

1 REAL ESTATE AGENCY
2 BEFORE THE REAL ESTATE COMMISSIONER
3

4
5 In the Matter of the Broker license of
6
7 TIMOTHY KENNETH GURTON
8

}
} STIPULATED FINAL ORDER
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9
10 The Oregon Real Estate Agency (OREA) and Timothy Kenneth Gurton (Gurton) do
11 hereby agree and stipulate to the following:

12 FINDINGS OF FACT

13 Gurton was licensed as a broker with NW Forest Properties. Gurton's license expired
14 on September 1, 2013 and was not renewed until December 12, 2013. During the time
15 Gurton's license was expired, September 1, 2013 to December 11, 2013, 102 days, Gurton
16 continued conducting professional real estate activity as if actively licensed.

17 CONCLUSION OF LAW

18 By conducting professional real estate activity over the course of 102 days after
19 license expired and before renewing it, Gurton violated ORS 696.020(2) and is subject to
20 discipline or civil penalty pursuant to ORS 696.990(4) and (9).

21 STIPULATION & WAIVER

22 I have read and reviewed the above findings of fact and conclusions of law which have
23 been submitted to me by OREA and further, the order which follows hereafter. I understand
24 that the findings of fact, conclusions of law and this stipulation and waiver embody the full and
25 complete agreement and stipulation between OREA and me. I further understand that if I do
26 not agree with this stipulation I have the right to request a hearing on this matter and to be
27 represented by legal counsel at such a hearing. Hearings are conducted in accordance with
28 the procedures set forth in ORS Chapter 183 and in accordance with the Rules of Practice and
29 Procedure adopted by the Attorney General of the State of Oregon. I freely and voluntarily
30 waive my rights to a hearing, to representation by legal counsel at such a hearing, and to

1 judicial review of this matter.

2 I hereby agree and stipulate to the above findings of fact and conclusions of law and
3 understand that the order which follows hereafter may be completed and signed by the Real
4 Estate Commissioner or may be rejected by the Real Estate Commissioner, in which case an
5 amended notice of intent may be issued in this matter. I understand that, in accordance with
6 the provisions of ORS 696.445(3), notice of this order shall be published in the Oregon Real
7 Estate News Journal.

8 ORDER

9 IT IS HEREBY ORDERED that pursuant to ORS 696.990(1) to (9) and based upon the
10 violation set forth above, Gurton pay a civil penalty in the sum of \$ 1,100.00, said penalty to be
11 paid to the General Fund of the State Treasury by paying the same to the OREA. The civil
12 penalty is computed in accordance with ORS 696.990(4) and (9) in that each 30-day period of
13 unlicensed activity is considered one violation. In this instance, there were three 30-day
14 periods of unlicensed activity.

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16 IT IS SO STIPULATED:

IT IS SO ORDERED:

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19 

20 TIMOTHY KENNETH GURTON



21 GENE BENTLEY

Real Estate Commissioner

22 Date 7-31-2014

Date 8.6.14

23
24 DATE of service: 8-6-2014