

MAY 18 2018

REAL ESTATE COMMISSION
Robert J. Adams

BEFORE THE REAL ESTATE COMMISSION

STATE OF NEVADA

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

Case No.: 2017-1738

Petitioner,

vs.

MARIAH S. CRUME,

Respondent.

ANSWER TO COMPLAINT

COMES NOW, Respondents MARIAH S. CRUME, by and through her attorneys, James M. Walsh, Esq., and Anthony J. Walsh, Esq., Walsh, Baker & Rosevear, and hereby Answers Petitioner's Complaint as follows:

JURISDICTION

Respondent disputes and reserves all objections to the Commission's jurisdiction of this matter, based upon the doctrine of claim and issue preclusion.

FACTUAL ALLEGATIONS

In answer to the Factual Allegations of the Complaint, Respondent avers and alleges as follows:

1. Respondent admits the allegations contained in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25.

2. Respondent denies the allegations contained in paragraphs 20, 21, 26, 27, 28, 29, 30, 31, 32, 33, 34.

AFFIRMATIVE DEFENSES

1. The Complaint fails to state claims upon which relief may be granted.
2. The claims are barred by the doctrines of issue and claim preclusion.
3. Petitioner has acted in bad faith.
4. Petitioner has unclean hands.

1 5. Petitioner is estopped from asserting any claims against Respondent.

2 6. Petitioner has waived any claims against Respondent.

7. The statutory provisions and violations alleged by Petitioner are void for vagueness and therefore, unconstitutional and unenforceable.

5 WHEREFORE, Respondent prays for judgment as follows:

6 1. Petitioner take nothing by virtue of its Complaint;

7 2. For costs of suit herein incurred;

3. For attorney's fees;

9 4. For such other and further relief as the Commission deems proper.

Affirmation Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

DATED this 18th day of May, 2018.

WALSH, BAKER & ROSEVEAR

JAMES M. WALSH, ESQ. (SBN 796)

9468 Double R Boulevard, Suite A

Reno, Nevada 89521

(775) 853-0883

Attorneys for Respondent

1 CERTIFICATE OF SERVICE

2 I, the undersigned, declare under penalty of perjury, that I am an employee of WALSH, BAKER,
3 ROSEVEAR that I am over the age of eighteen (18) years, and that I am not a party to, nor interested in,
4 this action. On this date, I caused to be served a true and correct copy of the foregoing document on all
parties to this action by:

5 X Placing an original or true copy thereof in a sealed envelope placed for collection and
6 mailing in the United States Mail, at Reno, Nevada postage paid, following the ordinary
7 course of business practices;

8 addressed as follows:

9 Peter Keegan
10 Deputy Attorney General
11 100 North Carson Street
12 Carson City, Nevada 89701
Attorneys for Real Estate Division

13 Sharath Chandra, Administrator
14 Department of Business and Industry
15 Real Estate Division
3300 East Sahara Avenue
Las Vegas, Nevada 89102

16 I declare under penalty of perjury that the foregoing is true and correct.

17 Executed this 18th day of May, 2018.

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20 Denise Vollmer, an employee of
21 Walsh, Baker, Rosevear & Loomis, PC
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