Date