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1/19/2016



Case #- 2015-2200

To whom it may concern, My dear friend and past broker Linda Rheinburger and I were talking about this case and judgement handed down and she thought it was a good idea that I request a second hearing based on the items below. She is available to you for character witness to my level of honesty and work ethic. I am very sorry for this lapse in judgement and can assure that it was a onetime event.

I would greatly appreciate a second hearing before the board of the complaints brought before me and judgment. I have been a Full Time Realtor for the last 11 years with no complaints and I feel I deserve my points here/in to be considered and to have a second hearing. I have helped thousands of buyers, seller and rental customers. I have contributed hundreds of hours of charity work for our community as well. My complaint was a one time lapse in judgment and the seller who brought complaint was not harmed.

The \$10,000 Dollars and having my license taken away was Cruel and very Unfair and not in the Best Interest of the community or GLVAR. I feel the evidence I can provide will change the mind of those on the board since it was a tie vote with the chairperson having to break the tie. Please use office address above or email me response as I am having to move and won't be at my current home address.

1. The fine of \$10,000.00 Dollars and the taking of my license was for a "Victimless" crime was not appropriate for a "First Time and "Only Time" offense. It was "cruel" and "unusual" for such a first time offense. I should have been able to keep my license and given a smaller amount or at least more than 6 months to pay such an extreme amount especially since the market is so poor since 2008. Additional CE Ethics classes also could have been a part of punishment.
2. Some on the board may have based their vote thinking that I tried to "Bribe" the seller/complaintent which is not what happened. Apparently I was not able to communicate properly that it was sellers "caretaker" that called me late at night, and asked me for money for the seller and when I said that all I had was 1,000 dollars + I would clean up sellers home, paint gate, etc.. he laughed. I then contacted the seller's agent to try to work this out and she responded with Text Message that seller was fine with \$1,000 and didn't need me to work on home. I can prove my offer was not a bribe but borderline "Black mail" initiated by seller's caretaker.
3. I feel that there was a level of "Prejudice" in my case and hearing because I didn't have an attorney which I could not afford. If I could have afforded an attorney, I feel I would have not lost my license. Just because I did not have the money to afford one, I was not able to represent myself properly and describe what actually happened. If given another chance to do so, I feel I can convince the board to allow me to at least keep my license and earn a living and pay my fine since I have no money in the bank and no assets.

A handwritten signature in black ink that reads "Matthew D'Ercole". The signature is written in a cursive, flowing style.