- 2. On or about June 15, 2023, RESPONDENT signed a Guilty Plea Agreement, by way of an *Alford* plea, to attempted reckless driving resulting in substantial bodily harm, a Category C Felony. *NRED 026 031*, at *NRED 031*.
- 3. On June 15, 2023, the Guilty Plea Agreement was filed in Open Court. *NRED 026, and NRED 008.*
- 4. On or about October 12, 2023, REPONDENT was sentenced. NRED 009, and NRED 014 015.
- 5. But it was not until November 6, 2023, RESPONDENT reported his felony conviction to the Division. *NRED 020 021*.

#### VIOLATIONS OF LAW

RESPONDENT committed the following violations of law:

- 1. RESPONDENT violated NRS 645.615(1) for failing to report to the Division in writing his entry of guilty plea on June 15, 2023 for (a) a felony relating to the practice of the licensee, which may include driving a vehicle as a regular day-to-day function, and/or (b) a crime involving moral turpitude, since the crime resulted in substantial bodily harm to his ex-girlfriend.
- 2. RESPONDENT violated NRS 645.615(2) for failing to timely submit notification of his entry of guilty plea on June 15, 2023, and/or sentencing on October 12, 2023, within 10 days, but instead did not report it until November 6, 2023.

#### DISCIPLINE AUTHORIZED

- 3. Pursuant to NRS 645.630 and NRS 645.633, the commission is empowered to impose an administrative fine per violation against RESPONDENT that may not exceed \$10,000, and further to suspend, revoke, or place conditions on the license of RESPONDENT;
- 4. Additionally, under NRS 622.400, the Commission is authorized to impose costs of the proceeding upon RESPONDENT, including investigative costs and attorney's fees, if the Commission otherwise imposes discipline on RESPONDENT; and
- 5. Therefore, the Division requests that the Commission take such disciplinary action as it deems appropriate under the circumstances.

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#### NOTICE OF HEARING

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

THE HEARING WILL TAKE PLACE on May 14, 2024, commencing at 9:00 a.m., or as soon thereafter as the Commission is able to hear the matter, and each day thereafter commencing at 9:00 a.m. through May 16, 2024, or earlier if the business of the Commission is concluded at the Nevada State Business Center, 3300 West Sahara Avenue, 4th Floor – Nevada Room, Las Vegas, Nevada 89102 with video conferencing to Nevada Division of Insurance, 1818 E. College Parkway, Suite 103, Carson City, Nevada 89706.

STACKED CALENDAR: Your hearing is one of several hearings scheduled at the same time as part of a regular meeting of the Commission that is expected to last from May 14, 2024 through May 16, 2024, or earlier if the business of the Commission is concluded. Thus, your hearing may be continued until later in the day or from day to day. It is your responsibility to be present when your case is called. If you are not present when your hearing is called, a default may be entered against you and the Commission may decide the case as if all allegations in the complaint were true. If you have any questions, please call Kelly Valadez, Commission Coordinator, at (702) 486-4606.

YOUR RIGHTS AT THE HEARING: except as mentioned below, the hearing is an open meeting under Nevada's Open Meeting Law, and may be attended by the public. After the evidence and arguments, the commission may conduct a closed meeting to discuss your alleged misconduct or professional competence. You are entitled to a copy of the transcript of the open and closed portions of the meeting, although you must pay for the transcription.

As the RESPONDENT, you are specifically informed that you have the right to appear and be heard in your defense, either personally or through your counsel of choice. At the hearing, the Division has the burden of proving the allegations in the complaint and will call witnesses and present evidence 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 testify and/or evidence to be offered on your behalf. In making the request, you may be required to demonstrate 4 5 the relevance of the witness' testimony and/or evidence. Other important rights you have are listed in NRS 645.680 through 645.990, NRS Chapter 233B, and NAC 645.810 through 645.875. 6 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 presented and 9 to further determine what administrative penalty is to be assessed against the RESPONDENT, if any, 10 pursuant to NRS 645.633 and or 645.630. 11 DATED this day of March 2024. DATED this 21st day of March 2024. 12 STATE OF NEVADA AARON D. FORD Department of Business and Industry Attorney General 13 Real Estate Division/ 14 By: 15 AL P. KEEGAN, ESO. SHARATH CHANDRA, Administrator CHARVEZ FOGER, Deputy Administrator Deputy Attorney General 16 3300 West Sahara Avenue, Suite 350 Bar No. 12725 Las Vegas, Nevada 89102 5420 Kietzke Lane #202 17 Reno, Nevada 89511 (775) 687-2141 18 ckeegan@ag.nv.gov 19 Attorney for Real Estate Division 20 21 22 23 24 25 26 27 28