

**Before The
New Hampshire Real Estate Commission
Office of Professional Licensure and Certification
121 South Fruit Street, Suite 201
Concord, N.H. 03301**

SHOW CAUSE ORDER

In the Matter of:

Meredith Wiles
Inactive Salesperson License: 060136
(Failure to Pay)

ORDER

On August 20, 2019, Meredith Wiles (“Respondent”) appeared before the New Hampshire Real Estate Commission (“NHREC”) to show cause as to why the Commission should not impose disciplinary action, up to and including revocation of her license for failure to pay the insufficient check fees as agreed upon July 17, 2019.

FACTS

- 1) Respondent has been a licensed salesperson in the State of New Hampshire since December 14, 2004.
- 2) On or about December 2008 Respondent switched from an active licensee to inactive status.
- 3) Respondent’s license was set to expire December 14, 2018.
- 4) Respondent failed to renew her inactive license December 14, 2018.
- 5) On June 4, 2018, Respondent renewed her inactive salesperson license and paid the associated Sixty- dollar (\$60.00) late fee for a total of One Hundred and Fifty dollars (\$150.00).
- 6) On June 10, 2019, OPLC-Real Estate Commission staff mailed a certified letter to Respondent indicating check number 748 for One Hundred and Fifty dollars (\$150.00)

was returned due to insufficient funds. The letter further explained that in addition to the One Hundred and Fifty dollars (\$150.00) there are additional fees of Twenty-Five dollars (\$25.00) for administrative fees and Fifteen dollars (\$15.00) for additional fees.

- 7) The letter indicated that total amount due is equal to One Hundred and Ninety dollars (\$190.00) which, pursuant to Rea 301.04 is due within fourteen (14) days upon receipt of the letter.
- 8) On July 1, 2019, OPLC-Real Estate Commission staff had not received a reply from Respondent.
- 9) Investigator Michael Porter contacted Respondent by telephone and followed up the conversation with Respondent via email. This email explained Respondent was informed of the amount due and owing. She was further advised pursuant to Rea 301.04 she had 14 days upon notification to pay the funds due and owing. Investigator Porter extended the payment date to July 17, 2019 due to the July 4th holiday that fell within the 14-day window.
- 10) Respondent agreed to remit payment by July 17, 2019 by responding to Investigator Porter's email, "Thank you, I will do that."
- 11) July 16, 2019, the June 10, 2019 certified letter mailed to Respondent was returned to OPLC-Real Estate Commission staff as unable to forward.
- 12) July 17, 2019 came and went without any payment from Respondent. Respondent also failed to make contact with OPLC-Real Estate Commission staff to request an extension of time.
- 13) July 22, 2019, a Notice of Hearing, Order to Show Cause was mailed to Respondent via certified and regular mail.

- 14) On August 6, 2019, the July 22, 2019 certified letter is returned to OPLC-Real Estate Commission labeled "REFUSED".
- 15) On August 12, 2019, Investigator Porter emailed Respondent explaining the certified letter mailed to Respondent July 22, 2019 was refused.
- 16) Respondent testified she was gone most of July. Initially she went on vacation but then after vacation a family member became ill and passed away.
- 17) Respondent testified upon returning to New Hampshire, she went to the post office to retrieve her mail. A postal clerk handed Respondent the certified mail sent July 22, 2019 however; Respondent said she told the clerk she was all set as she knew what that letter was.
- 18) Respondent admits she believed the certified mail had to do with the funds owed for the check returned for insufficient funds but did not know it was a hearing notice.
- 19) Respondent admits she should have accepted the certified letter.
- 20) Respondent also admits the address listed on the June 10, 2019 and July 22, 2019 certified letters is her current address. She also admits to receiving the July 22, 2019 letter regular mail.

DECISION

Upon hearing testimony from the Respondent and having the ability to ask questions, it was determined Respondent failed to show good cause as to why the Commission should not institute discipline up to and including revocation of her license.

Respondent failed to remit payment in the amount of One Hundred and Ninety dollars (\$190.00) to satisfy the returned check and fees associated with her licensure renewal, after receiving notice by mail, telephone, and email, ultimately agreeing to remit payment

by July 17, 2019. Pursuant to Rea 301.04 Respondent was on notice she had 14 days to remit payment and she failed to do so without explanation or communication.

After a unanimous vote of the Commissioners, Respondent's NH salesperson license is; **REVOKED** immediately.

BY ORDER OF THE BOARD

Effective Date: August 20, 2019



Joseph G. Shoemaker, Director
Division of Technical Professions
NH Office of Professional Licensure and
Certification Authorized Representative of
the NH Real Estate Commission