

FILED

Texas Real Estate Commission

Date: 5-23-17

HEARING NO. 171421

IN THE MATTER OF
CAMERON CANADY
AUSTIN, TEXAS

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BEFORE THE TEXAS REAL
ESTATE COMMISSION
("COMMISSION")

TEXAS REAL ESTATE SALES
AGENT LICENSE #617683

SITTING IN AUSTIN
TRAVIS COUNTY, TEXAS

AGREED ORDER

On August 4, 2017, Cameron Canady ("Respondent") was notified of allegations against him. In order to conclude the review of 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.

FINDINGS OF FACT

1. Respondent is a licensed Texas real estate sales agent and was a Texas real estate sales agent at all times relevant to this matter.
2. On June 16, 2015, in Cause No. D1DC14202387, in the 299th District Court of Travis County, Texas, Applicant pled guilty to the felony offense of driving while intoxicated (3rd or More, Felony, Level3). Applicant was ordered to ten-years confinement in the TDCJ Institutional Division suspended for five-years while Applicant is placed on community supervision. The date of the offense was April 24, 2014.
3. Respondent disclosed this conviction to the Commission on or about February 2, 2017; however, the disclosure was not timely as required by Section 1101.652(a)(6), Texas Occupations Code.
4. Applicant accepts personal responsibility for his past criminal conduct and currently enjoys a good reputation with his community for honesty, trustworthiness, and integrity as evidenced by his letters of recommendation by authors that have personal knowledge of his past criminal history.
5. Applicant has not been adjudicated guilty or pled guilty to any felony or misdemeanor offenses since the matters referenced above.

CONCLUSIONS OF LAW

The acts and omissions on the part of Respondent set out in the Findings of Fact constitute the following violation that is cause for the suspension, revocation, or reprimand of Respondent's Texas real estate sales agent license pursuant to the specific statutes cited below and/or Section 1101.656, Texas Occupations Code:

6. Section 1101.652(a)(1), Texas Occupations Code, by entering a plea of guilty or nolo contendere to or is convicted of a felony or a criminal offense involving fraud and the time for appeal has elapsed or the judgment or conviction has been affirmed on appeal, without regard to an order granting community supervision that suspends the imposition of the sentence; and

7. Section 1101.652(a)(6), Texas Occupations Code, by failing to notify the commission, not later than the 30th day after the date of a final conviction or the entry of a plea of guilty or nolo contendere, that the person has been convicted of or entered a plea of guilty or nolo contendere to a felony or a criminal offense involving fraud.

ORDER

IT IS ORDERED that Respondent's Texas real estate sales agent license is suspended for four years, effective 5:00 p.m., September 17, 2017.

IT IS FURTHER ORDERED that beginning at 5:00 p.m., September 17, 2017, the suspension is fully probated for four years ending September 17, 2021, subject to the following terms:

1. Applicant must comply with Chapter 1101 of the Texas Occupations Code and with the Rules of the Commission.
2. Applicant must fully cooperate with the Commission's Standards & Enforcement Services Division in its investigation of any complaints filed against him.
3. Not later than the 10th working day after the date of this Order or the date of any new sponsorship or change in sponsorship, Applicant must submit to the Commission's Standards & Enforcement Services Division a signed verification from Applicant's sponsoring broker that the sponsoring broker has received a copy of this Order and is aware of Applicant's probationary sales agent license and the terms of this Order. A violation of this term automatically suspends Applicant's real estate sales agent license until the signed verification is received.
4. Respondent must comply with all terms and conditions of the community supervision of the sentence imposed on him by the court in Cause Number D1DC14202387. A violation of the terms and conditions of community supervision automatically revokes probation of real estate sales agent license suspension. This license suspension is effective the date of the violation of community supervision.
5. Not later than the 10th working day after the date of a violation or change in the terms or conditions of the community supervision by the court in Cause Number D1DC14202387, Respondent must submit to the Commission's Standards & Enforcement Services Division a copy of the violation or change. A violation of this term automatically revokes probation and Respondent's real estate sales agent license is suspended for the entire term, starting on the effective date of the revocation of probation.
6. Respondent may not apply for a real estate broker license from the Commission.

IT IS FURTHER ORDERED that Respondent must pay an administrative penalty of \$1000 by cashier's check or money order payable to the Texas Real Estate Commission. The remitter on the cashier's check or money order must be Respondent or Respondent's attorney.

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1. The sum of \$200 is due upon receipt of the signed order.
2. The second final sum of \$800 is due on September 17, 2017.
3. Respondent must make the payment set forth above in timely manner and without a grace period or notice from the Commission.
4. Failure to timely pay automatically suspends Respondent's Texas real estate salesperson license until the administrative penalty is paid in full.

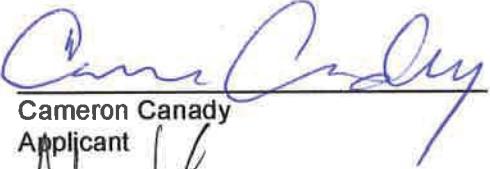
IT IS FURTHER ORDERED that a violation of the above terms, other than those that specifically provide for automatic suspension, or automatic revocation of probation, is, after notice and hearing, grounds to revoke probation and impose the above suspension of Respondent's Texas real estate sales agent license in addition to any additional disciplinary action which may be warranted for a subsequent violation of the Texas Occupations Code.

DATED 23 Aug 17

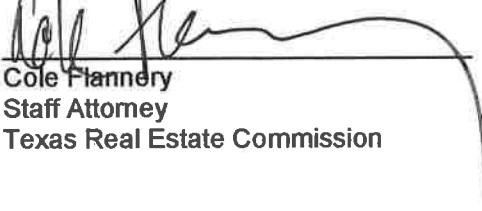

Douglas E. Oldmixon
Executive Director
Texas Real Estate Commission

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

DATED 8/18/17


Cameron Canady
Applicant

DATED 08/21/17


Cole Flannery
Staff Attorney
Texas Real Estate Commission