

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF BUSINESS REGULATION
JOHN O. PASTORE COMPLEX
1511 PONTIAC AVENUE
CRANSTON, RI 02920

_____ :
In the Matter of: :

Bryan Vitale, :
Respondent. :

DBR No.: 10-L-0015

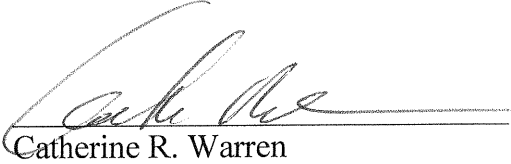
_____ :
ORDER OF DISMISSAL

The above-entitled matter came before the undersigned as a result of an Order to Show Cause Why License Should Not be Denied, Notice of Pre-Hearing Conference and Appointment of Hearing Officer dated January 29, 2010 and issued to Bryan Vitale (“Respondent”) by the Department of Business Regulation (“Department”) in response to the Respondent’s request for hearing. This matter came for a pre-hearing conference on March 13, 2010 at which time the Department’s counsel informed the undersigned that she had been contacted by telephone by Respondent’s counsel and the Respondent wished to withdraw his request for hearing on the Department’s denial of his application for a real estate salesperson’s license. Therefore, as a result of the foregoing and upon due consideration thereof, it is hereby ordered as follows:

1. The above-captioned matter is dismissed.

As recommended by:

Date: 3/26/10


Catherine R. Warren
Hearing Officer

I have read the Hearing Officer's recommendation and I hereby ADOPT/REJECT the recommendation of the Hearing Officer in the above-entitled Order of Dismissal.

Date: 3/29/2010



A. Michael Marques
Director

Entered as an Administrative Order No.: 10-048 this 29th day of March, 2010.

NOTICE OF APPELLATE RIGHTS

THIS DECISION CONSTITUTES A FINAL ORDER OF THE DEPARTMENT OF BUSINESS REGULATION PURSUANT TO R.I. GEN. LAWS § 42-35-12. PURSUANT TO R.I. GEN. LAWS § 42-35-15, THIS ORDER MAY BE APPEALED TO THE SUPERIOR COURT SITTING IN AND FOR THE COUNTY OF PROVIDENCE WITHIN THIRTY (30) DAYS OF THE MAILING DATE OF THIS DECISION. SUCH APPEAL, IF TAKEN, MUST BE COMPLETED BY FILING A PETITION FOR REVIEW IN SUPERIOR COURT. THE FILING OF THE COMPLAINT DOES NOT ITSELF STAY ENFORCEMENT OF THIS ORDER. THE AGENCY MAY GRANT, OR THE REVIEWING COURT MAY ORDER, A STAY UPON THE APPROPRIATE TERMS.

CERTIFICATION

I hereby certify on this 29th day of March, 2010 that a copy of the within Order was sent by first class mail, postage prepaid to –

Michael J. Lepizzera, Jr., Esquire
Lepizzera and Laprocina
117 Metro Center Blvd., Suite 2001
Warwick, RI 02886

and by electronic delivery to -

Maria D' Alessandro, Associate Director
Ellen Balasco, Esquire
Department of Business Regulation
Pastore Complex
1511 Pontiac Avenue
Cranston, RI.



A. B. Ellison