

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE REAL ESTATE EXAMINING BOARD

IN THE MATTER OF THE APPLICATION
FOR A LICENSE TO PRACTICE AS A REAL
ESTATE SALESPERSON

BOBBY ANTHONY,
APPLICANT

**ORDER GRANTING LIMITED LICENSE
AS A REAL ESTATE SALESPERSON**

ORDER 0001289

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

Bobby Anthony
2829 W. Wisconsin Ave. #204
Milwaukee, WI 53208

Department Monitor, Division of Enforcement
Department of Safety and Professional Services
1400 East Washington Ave.
Madison, WI 53707

FINDINGS OF FACT

Bobby Anthony (Applicant) has filed an application for a credential to practice as a real estate salesperson in the State of Wisconsin.

1. Information received in the application process reflects that:
 - a. On or about January 24, 2000, Applicant was convicted of violating Wis. Stats. §940.19(1) (Battery) and
 - b. On or about March 26, 2003, Applicant was convicted of violating Wis. Stats. §948.025(1) (Sexual Assault of a Child) arising out of conduct occurring on or about July 19 – 29, 2001.
2. That limitations upon the license of the Applicant is necessary to ensure that he is competent to act in a manner which safeguards the interests of the public.

CONCLUSIONS OF LAW

1. The Real Estate Examining Board has jurisdiction over this matter pursuant to Wis. Stats. §452.05(1)(a).
2. The facts and circumstances of the above-referenced convictions substantially relate to the practice of a real estate salesperson. Applicant, by his conduct, is subject to action against his license pursuant to Wis. Stats. §452.14(3).

ORDER

NOW THEREFORE, IT IS ORDERED that, BOBBY ANTHONY, is GRANTED a REAL ESTATE SALESPERSON'S LICENSE, subject to the following LIMITATIONS, TERMS AND CONDITIONS:

Practice Limitations

1. Applicant shall at all times practice as a real estate salesperson under the supervision of a Wisconsin licensed real estate broker approved by the Board. Approval shall be obtained through correspondence with the Department Monitor.

2. Applicant shall not be eligible for licensure as a real estate broker until he has been successfully discharged from probation/parole or has demonstrated a minimum of one year of successful practice as a salesperson under the general supervision of a Wisconsin licensed real estate broker approved by the Board.

Reporting Requirements

3. Applicant shall notify his broker/employer of his history of convictions prior to employment, and shall provide a copy of this Order to supervisory personnel at all settings where Applicant works as a real estate salesperson.
4. Applicant shall arrange for written reports from his real estate supervisor(s) to be provided to the Department Monitor commencing March 30, 2012 and every three months thereafter, as directed by the Department Monitor. If at any time applicant is not engaged in the practice of real estate, he shall provide written notice to the Department Monitor so that the reporting schedule may be adjusted as directed by the Board or its designee. These reports shall describe the applicant's sales activities and verify that he is practicing in compliance with the laws governing the practice of real estate and the terms of this Order.
5. Applicant shall comply with all terms and conditions of his probation/parole imposed upon him and shall make arrangements with his probation agent to immediately notify the Department Monitor of any violation of probation/parole terms. Applicant shall provide the Board with current releases complying with state and federal laws, authorizing release and access to his probation and parole records.
6. Applicant shall arrange for submission of quarterly reports from his probation/parole officer attesting to the status of his participation in probation/parole.
7. Applicant shall report to the Department any change of employment status residence address or telephone number within five (5) days of the date of a change.
8. Applicant shall be responsible for compliance with all of the terms and conditions of this Order, including the timely submission of reports by others. Applicant shall promptly notify Department Monitor of any suspected violations of any of the terms and conditions of this Order.

Department Monitor

9. The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the terms of this Order. Any requests, petitions, reports and other information required by this Order shall be mailed, e-mailed, faxed or delivered to:

DEPARTMENT MONITOR
Department of Safety and Professional Services
Division of Enforcement
1400 E. Washington Ave., P.O. Box 8935
Madison, WI 53708-8935
Fax: (608) 266-2264
Telephone: (608) 267-3817

Petitions for Modification

10. Applicant may petition the Department for modification of the terms of this Order after completion of probation and practice in compliance with all terms and conditions of this Order. Applicant's petition must include his history of employment from the effective date of this Order and state the dates and names of any employer, such employment in total equaling one year of practice. Any such petition shall be accompanied by a written recommendation from Applicant's current employer that includes, among other things, the dates of employment

and scope of responsibility during such employment, and (if applicable) his treatment provider expressly supporting the specific modifications sought. A denial of such a petition for modification shall not be deemed a denial of license under Wis. Stats. §§ 227.01(3), or 227.42, or Wis. Admin. Code Ch. RL 1, and shall not be subject to any right to further hearing or appeal.

Cost of Compliance

11. Applicant shall be responsible for all costs and expenses incurred in conjunction with or associated with compliance with the terms of this Order.

Summary Suspension/Additional Discipline

12. 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 Applicant'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.

This Order is effective upon the date signed below.

Dated this 23rd day of December, 2011

Wisconsin Real Estate Examining Board

by

Denise Inles for
Randy Savaglio, A member of the Board