

6. According to the complaint, Holloway presented herself as a representative of a potential buyer in a telephone conversation and at a showing for another licensee's listed property on or about November 7-8, 2008.

7. R.I. Gen. Laws § 5-20.5-1(4) defines "real estate broker" as any person or corporation who directs or assists in the procuring of a purchaser or prospect calculated or intended to result in a real estate transaction.

8. R.I. Gen. Laws § 5-20.5-14(a)(20) authorizes the Department to suspend or revoke a license where a licensee engaged in any conduct in a real estate transaction that demonstrates bad faith, dishonesty, untrustworthiness, or incompetency.

9. Based upon the foregoing, the Department has cause to believe that Respondent may have violated the competency requirement found in R.I. Gen. Laws § 5-20.5-14(a)(20) with respect to his supervision and training of Holloway.

10. In an effort to resolve the alleged violation without an administrative hearing, Respondent agrees to cease and desist from any unlicensed real estate activity and pay an administrative penalty in the amount of \$200.00, payable to the Rhode Island General Treasurer, by February 27, 2009. In addition, the Department agrees not to refer this matter to the local authorities, the Rhode Island State Police, or the Department of Attorney General.

11. By agreeing to resolve this matter through this Consent Agreement, Respondent voluntarily waives his right to the hearing process and voluntarily waives his right to appeal to Superior Court.

THE DEPARTMENT AND RESPONDENT HEREBY CONSENT AND
AGREE TO THE FOREGOING AS TO FORM AND SUBSTANCE:

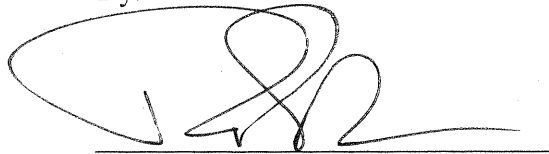
Department of Business Regulation
By its Legal Counsel:



Michael P. Jolin
Department of Business Regulation

Date: 3/3/09

Robert C. Shavers, Respondent
By:



Date: 2.16.09