

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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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/wscga>

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STATE OF WISCONSIN  
BEFORE THE REAL ESTATE EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

CHRISTOPHER W. BUTTRUM,  
RESPONDENT.

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:  
: FINAL DECISION AND ORDER  
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:

0005977

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Division of Legal Services and Compliance Case No. 16 REB 050

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

Christopher W. Buttrum  
W193 N5840 Canary Drive  
Menomonee Falls, WI 53051

Wisconsin Real Estate Examining Board  
P.O. Box 8366  
Madison, WI 53708-8366

Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 7190  
Madison, WI 53707-7190

PROCEDURAL HISTORY

A disciplinary proceeding was commenced in this matter by the filing of a Notice of Hearing and Complaint with the Division of Hearings and Appeals on May 2, 2018. Prior to the hearing on 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 Real Estate Examining 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, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Christopher W. Buttrum (DOB 05/18/1975) is licensed by the State of Wisconsin as a real estate broker, having license number 56568-90, first issued on February 13, 2012 and current through December 14, 2018. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is W193 N5840 Canary Drive, Menomonee Falls, Wisconsin 53051.

2. On May 12, 2016, Respondent pled guilty to and was convicted of Fourth Degree Sexual Assault, in violation of Wis. Stat. § 940.225(3m), a misdemeanor, in Waukesha County Circuit Court (Case No. 2015CF000964). The felony charge of Expose Child to Harmful Material, in violation of Wis. Stat. § 948.11(2)(a), was dismissed but read in.

3. Respondent was sentenced to two years of probation, seven months confinement, which was stayed, 20 days in jail with permissible release, no contact with the victim or her family members, and no unsupervised contact with any minors. Respondent completed the terms of his probation on May 12, 2018.

4. According to the Criminal Complaint in Case No. 2015CF000964, on or about February 25, 2015, Respondent had been working at his home up until the time of the incident leading to his conviction.

5. 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 Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 452.14, 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 § REEB 24.17(1) by violating a law the circumstances of which substantially relate to the practices of a real estate licensee.

3. As a result of the above violation, Christopher W. Buttrum is subject to discipline pursuant to Wis. Stat. § 452.14(3)(L).

#### ORDER

1. The attached Stipulation is accepted.

2. The VOLUNTARY SURRENDER of Respondent Christopher W. Buttrum's real estate broker license (number 56568-90) is ACCEPTED.

3. This surrender constitutes Respondent's permanent relinquishment of his real estate broker license in the state of Wisconsin. The Board will not, at any time in the future, process or otherwise consider an application or attempt at renewal by Respondent of credentials necessary to practice as a real estate broker in the state of Wisconsin.

4. Respondent shall not seek to reinstate his Real Estate Salesperson license until December 13, 2019. In the event that Respondent seeks to reinstate his Real Estate Salesperson license, he shall submit a petition to the Board and meet all of the requirements for licensure then existing at the time of the request, notwithstanding Wis. Stat. § 111.321, 111.322, and 111.335 in regards to the conviction above. Any license shall be subject to the following limitations and considerations:

- a. Any petition for reinstatement must be accompanied by a "Fitness to Practice" evaluation by a pre-approved health care provider with experience in evaluating real estate professionals' fitness to practice. In advance of the petition for reinstatement, Respondent shall propose a health care provider for the Board's approval. The provider shall have been approved by the Board or its designee, and must not have treated Respondent at any time prior to the evaluation.
- b. If based upon the evaluation the Board is satisfied that Respondent is safe to practice real estate, the Board shall grant Respondent a Real Estate Salesperson license, if all other licensing conditions are met. However, the Board may limit Respondent's license in any manner it sees fit to address the facts above and any recommendations resulting from the evaluation.
- c. Respondent shall practice as a real estate salesperson in the state of Wisconsin under the supervision of a Wisconsin licensed real estate broker pre-approved by the Board or its designee (supervising broker). The supervising broker cannot be Respondent's wife, license number 58088-90.
- d. Respondent shall provide the Board with the name and contact information of his proposed supervising broker, and a letter from the broker confirming that he or she has read this Order and agrees to serve in this capacity. Respondent shall not resume practice as a real estate salesperson until and unless his supervising broker has been pre-approved by the Board or its designee.
- e. Respondent shall arrange for written reports from his supervising broker to be provided to the Department Monitor on a quarterly basis, commencing 90 days from the date of reinstatement. These reports shall assess Respondent's work performance during the previous quarter, and describe the circumstances of his employment, including the nature and extent of Respondent's sales activities and whether he has practiced in compliance with all laws governing the practice of real estate and this Order.
- f. Respondent must not show residential properties unless accompanied by another Wisconsin licensed real estate professional. Respondent's compliance with this provision shall be included in his supervising broker's quarterly work reports. Respondent can petition the Board for removal of this limitation after practicing as a real estate salesperson for five years in compliance with this provision.
- g. Respondent shall report any arrests and/or convictions within 48 hours of the arrest and/or entry of conviction.
- h. At time of petition for reinstatement, Respondent shall submit any requirements referenced above in paragraph 4a.-g. to the Division of Professional Credentialing Processing, such as a fitness to practice evaluation and requests for approval of evaluators and supervisors.

