

FILED

FEB 10 2016

REAL ESTATE COMMISSION
BY *Hebra A. G.*

BEFORE THE REAL ESTATE COMMISSION

STATE OF NEVADA

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

Case No. 2014-3725

Petitioner,

vs.

COMPLAINT AND NOTICE OF HEARING

ERIC SHEVA BRANCH,

Respondent.

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 Keith E. Kizer, Deputy Attorney General, hereby notifies RESPONDENT ERIC SHEVA BRANCH ("RESPONDENT") of an administrative hearing before the STATE OF NEVADA REAL ESTATE COMMISSION ("Commission") which 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 Salesperson under license number S.0075794, and is therefore subject to the jurisdiction of the Division and the Commission and the provisions of NRS Chapter 645 and NAC Chapter 645.

FACTUAL ALLEGATIONS

1. RESPONDENT has been licensed as a Salesperson, license number S.0075794, since February 26, 2007, and is currently in active status.

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

1 **THE HEARING WILL TAKE PLACE** on March 15, 2016 commencing at 9:00 a.m.,
2 or as soon thereafter as the Commission is able to hear the matter, and each day
3 thereafter commencing at 9:00 a.m. through March 17, 2016, or earlier if the business of
4 the Commission is concluded. The Commission meeting will be held on March 15,
5 2016 at the Grant Sawyer Building, 555 East Washington Avenue, Room 4412, Las
6 Vegas, Nevada 89101. The meeting will continue on March 16, 2016 at the Grant
7 Sawyer Building, 555 East Washington Avenue, Room 4401, Las Vegas, Nevada 89101,
8 commencing at 9:00 a.m., and on March 17, 2016, should business not be concluded,
9 starting at 9:00 a.m. at the Grant Sawyer Building, 555 East Washington Avenue, Room
10 4412, Las Vegas, Nevada 89101.

11 **STACKED CALENDAR:** Your hearing is one of several hearings scheduled at the
12 same time as part of a regular meeting of the Commission that is expected to last from
13 March 15 through March 17, 2016, or earlier if the business of the Commission is
14 concluded. Thus, your hearing may be continued until later in the day or from day to
15 day. It is your responsibility to be present when your case is called. If you are not
16 present when your hearing is called, a default may be entered against you and the
17 Commission may decide the case as if all allegations in the complaint were true. If you
18 have any questions please call Rebecca Hardin, Commission Coordinator (702) 486-
19 4074.

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

26 As the Respondent, you are specifically informed that you have the right to appear and
27 be heard in your defense, either personally or through your counsel of choice. At the hearing,
28 the Division has the burden of proving the allegations in the complaint and will call witnesses

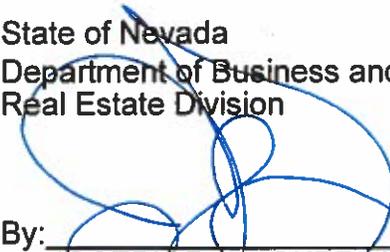
1 and present evidence against you. You have the right to respond and to present relevant
2 evidence and argument on all issues involved. You have the right to call and examine
3 witnesses, introduce exhibits, and cross-examine opposing witnesses on any matter relevant
4 to the issues involved.

5 You have the right to request that the Commission issue subpoenas to compel
6 witnesses to testify and/or evidence to be offered on your behalf. In making the request, you
7 may be required to demonstrate the relevance of the witness' testimony and/or evidence.
8 Other important rights you have are listed in NRS 645.680 through 645.990, NRS Chapter
9 233B, and NAC 645.810 through 645.875.

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

14 DATED this 10 day of February, 2016.

15 State of Nevada
16 Department of Business and Industry
17 Real Estate Division

18 By: 
19 JOSEPH R. DECKER, Administrator
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21 Las Vegas, Nevada 89104-4137
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