

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE AUCTIONEER BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

BRYCE L. HANSEN AND
HANSEN & YOUNG INC.,
RESPONDENTS.

FINAL DECISION AND ORDER

ORDER 0006477

Division of Legal Services and Compliance Case No. 17 AUC 009

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

Bryce L. Hansen
353 6 ½ Street
Prairie Farm, WI 54762

Hansen & Young Inc.
1264 5th Avenue
Prairie Farm, WI 54762

Wisconsin Auctioneer 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

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 Wisconsin Auctioneer 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 Bryce L. Hansen (DOB 12/15/1974), is registered by the State of Wisconsin as an Auctioneer, having registration number 225-52, first issued on March 1, 1995 and current through December 14, 2020. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 353 6 ½ Street, Prairie Farm, Wisconsin 54762.

2. Respondent Hansen & Young Inc. is registered by the State of Wisconsin as an Auction Company, having registration number 41-53, first issued on March 1, 1995 and current through December 14, 2020. Respondent's most recent address on file with the Department is 1264 5th Avenue, Prairie Farm, Wisconsin 54762.

3. On August 10, 2017, the Department received a complaint concerning the conduct of Respondent Bryce L. Hansen and Respondent Hansen & Young Inc. (Respondents) during an online auction of Complainant's home. Division of Legal Services and Compliance (Division) Case Number 17 AUC 009 was subsequently opened for investigation.

4. On March 17, 2017, Complainant entered into a Real Estate Auction Agreement with Respondents to sell Complainant's home.

5. The bidding process started on April 20, 2017, and ended on May 8, 2017.

6. During the bidding process, Respondent Hansen placed approximately 80 bids on Complainant's home, including the highest bid received in the auction. Respondent Hansen admitted that he bid on the property for the purpose of escalating the price to what was an acceptable selling price. Respondent Hansen had no intention of purchasing the property.

7. When Complainant attempted to accept the highest bid, Complainant was informed that the highest bidder was Respondent Hansen, the auctioneer. As a result, Complainant's home did not sell.

8. In resolution of this matter, Respondents consent to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Auctioneer Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 480.24, 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, Respondents Bryce L. Hansen and Hansen & Young Inc. violated Wis. Admin. Code § SPS 126.02(8) by knowingly escalating or attempting to escalate bidding through false bids.

3. As a result of the above violation, Respondents are subject to discipline pursuant to Wis. Stat. §§ 480.24(2)(b), 480.26(1), and 440.20.

ORDER

1. The attached Stipulation is accepted.

2. Respondent Bryce L. Hansen is REPRIMANDED.

3. Respondent Hansen & Young Inc. is REPRIMANDED.

4. Respondent Bryce L. Hansen's Auctioneer registration (no. 225-52) is LIMITED as follows:

a. Within thirty (30) days of the date of this Order, Respondent Hansen shall successfully complete five (5) hours of education on the topic of auctioneer ethics offered by a provider pre-approved by the Board's monitoring liaison, including taking and passing any exam(s) offered for the course(s).

b. Respondent Hansen shall submit proof of successful completion of the ordered education in the form of verification from the institution providing the education to the Department Monitor at the address stated below. None of the education completed pursuant to this requirement may be used to satisfy any continuing education requirements that may be instituted by the Board or Department.

5. Respondent Bryce L. Hansen shall, within 90 days after the date of this Order, pay a FORFEITURE in the amount of \$1,000, and pay one-half of the COSTS of this matter in the amount of \$595.00.

6. Respondent Hansen & Young Inc. shall, within 90 days after the date of this Order, pay one-half of the COSTS of this matter in the amount of \$595.00.

7. Requests for pre-approval, proof of successful course completion, payment of forfeiture and costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Respondents 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 7190, 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 at:
<https://app.wi.gov/DSPSMonitoring>.

8. In the event Respondents violate any term of this Order, Respondents' licenses (numbers 225-52 and 41-53), or Respondents' right to renew their licenses, may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondents have complied with the terms of the Order. The Board may, in addition and/or in the alternative refer any violation of this Order to the Division of Legal Services and Compliance for further investigation and action.

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

WISCONSIN AUCTIONEER BOARD

by: Al. Rohmeyer **DSPS Chief Legal Counsel,**
~~A Member of the Board~~ ~~Delegate~~

10-11-2019
Date

STATE OF WISCONSIN
BEFORE THE AUCTIONEER BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

BRYCE L. HANSEN AND
HANSEN & YOUNG INC.,
RESPONDENTS.

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STIPULATION

ORDER 0006477

Division of Legal Services and Compliance Case No. 17 AUC 009

Respondents Bryce L. Hansen and Hansen & Young Inc. 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. Respondents consent to the resolution of this investigation by Stipulation.

2. Respondents understand that by signing this Stipulation, Respondents voluntarily and knowingly waive the following rights:

- the right to a hearing on the allegations against Respondents, 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 Respondents;
- the right to call witnesses on Respondents' behalf and to compel their attendance by subpoena;
- the right to testify on Respondents' 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 Respondents under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondents are aware of Respondents' right to seek legal representation and have been provided an opportunity to obtain legal counsel before signing this Stipulation.

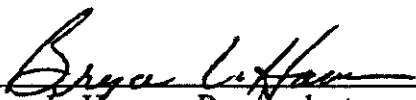
4. Respondents agree to the adoption of the attached Final Decision and Order by the Wisconsin Auctioneer Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondents waive 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.

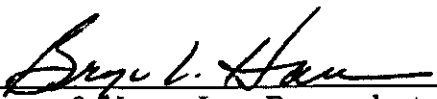
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondents, for purposes 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. Respondents are 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 Respondents in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.


Bryce L. Hansen, Respondent
353 6 1/2 Street
Prairie Farm, WI 54762
Credential No. 225-52

6-27-19
Date


Hansen & Young Inc., Respondent
By: Bryce L. Hansen, Responsible Licensee
1264 5th Avenue
Prairie Farm, WI 54762
License No. 41-53

6-27-19
Date


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

6/28/19
Date