5. Respondent shall be responsible for all costs associated with the evaluation and supervision requirements of this Order.

6. After three years, beginning on the date of reinstatement of Respondent's real estate salesperson license, of practice in compliance with all terms and conditions of this Order and any limited license granted to Respondent, Respondent may petition the Board for the modification or termination of the above limitations, except for the limitation on showing residential properties. The Board may grant or deny the petition, in its discretion, or may modify this Order or any limited license as it sees fit. A denial of such a petition for modification or termination shall not be deemed a denial of a license under Wis. Stat. §§ 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.

7. If and when Respondent petitions for the reinstatement of his real estate salesperson license he shall, as a prerequisite, pay the Costs of this matter in the amount of \$7,087 before any such petition may be considered.

8. Payment of costs (made payable to the Wisconsin Department of Safety and Professional Services), and reports, shall be sent to the Department Monitor at the address below:


Department Monitor  
Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 8935, Madison, WI 53707-7190  
Telephone (608)267-3817; Fax (608)266-2264  
DSPSMonitoring@wisconsin.gov

You may also submit this information online via DSPS' Monitoring Case Management System, here: <https://app.wi.gov/DSPSMonitoring>

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

WISCONSIN REAL ESTATE EXAMINING BOARD

by:

  
A Member of the Board

Date

12/13/18

STATE OF WISCONSIN  
BEFORE THE REAL ESTATE EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

CHRISTOPHER W. BUTTRUM,  
RESPONDENT.

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STIPULATION

**0005977**

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Division of Legal Services and Compliance Case No. 16 REB 050

Respondent Christopher W. Buttrum and the Division of Legal Services and Compliance,  
Department of Safety and Professional Services, stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the  
Division of Legal Services and Compliance. Respondent consents to the resolution of this  
investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily  
and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the State has  
the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by  
subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral  
arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Respondent under the United States Constitution,  
the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code,  
and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has  
been provided an opportunity to obtain legal counsel before signing this Stipulation. Respondent  
is represented by Attorney Mario D. Mendoza.

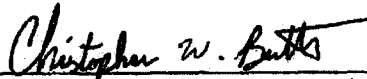
4. Respondent agrees to the adoption of the attached Final Decision and Order by  
the Wisconsin Real Estate Examining Board (Board). The parties to the Stipulation consent to  
the entry of the attached Final Decision and Order without further notice, pleading, appearance  
or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if  
adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board 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 Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

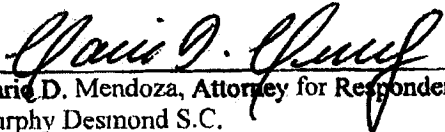
7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



Christopher W. Buttrum, Respondent  
W193 N5840 Canary Dr.  
Menomonee Falls, WI 53051  
License no. 56568-90

11/21/2018  
Date



Marie D. Mendoza, Attorney for Respondent  
Murphy Desmond S.C.  
33 East Main Street, Ste 500  
Madison, WI 53703

11/27/2018  
Date



Renee M. Parton, Attorney  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

11/27/2018  
Date