

TEXAS APPRAISER LICENSING
AND CERTIFICATION BOARD

vs.

LUCIOUS R. TEER, JR.
TX-1322005-R

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DOCKETED COMPLAINT NO.
09-187

AGREED FINAL ORDER

On this the 11 day of Dec, 2009, the Texas Appraiser Licensing and Certification Board, (the Board), considered the matter of the certification of Lucious R. Teer, Jr. (Respondent).

In order to conclude this matter Lucious R. Teer, Jr. 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, Lucious R. Teer, Jr., is a state certified residential real estate appraiser who currently holds and held certification number TX-1322005-R during all times material to the above-noted complaint cases.
2. Respondent appraised 4907 Dwarf Honeysuckle Court, Houston, TX 77084 on or about May 22nd, 2006.
3. Respondent appraised 4943 Trailing Clover Court, Houston, TX 77084 on or about June 29th, 2006.
4. Respondent appraised 4947 Trailing Clover Court, Houston, TX 77084 on or about June 29th, 2006.
5. Thereafter complaints relating to each of these real estate appraisal reports were filed with the Board. The complaints alleged that Respondent failed to comply with the Uniform Standards of Professional Appraisal Practice in his completion of these reports.
6. After receipt of each complaint, 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 complaints. Respondent's responses were received.

7. The parties hereby enter into the foregoing consent order in accordance with TEX. OCC. CODE § 1103.458.
8. Without admitting any wrongdoing, and in order to resolve these matters without incurring the time and expense of litigation, Respondent to consents to the voluntary surrender and revocation of his certification.

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. The parties are authorized to resolve their dispute by means of a consent order in accordance with TEX. OCC. CODE § 1103.458.

Based on the above findings of fact and conclusions of law, the Board **ORDERS** and Respondent voluntarily surrenders his certification and agrees that Respondent's certification shall be and is hereby **REVOKED**. Respondent shall not be entitled to apply for reinstatement in accordance with TEX. OCC. CODE § 1103.522.

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.

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 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 26th day of OCTOBER, 2009.


LUCIOUS R. TEER, JR.


OLAIDE A. BANKS, ATTORNEY FOR
RESPONDENT

SWORN TO AND SUBSCRIBED BEFORE ME, the undersigned, on this the 26 day of October, 2009, by LUCIOUS R. TEER, JR., to certify which, witness my hand and official seal.

Dianne Martinez
Notary Public Signature

Dianne Martinez
Notary Public's Printed Name



Signed by the Commissioner this 11 day of Dec, 2009.

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

Approved by the Board and Signed this 11 day of Dec, 2009.

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