

**BEFORE THE REAL ESTATE COMMISSION
OF THE STATE OF NEW MEXICO**

IN THE MATTER OF:

LINDA ORD
License No.: 17138

Respondent.

NMREC CASE NO. 17-01-03-003 (Seben)
17-08-12-074 (Goodman)
17-08-13-075 (Wilcox)
17-08-15-077 (Hubka)
17-09-01-082 (Hall Re. Trust)
17-09-02-083 (Hall Rev. Trust)
17-10-03-096 (T&B Holdings LLC)

DEFAULT ORDER

THIS MATTER, came before the Real Estate Commission (the “Commission”), during its regularly scheduled meeting on Monday, March 18, 2019, for a decision in the above referenced cases. With a quorum present and majority vote of the Commission in the affirmative, the Commission finds the following:

1. A Notice of Contemplated Action (“NCA”) was issued by the Commission on January 10, 2019.
2. The NCA was sent certified mail return receipt (No. 7017 3040 0000 8686 4626) to the Respondent’s address on file with the Commission on January 10, 2019.
3. The certified return mail receipt card was signed on January 22, 2019 and received by the Commission on January 24, 2019.
4. The NCA was issued to the Respondent in compliance with the Uniform Licensing Act, NMSA 1978, Sections 61-1-1 *et seq.*
5. The NCA informed the Respondent of her right to a hearing and that the Respondent must respond to the Commission in writing requesting a hearing within twenty (20) days after service of the NCA. NMSA 1978, Section 61-1-4(D).

6. The NCA informed the Respondent that failure to respond to the NCA will result in the Commission taking the contemplated action. NMSA 1978, Section 61-1-4(E).
7. Respondent did not mail a request for hearing within the time and manner required by NMSA 1978, Sections 61-1-4(D) and (E).
8. The Commission is “expressly vested with the power and authority to make and enforce rules to carry out the provisions of [Chapter 61, Article 29 NMSA 1978]. NMSA 1978, Section 61-29-4. The Commission can “impose a civil penalty on any person who is found, through a court or administrative proceeding, to have acted in violation of Chapter 61, Article 29 NMSA 1978. More specifically, the Commission is empowered to “suspend, revoke, limit or condition a license” if a licensee in performing any actions specified by Chapter 61, Article 29 NMSA 1978 commits any violations as enumerated in NMSA 1978, Sections 61-29-12. Such action may include the imposition of fines, costs, education requirements or any other penalty authorized by NMSA 1978, Section 61-1-3.
9. Violation of any provisions of the real estate license law or commission rules may be cause for disciplinary action against any person who engages in the business or acts in the capacity of a real estate broker in New Mexico with or without a New Mexico real estate license, up to and including license suspension or revocation if the person is licensed in New Mexico, and other penalties as provided by law, commission rules, or policies.
16.61.12.8 NMAC.
10. The Commission’s Decision and Order is final and not subject to judicial review.
NMSA 1978. Section 61-1-4(E).

IT IS ORDERED THAT Respondent’s license is revoked and Respondent may not

apply for and shall not receive a broker's license until this NCA has been answered and resolved.

President Gretchen Koether is designated by the Commission to sign this Order on behalf of the Real Estate Commission

IT IS SO ORDERED.

**REAL ESTATE COMMISSION
OF NEW MEXICO**

Date:

3/18/19


President Gretchen Koether