

TEXAS APPRAISER LICENSING  
AND CERTIFICATION BOARD

vs.

DOCKETED COMPLAINT NO.  
09-137

CHAUNA K. LEMMON  
TX-1329802-L

§  
§  
§  
§  
§  
§  
§

**AGREED FINAL ORDER**

On this the 12 day of Feb, 2010, the Texas Appraiser Licensing and Certification Board, (the Board), considered the matter of the license of Chauna K. Lemmon (Respondent).

In order to conclude this matter, Chauna K. Lemmon neither admits nor denies the truth of the Findings of Fact and Conclusions of Law contained herein and further agrees to the disciplinary action set out in this Agreed Final Order. The Board makes the following findings of fact and conclusions of law and enters this Order in accordance with TEX. OCC. CODE § 1103.458:

**FINDINGS OF FACT**

1. Respondent Chauna K. Lemmon is a Texas state licensed real estate appraiser, holds license number TX-1329802-L, and has been licensed by the Board during all times material to the above-noted complaint case.
2. On or about June 27<sup>th</sup>, 2008, Respondent entered into an agreed order to resolve complaint #08-117.
3. Respondent was required as part of the order to: (a) complete certain remedial education; (b) pay an administrative penalty in installment payments and (c) submit quarterly logs and affidavits updating the board on the activities of his appraisal practice. Respondent has failed to timely comply with the administrative penalty and quarterly logs and affidavits components of the agreed final order.
4. Thereafter a complaint was filed incident to Respondent's failure to comply with these terms of the agreed final order in complaint #08-117.
5. The Board, in accordance with the mandate of the Administrative Procedure Act (the APA), TEX. GOV'T CODE ANN. CHPT. 2001, and TEX. OCC. CODE CHPT. 1103, notified Respondent of the nature of the accusations involved and Respondent was afforded an opportunity to respond to the accusations in the complaint.

**CONCLUSIONS OF LAW**

- 1. The Texas Appraiser Licensing and Certification Board has jurisdiction over this matter pursuant to the Texas Appraiser Licensing and Certification Act, TEX. OCC. CODE § 1103 et. seq.
- 2. Respondent has violated 22 TEX. ADMIN. CODE § 153.20(a)(21) by failing to comply with a final order of the board.

Based on the above findings of fact and conclusions of law, the Board **ORDERS** that the Respondent shall:

- a. Have her certification suspended for twelve months with this suspension being fully probated under the following conditions:
  - i. During the entire twelve month suspension Respondent shall submit on a form prescribed by the Board, an appraisal experience log to the Board every three months. The log shall detail all real estate appraisal activities she has conducted during the previous three month period. This experience log shall be signed by Respondent and contain a notarized affidavit attesting that the log is true, complete and fully accurate. Upon request from the Board, Respondent shall provide copies of her appraisal reports and work files for any appraisal assignments she performs during the course of her period of probation within twenty days of notice of any such request;
- b. Comply with all provisions of the Act, the Rules of the Board, and USPAP in the future, or be subjected to further disciplinary action.

Failure to timely comply with any of the terms of this Final Agreed Order shall result in Initiation of a contested case proceeding against Respondent and after opportunity for a hearing, possible imposition of disciplinary sanctions against Respondent as provided for by TEX. OCC. CODE § 1103.518, including, but not limited to possible revocation of the above-noted probated suspension.

Respondent, by signing this Agreed Final Order, waives the Respondent's right to a formal hearing and any right to seek judicial review of this Agreed Final Order. Information about this Agreed Final Order is subject to public information requests and notice of this Agreed Final Order will be published in the Board's newsletter and/or on the Board's web site.

THE DATE OF THIS AGREED FINAL ORDER shall be the date it is executed by the Chairperson of the Texas Appraiser Licensing and Certification Board. The Chairperson has been delegated the authority to sign this Agreed Final Order by the Texas Appraiser Licensing and Certification Board vote.

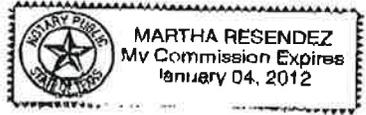
Signed this 1<sup>st</sup> day of February, 2010.

Chauna K. Lemmon  
CHAUNA K. LEMMON

Tony R. Conde, Jr.  
TONY R. CONDE, JR.

SWORN TO AND SUBSCRIBED BEFORE ME, the undersigned, on this the 1<sup>st</sup> day of February, 2010, by CHAUNA K. LEMMON, to certify which, witness my hand and official seal!

Martha Resendez  
Notary Public Signature  
Martha Resendez  
Notary Public's Printed Name



Signed by the Commissioner this 12 day of Feb, 2010.

Douglas Oldmixon  
Douglas Oldmixon, Commissioner  
Texas Appraiser Licensing and Certification Board

Approved by the Board and Signed this 12 day of Feb, 2010.

Clinton P. Sayers  
Clinton P. Sayers, Chairperson  
Texas Appraiser Licensing and Certification Board