

CERTIFIED TRUE COPY

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

IN THE MATTER OF THE
SUSPENSION OR REVOCATION OF
THE LICENSE OR CERTIFICATION
OF

**NORMAN ENGELKE,
RC00170400**

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

Administrative Action

FINAL ORDER
OF DISCIPLINE

COPY

FILED
BOARD OF
REAL ESTATE APPRAISERS
James Hall
DR. JAMES S. HSU 2/16/07
Executive Director

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 real estate appraiser in the State of New Jersey, and has been a licensee at all times relevant hereto.
2. On or about August of 2006, respondent furnished a response to a continuing education audit, which requested documentation with regard to respondent's having satisfied his continuing education requirements for renewal of respondent's appraiser license or certification of January 1, 2006 through December 31, 2007.

3. Respondent is required pursuant to N.J.A.C. 13:40A-5.3, -5.4 to have completed the equivalent of fourteen (14) classroom hours of instruction for each year during the period proceeding renewal.

4. Respondent's submissions indicated that during the two years preceding the January 1, 2006-December 31, 2007 renewal period, i.e., 2004 and 2005, respondent had enrolled for only twenty one (21) credit hours of instruction, and had successfully completed none of the courses he enrolled for.

5. Respondent's submissions further indicated that during the previous continuing education cycle, i.e., 2002 and 2003, respondent had enrolled for enrolled for thirty five (35) credit hours of courses, and had successfully completed only seven (7) credit hours of the courses he enrolled for.

6. Respondent indicated on his renewal form for the January 1, 2006 - December 31, 2007 renewal cycle that he had completed the continuing education requirement for the previous two years.

CONCLUSIONS OF LAW

1. Respondent's failure to complete his continuing education requirements for 2002-2003 and 2004-2005 constitutes a violation of N.J.A.C. 13:40A-5.3, -5.4, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21 (e) and (h).

2. Respondent's indication on his renewal form for the January 1, 2006-December 31, 2007 renewal cycle that he had satisfied the continuing education requirement constitutes a violation of N.J.S.A. 45:1-21(b).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on November 14, 2006, suspending respondent's license until

he furnished proofs of having satisfied his continuing education obligation, and imposing a public reprimand as well as a civil penalty in the amount of \$2,0000.00 for respondent's violation of N.J.A.C. 13:40A-5.3, -5.4 and N.J.S.A. 45:1-21(b). A copy of the Order was forward to respondent by certified and regular mail at his address of record at 88 O'Connell Street, Massapequa, N. 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.

Although the record reflects that the Provisional Order was served upon respondent, in that the certified mail was signed for, and regular mail was not returned, no response has been received to date. Accordingly, the Board considered the matter, determined that further proceedings were not necessary and that the Provisional Order should be made final.

ACCORDINGLY, IT IS on this 6th day of February, 2007,

ORDERED that:

1. Respondent is hereby suspended until he has furnished proofs of having successfully completed 28 credit hours of the requisite continuing education for 2002-2003, and the requisite continuing education for 2004-2005.
2. A public reprimand is hereby imposed upon respondent for his violation of N.J.S.A. 45:1-21(b), (e) and (h).

3. A civil penalty in the amount of \$2,000.00 is hereby imposed upon respondent.

NEW JERSEY STATE BOARD
OF REAL ESTATE APPRAISERS

A handwritten signature in black ink, appearing to read "John A. McCann", written over a horizontal line.

John A. McCann
President