

5. The Respondent has willfully failed to comply with the terms of said Agreements, in that she failed to pay an Administrative Penalty in the sum of \$2,500.00, which was levied against her in the Consent Agreement entered on September 11, 2008.

6. The Agreements referenced herein provide that the non-compliance of the Respondent to any of the terms of said Agreements shall form the basis for the Department to initiate administrative proceedings to impose penalties against Respondent.

7. Based on the foregoing, the Department has sufficient cause to initiate administrative proceedings to sanction Respondent's license via suspension or revocation pursuant to R.I. Gen. Laws § 5-20.5-15(a).

8. By agreeing to resolve this matter through the execution of this Consent Order, Respondent voluntarily waives her right to complete the administrative hearing process; voluntarily waives her right to appeal this Consent Order; admits that the allegations in paragraphs 1 through 5 are true; is willing to remedy this matter; and is willing to take all necessary action as delineated in this paragraph and the following paragraphs of this Consent Order to allow Respondent to maintain her license in good-standing.

A. Respondent shall pay the outstanding administrative penalty of \$2,500.00 owed by her according to the following schedule: \$500.00 to be paid on the date of her execution of this Consent Order, and \$500.00 on the fifteenth day of each month thereafter for four months. The final payment shall be paid on or before December 15, 2009.


B. All payments shall be made in the form of money order or certified check payable to the General Treasurer, State of Rhode Island.

9. Respondent hereby acknowledges and agrees that failure to abide by any of the requirements of this Consent Order, including late or missed payments, shall be grounds for the Department to initiate further administrative proceedings to impose penalties against Respondent including, but not limited to: (i) revocation and/or suspension of her license, and (ii) such additional administrative penalties that the Department deems appropriate.


THE DEPARTMENT AND RESPONDENT HEREBY CONSENT AND AGREE TO THE FOREGOING AS TO FORM AND SUBSTANCE:

Department of Business Regulation:

Respondent:



Ellen R. Bafasco, Esq.
Deputy Chief of Legal Services




Randa Reyes
Century 21 – Butterman & Kryston
749 East Avenue
Pawtucket, Rhode Island 02862

Date: 8/19/09

Date: 8/19/09

Recommended by:




Catherine R. Warren, Esq.
Hearing Officer

Date: 8/19/09

ORDER

I have read the Hearing Officer's Recommendation in this matter, and I hereby take the following action with regard to the Recommendation:

ADOPT
 REJECT
 MODIFY



A. Michael Marques
Director
Date: 08-21-2009

Entered as an Administrative Order No. 09- 205 on this 21st day of August, 2009.

THIS ORDER CONSTITUTES A FINAL ORDER OF THE DEPARTMENT OF BUSINESS REGULATION PURSUANT TO RHODE ISLAND GENERAL LAWS TITLE 42, CHAPTER 35. AS SUCH, THIS ORDER MAY BE APPEALED TO THE SUPERIOR COURT SITTING IN THE COUNTY OF PROVIDENCE WITHIN THIRTY (30) DAYS OF THE DATE OF THIS DECISION. SUCH APPEAL, IF TAKEN, MAY BE COMPLETED BY FILING A PETITION FOR REVIEW OF SAID COURT.

CERTIFICATION

I hereby certify on this 21st day of August, 2009, that a copy of the within Notice was sent by both first class mail, postage prepaid, to Randa Reyes, Century 21 - Butterman & Kryston, 749 East Avenue, Pawtucket, RI 02862, and

by electronic mail in PDF format to the following parties at the Dept. of Business Regulation:

Ellen R. Balasco, Esq., Deputy Chief of Legal Services

Maria D'Alessandro, Esq., Associate Director – Commercial Licensing

William DeLuca , Acting Administrator - Real Estate



A. Brooke Ellison