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BEFORE THE REAL ESTATE COMMISSION

STATE OF NEVADA

OCT 0 4 2017

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

Case No. 2015-620

Petitioner,

vs.

JULIANN R. SOKACH,

Respondent.

DECISION

This matter came on for hearing before the Nevada Real Estate Commission, State of Nevada ("Commission") on Tuesday, August 15, 2017, and Wednesday, August 16, 2017, at the Grant Sawyer Building, 555 E. Washington Avenue, Room 4412, Las Vegas, Nevada. Respondent Juliann R. Sokach ("Respondent") appeared and testified under oath, and was represented by legal counsel, Steven Mack, Esq. Keith E. Kizer, Senior Deputy Attorney General, appeared and prosecuted the Complaint on behalf of petitioner Sharath Chandra, 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 Findings of Fact:

- 1. Respondent has been licensed by the Division as a Salesperson, license number S.0061974, since June 22, 2004, and as a Property Manager, permit number PM.0162910, since November 8, 2005, and is in active status.
- 2. At all times relevant to the Complaint, Respondent was associated with broker Vince E. Hackett ("Hackett") at Centennial Real Estate Inc. ("Centennial").

The Commission, based upon the preponderance of the evidence, makes the following legal conclusions:

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Respondent received proper notice of the hearing pursuant to NRS Chapters 645 and 1. 233B and NAC Chapter 645.

- 2. The Commission finds that the following charges specified in the Complaint are true and supported by substantial evidence.
- 3. Respondent violated NRS 645.630(1)(h) on two hundred and nine (209) occasions by comingling client money with her own or converting the money of others to her own use when Respondent issued and/or cashed checks involving money belonging to Centennial.

ORDER

IT IS HEREBY ORDERED that Respondent shall pay to the Division a total fine of \$57,038.52. The total fine reflects a fine of \$52,250.00 for committing each of the above violations of law, plus \$4,788.52 for hearing and investigative costs. Respondent shall pay the total fine to the Division within one year of the effective date of this Order. Failure to timely pay the total fine and costs shall be construed as an event of default by Respondent. In the event of default, Respondent's real estate salesperson license shall be immediately suspended. The suspension of her license shall continue until the total fine and costs are paid in full. The Division may institute debt collection proceedings for failure to timely pay the total fine.

IT IS FURTHER ORDERED that Respondent shall attend six hours of ethics, and six hours of contracts within six months of the effective date of the Order. The hours must be *live* education and will not count towards Respondent's continuing education requirements. Failure to timely complete the required courses shall be construed as an event of default by Respondent. In the event of default, Respondent's real estate salesperson license shall be immediately suspended. The suspension of her license shall continue until the continuing education is completed.

IT IS FURTHER ORDERED that Respondent's property management permit is hereby REVOKED.

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