

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE REAL ESTATE APPRAISERS BOARD

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

DAVID E. HOPKINS,  
RESPONDENT.

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FINAL DECISION AND ORDER

**ORDER 0007356**

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Division of Legal Services and Compliance Case No. 20 APP 038

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

David E. Hopkins  
Independence, MO 64055

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

Division of Legal Services and Compliance  
Wisconsin 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 Real Estate Appraisers 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 David E. Hopkins (Birth Year 1953) is certified by the State of Wisconsin as a Certified General Appraiser, having certificate of licensure and certification number 1037-10, first issued on February 21, 2017, and current through December 14, 2021. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Independence, Missouri 64055.
2. In 2020, the Department conducted an audit of certified and licensed appraiser continuing education (CE) for the 2017-2019 biennial period (December 15, 2017 to December 14, 2019).

3. On Respondent's 2019 renewal application, Respondent certified that he had completed 28 hours of CE credits required under Wis. Admin. Code § SPS 85.900 during the 2017-2019 biennial period.

4. On January 10, 2020, the Department mailed Respondent a letter notifying him that he had been selected for the audit and requested he respond with proof of his CE credits.

5. Respondent returned the letter to the Department with a hand-written note that stated, "*I had a heart attack. I have retired. I surrender my license. I can't work anymore.*" According to Pete Schramm, Continuing Education Specialist with the Department, this letter was received on January 31, 2020.

6. Respondent did not submit any proof of CE credits for the 2017-2019 biennium.

7. 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. Stat. § 458.13 and Wis. Admin. Code § SPS 85.900(6) by failing to provide proof of completion of at least 28 class hours of CE in the 2017-2019 biennial period.

3. By the conduct described in the Findings of Fact, Respondent is subject to discipline pursuant to Wis. Stat. § 458.26(3)(a) by making a material misstatement in an application for a renewal of a certificate.

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

#### ORDER

1. The attached Stipulation is accepted.

2. The VOLUNTARY SURRENDER of Respondent David E. Hopkins's certificate of licensure and certification as a Certified General Appraiser (no. 1037-10) is ACCEPTED.

3. Respondent shall not attempt to reactivate or renew his certificate of licensure and certification for a period of one (1) year following the date of this Order.

4. Should Respondent attempt to reactivate or renew his certificate of licensure and certification:

- a. Respondent shall pay COSTS of this matter in the amount of \$182, before any such reactivation or renewal may be considered.
- b. Respondent shall submit proof that Respondent has successfully completed the required CE for each biennium from 2017-19 through the biennium in which Respondent seeks reinstatement. CE completed pursuant to this paragraph shall comply with the requirements of Wis. Admin. Code § SPS 85.900.
- c. The Board may determine whether and under what terms and conditions such certificate of licensure and certification may be granted.

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

WISCONSIN REAL ESTATE APPRAISERS BOARD

by: Carl N. Chas-  
A Member of the Board

4 May 2021  
Date

STATE OF WISCONSIN  
BEFORE THE REAL ESTATE APPRAISERS BOARD

RECEIVED  
APR 29 2021  
DIV LEGAL SERVICES & COMPLIANCE  
DEPT SAFETY & PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

DAVID E. HOPKINS,  
RESPONDENT.

STIPULATION

ORDER 0007356

Division of Legal Services and Compliance Case No. 20 APP 038

Respondent David E. Hopkins and the Division of Legal Services and Compliance, Department of Safety and Professional Services stipulate as follows:

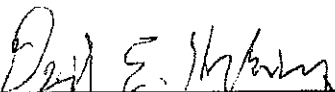
1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.
2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives 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.
4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Real Estate Appraisers 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.

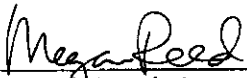
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent, for purposes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

  
\_\_\_\_\_  
David E. Hopkins, Respondent  
Independence, MO 64055  
Credential No. 1037-10

4-22-21  
Date

  
\_\_\_\_\_  
Megan S. Reed, Attorney  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

04/30/2021  
Date