

Attorney General's Office  
555 E. Washington, Suite 3900  
Las Vegas, NV 89101

BEFORE THE REAL ESTATE COMMISSION  
STATE OF NEVADA

**FILED**  
AUG 01 2016

JOSEPH R. DECKER, Administrator,  
REAL ESTATE DIVISION, DEPARTMENT  
OF BUSINESS & INDUSTRY,  
STATE OF NEVADA,

Case No. 2015-1184

REAL ESTATE COMMISSION  
BY *[Signature]*

Petitioner,

vs.

DECISION

REX F. HENRIOTT,

Respondent.

This matter came on for hearing before the Nevada Real Estate Commission, State of Nevada ("Commission") on Tuesday, July 12, 2016, at the Grant Sawyer Building, 555 East Washington Avenue, Room 4412, Las Vegas, Nevada. Respondent Rex F. Henriott ("RESPONDENT") did not appear. Keith E. Kizer, Deputy Attorney General, appeared and prosecuted the Complaint on behalf of petitioner Joseph R. Decker, Administrator of the Real Estate Division, Department of Business & Industry, State of Nevada ("Division").

The matter having been submitted for decision based upon the allegations of the Complaint, the Commission now enters its Findings of Fact and Conclusions of Law as follows:

FINDINGS OF FACT

The Commission, based upon the evidence presented during the hearing, finds that there is substantial evidence in the record to establish each of the following:

1. RESPONDENT has been licensed as a broker under license number B.0017799.LLC since March 3, 2006, as a business broker under license number BUSB.0006809.BKR since November 8, 2011, and as a property manager under permit number PM.0163019.BKR since March 3, 2006.

2. At all times relevant to the Complaint, RESPONDENT was the broker for Henriott Real Estate Services, LLC ("Henriott Real Estate").

///

1           3.     Henriott Real Estate had a Client Funds Account, XXXXXX4909, at Bank of the  
2 West.

3           4.     Client Funds Account, XXXXXX4909, was a savings account and was not  
4 designated as a trust account.

5           5.     RESPONDENT deposited clients' funds into Client Funds Account,  
6 XXXXXX4909.

7           6.     RESPONDENT had a non-licensee as a signor of Client Funds Account,  
8 XXXXXX4909.

9           7.     Henriott Real Estate had a Business Account, XXXXXX4503, at Bank of the  
10 West.

11          8.     Henriott Real Estate had a Business Account, XXXXXX4594, at Bank of the  
12 West.

13          9.     On or about July 8, 2014, RESPONDENT submitted a trust account  
14 reconciliation report to the Division indicating that he had a P Trust Account, XXXXXX5606, at  
15 Wells Fargo Bank.

16          10.    RESPONDENT never specified Bank of the West or Wells Fargo Bank on  
17 Division Form 513.

18          11.    Between January 8 and December 12, 2014, RESPONDENT made twelve  
19 separate transfers, which totaled \$101,678.73, from Client Funds Account, XXXXXX4909, to  
20 Business Account, XXXXXX4594.

21          12.    RESPONDENT made transfers on or about June 3, July 31, and September 10,  
22 2014 (those three transfers totaled \$10,670.00), from Business Account, XXXXXX4594, to  
23 Client Funds Account, XXXXXX4909.

24          13.    On or about July 8, 2014, RESPONDENT submitted a trust account reconciliation  
25 report to the Division indicating that he had \$453,751.00 in a security deposit trust account,  
26 XXXXXX4545, with Bank of the West.

27          14.    RESPONDENT did not have a security deposit trust account, XXXXXX4545,  
28 with Bank of the West.





1 The Commission retains jurisdiction for correcting any errors that may have occurred in  
2 the drafting and issuance of this Decision.

3 This Order shall become effective on the 9<sup>th</sup> day of September, 2016.

4 DATED this 1<sup>st</sup> day of August, 2016.

5 REAL ESTATE COMMISSION  
6 STATE OF NEVADA

7  
8 By:   
9 President, Nevada Real Estate Commission