

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

IN THE MATTER OF:

**JACK PISERCHIA
LICENSE No.: 17707**

Respondent.

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NMREC CASE NO. 11-06-03-048

DECISION AND ORDER

This matter was present before the New Mexico Real Estate Commission ("Commission") at its September 25, 2017 meeting at Regulation and Licensing Department located at 5500 San Antonio Dr. NE, Albuquerque, NM, for a decision and order pursuant to the provisions of the Uniform Licensing Act, NMSA 1978, §§ 61-1-1 to -34.

The proceedings in this matter were presided over by the Commission. A quorum of the Commission participated in the deliberation and decision in this matter. By an affirmative vote of 3-0, the Commission renders the following Decision and Order.

1. On September 5, 2017, an Order to Show Cause was sent to Respondent by U.S. certified mail return receipt.
2. On September 7, 2017, the signed certified mail return receipt was received by the Commission signed by Respondent's wife.
3. The Order to Show Cause directed Respondent to appear before the Commission on the 25th day of September, 2017, at the hour of 9:30 AM, to show cause, why his license should not be immediately revoked for failure to comply with the Commission's Order entered against him by the Commission dated November 21, 2011.
4. On the evening of September 24, 2017, Respondent emailed a request for an extension of time to investigator Perry Bryant.

5. Respondent failed to appear at the September 25, 2017 hearing.
6. A Final Decision and Order was entered against Respondent by the Commission on November 21, 2011. The Commission found Respondent failed to remit a holding deposit that belonged to a client.
7. The Commission ordered Respondent to pay three thousand dollars (\$3000.00) and to take a Commission approved course on the Uniform Owner Resident Relations Act and Trust Account. The Executive Secretary for the Commission, Wayne Ciddio, was directed to issue a letter of reprimand.
8. On December 21, 2011, Respondent appealed the Commission's decision with the District Court.
9. On August 17, 2017, the District Court held that the Commission's decision was based upon substantial evidence and upheld the Commission's decision.
10. The District Court remanded the case back to the Commission for enforcement.
11. As of September 25, 2017, Respondent has not complied with the Commission's Order.

IT IS ORDERED THAT Respondent Jack Piserchia's broker license number 17707 is revoked.

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

Date: 10-23-17

FOR THE NEW MEXICO
REAL ESTATE COMMISSION


Gretchen Koether, President

CERTIFICATE OF SERVICE BY CERTIFIED MAIL
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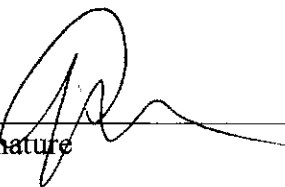
I, Germelyn Vivar, do hereby certify that I personally mailed by Certified mail a true and correct copy of the Decision and Order on NMREC Case No. 11-06-03-048 before the Real Estate Commission of the State of New Mexico to the Respondent/Licensee, Jack Piserchia at his address on file, 1520 Deborah Road SE Rio Rancho, New Mexico 87124 and 1380 Rio Rancho Drive #270 Rio Rancho, New Mexico 87124 as shown by the records of the office of the New Mexico Real Estate Commission this 25th day of October 2017.

GERMELYN VIVAR

Print the Name of Individual Certifying Service

Administrative Secretary

Title/Organization



Signature