

**FILED**

**Texas Real Estate Commission**

**Date:** 11/15/17

HEARING NO. 170693

IN THE MATTER OF  
WAYMAN A. KENNEDY  
ELLIS, TEXAS

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§  
§  
§  
§  
§

BEFORE THE TEXAS REAL  
ESTATE COMMISSION  
(COMMISSION)

TEXAS PROFESSIONAL INSPECTOR  
LICENSE NO. 6040

SITTING IN AUSTIN  
TRAVIS COUNTY, TEXAS

**AGREED ORDER**

On October 18, 2017, Wayman A. Kennedy ("Respondent") was notified of allegations against him. In order to conclude this matter, Respondent admits to the truth of the following Findings of Fact and Conclusions of Law and agrees to the entry of this Order and to the assessment of an administrative penalty.

**FINDINGS OF FACT**

1. Respondent is a licensed Texas professional Inspector, was a Texas licensed professional inspector at all times relevant to this matter, and performed an act in Texas constituting an act of a professional inspector as defined in Tex. Occ. Code §1102.001.
2. On September 28, 2016, Respondent performed inspections for the properties located at 2332 Lesley Ln., Mesquite, Texas and 7316 Bluestem Rd., Duncanville, Texas.
3. Respondent use the REI 7A-0 Inspection Form for both inspections. At the time of the inspections this was not the current inspection form adopted by the Commission.
4. Respondent conducted business as "K-Spec Home Inspections" and did not notify the Commission within 30 days after he began using that name in his business.

**CONCLUSIONS OF LAW**

The acts and omissions on the part of Respondent set out in the Findings of Fact constitute the following violations that are cause for the suspension, revocation or reprimand of Respondent's Texas professional inspector license pursuant to the specific statute or rule cited below and/or TEX. OCC. CODE §1102.401(a) and are further cause for the assessment of an administrative penalty against Respondent pursuant to TEX. OCC. CODE §1102.403:

5. failure to notify the Commission in writing within 30 days after the inspector starts or stops using a name in business other than the name in which the inspector is licensed, in violation of 22 TEX. ADMIN. CODE §535.221(c); and
6. failure to use an inspection form adopted by the Commission in a property inspection, in violation of 22 TEX. ADMIN. CODE §535.223.

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**ORDER**

IT IS ORDERED that Respondent's Texas Professional Inspector license is revoked, effective 5:00 p.m., November 20, 2017.

IT IS FURTHER ORDERED that Respondent may not file an application to obtain any license or certificate issued by the Commission before November 20, 2019.

DATED: 15 NOV 17


  
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Douglas E. Oldmixon  
Executive Director  
Texas Real Estate Commission

The undersigned Respondent states and affirms that she enters into this agreed order of his own free will; that Respondent admits to the above Findings of Fact and Conclusions of Law; that Respondent has been afforded all administrative remedies due him under the law by the Texas Real Estate Commission; that Respondent, having been advised of his right to a hearing and to be represented by an Attorney, waives these rights; and that Respondent waives all right to judicial review of this Order.

DATED: 11/14/17

  
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Wayman A. Kennedy  
Respondent

DATED: 11/14/17

  
\_\_\_\_\_  
Michael Molloy  
Staff Attorney  
Texas Real Estate Commission