

**BEFORE THE STATE OF NEW MEXICO
REAL ESTATE APPRAISERS BOARD**

IN THE MATTER OF:)
)
MIKE P. ARCHULETA) **Case No. #14,11-04-01**
License number: 02381-L)
)
Respondent.)

SETTLEMENT AGREEMENT

WHEREAS, the State of New Mexico Real Estate Appraisers Board (“Board”) received a complaint on April 1, 2011, stating that the Respondent violated various sections of USPAP and New Mexico Real Estate Appraisers Statutes and Regulations; and

WHEREAS, on January 13, 2012, the Board found sufficient reason to unanimously vote to issue a Notice of Contemplated Actions (“NCA”), against licensee, Mike P. Archuleta; and

WHEREAS, the parties wish to resolve this matter in an amicable fashion without the need for the issuance of an NCA under the Uniform Licensing Act, and without the need for a formal hearing; and

WHEREAS, the Board believes that this Settlement Agreement to (“Agreement”) is appropriate and in the best interests of both the Board and Respondent,

THEREFORE IT IS HEREBY AGREED AS FOLLOWS:

1. **Jurisdiction.** The Respondent is licensed under the Real Estate Appraisers Act, NMSA 1978, Section 61-30-1 *et seq.* and is subject to the jurisdiction of the New Mexico Real Estate Appraisers Board (“Board”). The Board has jurisdiction over the Respondent and the subject matter.

2. Violations. The Respondent acknowledges that this disciplinary action is for the following conduct:

A. Failure to comply with the provisions of USPAP Competency Rules including Standard Rule 1-1 (a) and (b), Standard Rule 1-2 (e), Standard Rule 1-3 (a) and (b), and Standard Rule 2-2 (a), (b), and (c) (viii), and Standard Rule 2-2 (a) (ix).

3. Discipline. This Agreement constitutes disciplinary action by the Board against the Respondent.

A. The complaints and this Agreement shall be reported to the Appraisers Subcommittee (ASC) National Registry as discipline action against licensee.

4. The Board shall take no further action against Respondent with respect to the matters in the subject case, provided that Respondent complies with the following:

A. Respondent shall successfully complete a Board approved complex appraisal class.

B. Respondent shall successfully complete a fifteen (15) hour USPAP class.

C. Respondent shall successfully complete the seven (7) classroom hour Appraising Complex Properties class.

D. Respondent shall provide proof of successful completion of all courses to the Board within six (6) months of the Board's approval of this Agreement.

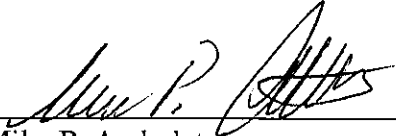
E. These courses shall not be used towards continuing education requirements.

5. Waiver of rights.
 - A. Respondent has waived all the time limitations set forth in the Uniform Licensing Act.
 - B. Respondent understands that he has a statutory right to a hearing on the charges made in the complaint against him and that he would have the right to appeal any decision of the Board following such hearings; and he hereby waives these rights.
 - C. Respondent waives his right to assert a claim of bias or move to excuse any Board member based upon the Board member's consideration of this Agreement.
 - D. Respondent's waiver of any rights contained herein is made knowingly, intentionally, and voluntarily.
6. Respondent has the right to be represented by an attorney.
7. Respondent's execution of this Agreement is made knowingly, intentionally, and voluntarily.
8. Upon execution of this Agreement, Respondent releases the Board from any and all claims arising out of the Board's decision to investigate the complaint, propose filing a Notice of Contemplated Action, and take the actions described herein.
9. This Agreement is subject to Board approval.
10. This Agreement is binding upon the Board and the Respondent.
11. Failure to comply with the terms and conditions of this Agreement shall be separate and independent grounds for disciplinary action by the Board. In the event the Respondent fails to comply with the provisions hereof, the Board shall have the right to

take such action against Respondent as it deems appropriate under the circumstances, including revoking Respondent's license.

12. This Agreement is a settlement of Board case number #14, 11-04-01, and only the specific allegations contained therein. The board reserves the right to initiate proceedings for any other violations of the New Mexico Real Estate Appraisers Practice Act or the Rules and Regulations of the Board adopted pursuant to that act.

13. The complaint and this Agreement are public records within the meaning of the Inspection of Public Records Act, NMSA 1978, § 14-2-6(E). Other data, communications, and information acquired by the Board relating to this matter shall be public as provided by the New Mexico Real Estate Appraisers Practice Act.



Mike P. Archuleta
Respondent
P.O. Box 1466
Rancho de Taos, New Mexico 87557-1466
(575) 586-0866

4/9/12

Date

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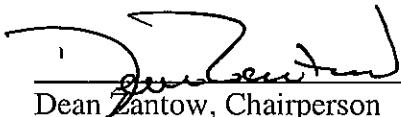
Case No. #14, 11-04-01

ORDER

This matter having come before the Real Estate Appraisers Board on 6/18/12,
_____, and with a quorum being present and a majority voting for the action designated below,
this Settlement Agreement is:

Accepted

Rejected



Dean Zantow, Chairperson
New Mexico Real Estate Appraisers Board
P.O. Box 25101
Santa Fe, New Mexico 87505
(505) 476-4622

6/18/12

Date