

BEFORE THE MISSOURI  
STATE REAL ESTATE APPRAISERS COMMISSION

MISSOURI REAL ESTATE APPRAISERS )	)	
COMMISSION,	)	
	)	
Petitioner,	)	
	)	
v.	)	No. 09-1133 RA
	)	
BRIAN J. REED,	)	
	)	
Respondent.	)	

**FINDINGS OF FACT, CONCLUSIONS OF LAW  
AND DISCIPLINARY ORDER**

I.

**Statement of the Case**

On or about April 14, 2010, the Administrative Hearing Commission entered its Order in the case of *Missouri Real Estate Appraisers Commission v. Brian J. Reed*, Case No. 09-1133 RA. In this Order, the Administrative Hearing Commission granted summary decision on Count II of the complaint finding that Reed is subject to discipline because his license was disciplined in another state for grounds under which he could be disciplined in Missouri. On or about May 24, 2010, the Administrative Hearing Commission convened a hearing on the remaining allegations in the complaint. On or about December 14, 2010, the Administrative Hearing Commission entered its Decision finding no cause for discipline on the remaining allegations in the complaint. On or about January 19, 2011, the Administrative Hearing Commission certified the records of its proceedings, its April 14, 2010 Order and its December 14, 2010 Decision in *Missouri Real Estate Appraisers Commission v. Brian J. Reed*, Case No. 09-1133 RA, to the Missouri Real Estate Appraiser Commission (the "MREAC"). In its April 14, 2010 Order, the Administrative Hearing Commission found that Respondent Reed's license as a state-licensed

real estate appraiser is subject to disciplinary action by the MREAC pursuant to § 339.532.2 (18), RSMo. In its December 14, 2010 Decision, the Administrative Hearing Commission found that there Respondent Reed's license was not subject to discipline on the remaining allegations in the complaint.

The MREAC has received and reviewed the record of the proceedings before the Administrative Hearing Commission and its Order and Decision. The Order and Decision of the Administrative Hearing Commission are hereby adopted and incorporated herein by reference.

Pursuant to notice and § 621.110 and § 339.532.3, RSMo, the MREAC held a hearing on May 17, 2011, at approximately 11:10 a.m. at the Missouri Council of School Administrators Building, 3530 Amazonas Drive, Jefferson City, Missouri, for the purpose of determining the appropriate disciplinary action against Respondent's license. The MREAC was represented by Assistant Attorney General Daniel Jacob. Respondent was not present for the hearing and was not represented by counsel. After being present and considering all of the evidence presented during the hearing, the MREAC issues the following Findings of Facts, Conclusions of Law and Order.

## II.

### **Findings of Fact**

1. Respondent holds a license as a state-licensed real estate appraiser from the MREAC (license # 2000148749).

2. The MREAC hereby adopts and incorporates herein the findings of fact contained in the April 14, 2010 Order and the December 14, 2010 Decision of the Administrative Hearing Commission in *Missouri Real Estate Appraisers Commission v. Brian J. Reed*, Case No. 09-1133 RA.

3. In its April 14, 2010 Order, the Administrative Hearing Commission found the MREAC had grounds to discipline Respondent's license pursuant to § 339.532.2(18), RSMo. This is acknowledged in the December 14, 2010 Decision of the Administrative Hearing Commission.

4. The MREAC set this matter for disciplinary hearing and served notice of the disciplinary hearing upon Respondent in a proper and timely fashion.

### III.

#### CONCLUSIONS OF LAW

5. The MREAC has jurisdiction over this proceeding pursuant to § 621.110 and § 339.532.3, RSMo.

6. The MREAC expressly adopts and incorporates by reference the Conclusions of Law in the April 14, 2010 Order and the December 14, 2010 Decision of the Administrative Hearing Commission in *Missouri Real Estate Appraisers Commission v. Brian J. Reed*, Case No. 09-1133 RA, finding cause to discipline Reed's license as a state-licensed real estate appraiser pursuant to § 339.532.2(18), RSMo.

7. As a result of the foregoing, and as identified in the April 14, 2010 Order and December 14, 2010 Decision of the Administrative Hearing Commission, Respondent's license as a state-licensed real estate appraiser is subject to disciplinary action by the MREAC, pursuant to § 339.532.2(18), RSMo.

8. The MREAC has determined that this Order is necessary to ensure the protection of the public.

IV.

**Order**

A. Having fully considered all the evidence before the MREAC, and giving full weight to the Order and Decision of the Administrative Hearing Commission, it is the **ORDER** of the MREAC, that Respondent's license as a state-licensed real estate appraiser, license number 2000148749, is hereby **REVOKED** from the effective date of this Order. Upon receipt of this Order, Respondent shall immediately return all evidence of licensure to the MREAC.

B. The MREAC will maintain this Order as an open record of the MREAC as provided in Chapters 324, 339, and 610, RSMo, as amended.

SO ORDERED, THIS 14<sup>th</sup> day of June, 2011.

**MISSOURI REAL ESTATE  
APPRAISERS COMMISSION**



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Vanessa Beauchamp,  
Executive Director,  
Missouri Real Estate Appraisers Commission