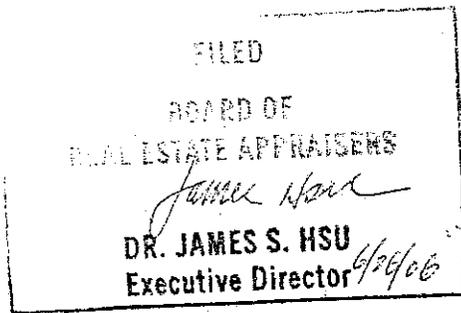


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location Collection-455
summary Final Order of
Discipline
06/26/2006
keywords
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description
author Tracy Steel
expiration_date 06/26/2071



STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF REAL ESTATE APPRAISERS

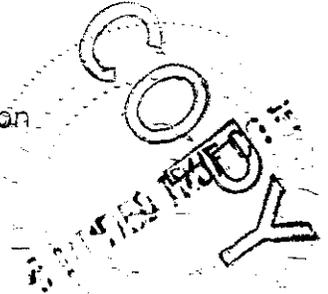
IN THE MATTER OF THE
LICENSE OF

RUSSELL GOODWIN
RA00319200

TO PRACTICE AS A REAL ESTATE
APPRAISER IN THE STATE
OF NEW JERSEY

Administrative Action

FINAL ORDER
OF DISCIPLINE



This matter was opened to the New Jersey State Board of Real Estate Appraisers ("the Board") upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a licensed residential real estate appraiser in the State of New Jersey and has been a licensee at all times relevant hereto.
2. On December 30, 2005, a Final Order of Discipline issued, ordering respondent to pay a civil penalty of \$1,000 for having violated N.J.A.C. 13:45C-1.2, -1.3, by failing to cooperate with a Board investigation. In addition, a public reprimand was imposed upon respondent, and respondent was ordered to respond to two communications from the Board, asking respondent to address a complaint about respondent. Respondent was ordered to pay the civil penalty, and to respond to the Board with regard to the complaint, within twenty one (21) days following receipt of the Final Order.

3. The Order was sent to respondent's address of record by certified and regular mail. Certified mail was signed for on January 20, 2006. (Exhibit B) Regular mail was not returned. No payment has been received by the Board, and no response has been received to date.

CONCLUSIONS OF LAW

2. Respondent's failure to comply with the Board's Order of December 30, 2005 constitutes a violation of N.J.A.C. 13:45C-1.4, and subjects respondent to sanctions pursuant to N.J.S.A. 45:1-21(e).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on March 21, 2006, and a copy was forwarded by certified and regular mail to respondent at respondent's address of record. The Order provisionally imposed a civil penalty of \$1,000 for the violation of N.J.A.C. 13:45C-1.4. In addition a provisional suspension was imposed upon respondent until he complied with the terms of the Board's December 30, 2005 Order, and furnished a response to the Board's communications of September 10, 2004 and July 11, 2005. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

The record reflects that in response to the Provisional Order, respondent forwarded a cashier's check in the amount of \$1,000 to the Board (presumably in

payment of the civil penalty imposed by the December 30, 2005 Order), along with a copy of the initial page of the Board's March 21, 2006 Provisional Order. On April 20, 2006, the Board wrote to respondent and advised him that he had not yet fully complied with the terms of the December 30, 2005 Order. The letter was sent by certified and registered mail to respondent's address of record. Certified mail was returned unclaimed. Regular mail was not returned. No response has been received to date. Because the Order was forwarded to respondent's address of record, at 93 Hillside Road, Chester, New Jersey, the Board deems service to have been effected. Accordingly, it determined that further proceedings were not necessary, and that the Provisional Order should be made final.

ACCORDINGLY, IT IS on this 26th day of June, 2006,

ORDERED that:

1. A civil penalty in the amount of \$1,000 is hereby imposed upon respondent for his violation of N.J.A.C. 13:45C-1.4.
2. Respondent is hereby suspended until he has fully complied with the Board's Order of December 30, 2006.

NEW JERSEY STATE BOARD
OF REAL ESTATE APPRAISERS



Denise M. Siegel
President