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REAL ESTATE COMMISSION
BY *[Signature]*

BEFORE THE REAL ESTATE COMMISSION

STATE OF NEVADA

SHARATH CHANDRA, Administrator,
REAL ESTATE DIVISION, DEPARTMENT
OF BUSINESS & INDUSTRY,
STATE OF NEVADA,

Case No. 2015-2739

Petitioner,

vs.

JAMES REESE,

Respondent.

COMPLAINT AND NOTICE OF HEARING

The REAL ESTATE DIVISION OF THE DEPARTMENT OF BUSINESS AND INDUSTRY OF THE STATE OF NEVADA ("Division"), by and through its counsel, Adam Paul Laxalt, Attorney General of the State of Nevada, and Donald J. Bordelove, Deputy Attorney General, hereby notifies RESPONDENT JAMES REESE ("RESPONDENT") of an administrative hearing before the STATE OF NEVADA REAL ESTATE COMMISSION ("Commission"). The hearing will be held pursuant to Chapters 233B and Chapter 645 of the Nevada Revised Statutes ("NRS") and Chapter 645 of the Nevada Administrative Code ("NAC"). The purpose of the hearing is to consider the allegations stated below and to determine if the RESPONDENT should be subject to an administrative penalty as set forth in NRS 645.633 and/or NRS 645.630 and/or NRS 622.400, and the discipline to be imposed, if violations of law are proven.

JURISDICTION

RESPONDENT was at all relevant times mentioned in this Complaint licensed by the Division as a Broker Salesperson under license number BS.1000761 and/or a Property Manager under permit number PM.0165274, and is therefore subject to the jurisdiction of the Division and the Commission, and the provisions of NRS Chapter 645 and NAC Chapter 645.

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1 **FACTUAL ALLEGATIONS**

2 1. RESPONDENT was licensed as a Broker Salesperson, license number BS.1000761, and
3 as a Property Manager, permit number PM.0165274, both of which expired on February 29, 2016.

4 2. On or about November 9, 2015, before the Eighth Judicial District Court, Clark County,
5 Nevada, RESPONDENT entered into a plea agreement in which he pled guilty to the gross
6 misdemeanor of conspiracy to unlawfully receive a fee, salary, deposit or money to obtain a loan for
7 another, NRS 199.480(3) and 205.950.

8 3. On or about January 26, 2016, the Eighth Judicial District Court sentenced
9 RESPONDENT to 364 days of imprisonment (suspended) and up to three years of probation, and
10 ordered RESPONDENT to pay \$133,621.00 in restitution.

11 **VIOLATIONS**

12 RESPONDENT has committed the following violations of law:

13 4. RESPONDENT violated NRS 645.633(1)(d)(2) by being convicted of a crime involving
14 fraud, deceit, misrepresentation or moral turpitude.

15 **DISCIPLINE AUTHORIZED**

16 5. Pursuant to NRS 645.630 and NRS 645.633, the Commission is empowered to impose
17 an administrative fine of up to \$10,000 per violation against RESPONDENT and further to suspend,
18 revoke or place conditions on the license of RESPONDENT.

19 6. Additionally, under NRS Chapter 622, the Commission is authorized to impose costs of
20 the proceeding upon RESPONDENT, including investigative costs and attorney's fees, if the
21 Commission otherwise imposes discipline on RESPONDENT.

22 7. Therefore, the Division requests that the Commission take such disciplinary action as it
23 deems appropriate under the circumstances.

24 **NOTICE OF HEARING**

25 **PLEASE TAKE NOTICE** that a disciplinary hearing has been set to consider the
26 Administrative Complaint against the above-named Respondent in accordance with Chapters 233B and
27 645 of the Nevada Revised Statutes and Chapter 645 of the Nevada Administrative Code.

28 ...

1 **THE HEARING WILL TAKE PLACE** on December 5, 2016 commencing at 1:00 p.m., or
2 as soon thereafter as the Commission is able to hear the matter, and each day thereafter
3 commencing at 9:00 a.m. through December 7, 2016, or earlier if the business of the Commission
4 is concluded. The Commission meeting will be held on December 5, 2016, at the Grant Sawyer
5 Building, Gaming Control Board, 555 East Washington Avenue, Room 2450, Las Vegas, Nevada
6 89101. The meeting will continue on December 6, 2016 at the Nevada Department of
7 Employment Training and Rehabilitation, 2800 East St. Louis Avenue, Conference Room A-C,
8 Las Vegas, NV 89104, commencing at 9:00 a.m., and on December 7, 2016, should business not be
9 concluded, starting at 9:00 a.m. at the Nevada Department of Employment Training and
10 Rehabilitation, 2800 East St. Louis Avenue, Conference Room A-C, Las Vegas, NV 89104.

11 **STACKED CALENDAR:** Your hearing is one of several hearings scheduled at the same
12 time as part of a regular meeting of the Commission that is expected to last from December 5
13 through December 7, 2016, or earlier if the business of the Commission is concluded. Thus, your
14 hearing may be continued until later in the day or from day to day. It is your responsibility to be
15 present when your case is called. If you are not present when your hearing is called, a default
16 may be entered against you and the Commission may decide the case as if all allegations in the
17 complaint were true. If you have any questions please call Rebecca Hardin, Commission
18 Coordinator (702) 486-4074.

19 **YOUR RIGHTS AT THE HEARING:** except as mentioned below, the hearing is an open
20 meeting under Nevada's open meeting law, and may be attended by the public. After the evidence and
21 arguments, the commission may conduct a closed meeting to discuss your alleged misconduct or
22 professional competence. A verbatim record will be made by a certified court reporter. You are
23 entitled to a copy of the transcript of the open and closed portions of the meeting, although you must
24 pay for the transcription.

25 As the Respondent, you are specifically informed that you have the right to appear and be heard
26 in your defense, either personally or through your counsel of choice. At the hearing, the Division has
27 the burden of proving the allegations in the complaint and will call witnesses and present evidence
28 against you. You have the right to respond and to present relevant evidence and argument on all issues

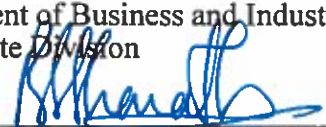
1 involved. You have the right to call and examine witnesses, introduce exhibits, and cross-examine
2 opposing witnesses on any matter relevant to the issues involved.

3 You have the right to request that the Commission issue subpoenas to compel witnesses to
4 testify and/or evidence to be offered on your behalf. In making the request, you may be required to
5 demonstrate the relevance of the witness' testimony and/or evidence. Other important rights you have
6 are listed in NRS 645.680 through 645.990, NRS Chapter 233B, and NAC 645.810 through 645.875.


7 The purpose of the hearing is to determine if the Respondent has violated NRS 645 and/or
8 NAC 645 and if the allegations contained herein are substantially proven by the evidence
9 presented and to further determine what administrative penalty is to be assessed against the
10 RESPONDENT, if any, pursuant to NRS 645.235, 645.633 and or 645.630.

11 DATED this 3RD day of November, 2016.

12 State of Nevada
13 Department of Business and Industry
14 Real Estate Division

15 By: 
16 SHARATH CHANDRA, Administrator
17 2501 East Sahara Avenue
18 Las Vegas, Nevada 89104-4137
19 (702) 486-4033

20 ADAM PAUL LAXALT
21 Attorney General

22 By: 
23 DONALD J. BORDELOVE (Bar No. 12561)
24 Deputy Attorney General
25 555 East Washington Ave., Ste. 3900
26 Las Vegas, Nevada 89101
27 (702) 486-3094
28 Attorneys for Real Estate Division