

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE REAL ESTATE EXAMINING BOARD

IN THE MATTER OF APPLICATION FOR
A REAL ESTATE SALESPERSON LICENSE

JEFFREY CONWAY
APPLICANT

:
:
:
:
:

ORDER GRANTING
LIMITED LICENSE

ORDER 0002558

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

JEFFREY CONWAY
2021 12TH ST.
MONROE WI 53566

DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES
REAL ESTATE EXAMINING BOARD
1400 EAST WASHINGTON AVENUE
P.O. BOX 8935
MADISON WI 53708-8935

FINDINGS OF FACT

1. JEFFREY CONWAY (Applicant) has filed an application for a credential to practice as a real estate salesperson in Wisconsin.
2. Information received in the application process reflects that on or about 01/30/2013, Applicant was convicted of violations of Wis. Stat. § 945.03(1m)(e) SETS UP OR COLLECTS PROCEEDS FROM GAMBLING MACHINE and Wis. Stat. § 945.03(1m)(b) RECEIVE/RECORD/FORWARD BETS.

CONCLUSIONS OF LAW

1. The Wisconsin Real Estate Examining Board has jurisdiction over this matter pursuant to Wis. Stat. § 452.05(1)(a).
2. The facts and circumstances of the convictions(s) referenced above substantially relate to the practice of a real estate salesperson.
3. Applicant by his conduct is subject to action against Applicant's license pursuant to Wis. Stat. § 452.14(3).
4. Limitations upon the license of the Applicant are necessary to ensure that he is competent to act in a manner which safeguards the interests of the public.

ORDER

NOW, THEREFORE, IT IS ORDERED that JEFFREY J. CONWAY is GRANTED A REAL ESTATE SALESPERSON LICENSE subject to the following LIMITATIONS, TERMS AND CONDITIONS:

Practice Limitations

1. Applicant shall at all time 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 comply with all terms and conditions of probation and/or parole imposed upon him.
3. Applicant shall notify his broker/employer of his history of convictions prior to employment, and shall provide a copy of this Order to Applicant's supervisor at all real estate business entities where Applicant works as a real estate salesperson.
4. Applicant shall commit no new violations of law, and shall report all law enforcement contacts leading to arrest, charge or conviction to the Department Monitor within 48 hours of any such event.

Reporting Requirements

5. Applicant shall file with the Department quarterly reports at the direction of the Department Monitor commencing ninety (90) days after Applicant commences employment. Each report shall include the following:
 - a. The name, address and telephone number of Applicant, and name, address and telephone number of Applicant's broker-employer;
 - b. A statement from the Applicant as to whether he has had any law enforcement contacts leading to arrest, charge or conviction (including DWI/OWI) during the term of the Order;
 - c. a statement from the broker-employer evaluating the Applicant's performance as a real estate salesperson, including the nature and extent of the Applicant's sales activities and whether he has practiced in compliance with all laws governing the practice of real estate, and
6. Applicant shall make arrangements for the submission of quarterly reports from his probation/parole agent outlining Applicant's status and participation in probation/parole, and shall further arrange to have his probation/parole agent notify the Department Monitor immediately of any violation of probation/parole term. Applicant shall provide the Board with current releases complying with state and federal laws, authorizing release and access to his probation/parole records.

7. Applicant shall report to the Department Monitor any change of employment status, residence, address or telephone number within five (5) days of the date of a change.
8. Applicant is 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 by Applicant

DEPARTMENT MONITOR

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

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

Petitions for Modification

10. This limitation may be removed no earlier than June 30, 2014 and only subsequent to a written request to the Department Monitor that also includes the reports as required in this Order. Applicant's petition must include his history of employment from the effective date of this Order that states the dates and names of any employer, such employment in total equaling a minimum of 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 the 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 licensure under Wis. Stats. §§227.01(3), or 227.42 or Wis. Admin. Code Ch. SPS 1, and shall not be subject to any right to further hearing or appeal.
11. Applicant shall not be eligible for licensure as a real estate broker until he demonstrates a minimum of one year of successful practice as a salesperson under the supervision of a Wisconsin licensed real estate broker approved by the Board and in compliance with this Order.

Costs

12. Applicant shall be responsible for all costs and expenses associated with compliance with the terms of this Order.

Summary Suspension/Additional Discipline

13. 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. In the event that Applicant fails to submit quarterly reports as ordered, Applicant's license may, in the discretion of the Real Estate Examining Board or its designee, be **SUSPENDED**, without further notice or hearing, until Applicant has complied with the terms of this Order.

Dated at Madison, Wisconsin this 8 day of August, 2013


Angela Hellenbrand, Executive Director
On behalf of the Real Estate Examining Board