

**BEFORE THE NEW MEXICO
REAL ESTATE COMMISSION**

IN THE MATTER OF:

**LACEY ROYCE FOX
License No. 19321 (expired),**

NMREC Case No. 17-02-06-014

Respondent.

ORDER

This matter was presented to the New Mexico Real Estate Commission (“Commission”) during its regularly scheduled meeting on July 20, 2020, held via WebEx in compliance with Governor Lujan Grisham’s Covid-19 Emergency Health Order, pursuant to the December 10, 2019 Decision and Order entered against Respondent in compliance with the provisions of the Uniform Licensing Act for violations of Commission statute and rules. NMSA 1978, §§ 61-1-1 to –34.

The December 10, 2019, Decision and Order required Respondent to pay a \$4,000.00 fine, to pay \$979.67 in hearing costs, and to complete, for no continuing education credit, a four-hour continuing course as determined by the Commission. The terms of the Decision and Order were to be completed within ninety days after the date the Decision and Order was entered. Respondent failed to timely comply with the terms of the Decision and Order.

The Decision and Order provided that Respondent’s failure to comply with the provisions of the Decision and Order would result in the summary suspension of all real estate broker licenses held by Respondent until after a hearing on the matter. The hearing on failure to comply with the Decision and Order would be set as soon as practicable. The Decision and Order stated that the hearing may result in the Commission taking additional disciplinary action against the Respondent up to and including revocation of all broker licenses held by the Respondent.

On June 30 2020, the Commission issued a Notice of Non-Compliance (“Notice”) and mailed the Notice to the Respondent via certified return receipt to the address for Respondent on file with the Commission. The Notice informed Respondent that he failed to comply with the December 10, 2019, Decision and Order and that a hearing was set for the July 20, 2020 before the Commission at the Commission meeting. Respondent was provided, in separate correspondence, with a WebEx link that would allow him the opportunity address and explain to the Commission why he had not complied with the terms of the Decision and Order. Respondent was informed that failure to respond in writing to the Notice or appear at the meeting could result in suspension of his license or other enforcement action as permitted by law. The Commission may revoke a license for violation of the Commission statute or rules. NMSA 1978, § 61-29-12. Respondent failed to submit a response in writing or to appear at the meeting to explain why he has not complied with the Commission’s Decision and Order.

WHEREFORE, the Commission voted unanimously to revoke Respondent’s license and Respondent may not reapply for a license until Respondent completes the terms of the Decision and Order.

Date: 8-21-20

FOR THE NEW MEXICO
REAL ESTATE COMMISSION



Gretchen Koether

President

New Mexico Real Estate Commission