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ARIZONA BOARD OF APPRAISAL

1 **BEFORE THE ARIZONA STATE BOARD OF APPRAISAL**

2 In the Matter of

Board Case Nos. 2494

3 **EUGENE C. ROWE**

**CONSENT AGREEMENT
FOR VOLUNTARY SURRENDER**

4 Certified Residential Appraiser
Certificate No. 20677

6
7 **RECITALS**

8 In the interest of a prompt and judicious settlement of this case, consistent with the
9 public interest, statutory requirements and the responsibilities of the Arizona State Board
10 of Appraisal ("Board") and under A.R.S. §§ 32 3601, *et. seq.* and 41 1092.07(F)(5),
11 Eugene Rowe ("Respondent"), holder of Certified Residential Appraiser Number 20677
12 in the State of Arizona, and the Board enter into the following Recitals, Findings of Fact,
13 Conclusions of Law and Order ("Consent Agreement") as a final disposition of this
14 matter.

15 1. Respondent has read and understands this Consent Agreement and has had
16 the opportunity to discuss this Consent Agreement with an attorney, or has waived the
17 opportunity to discuss this Consent Agreement with an attorney.

18 2. Respondent understands that he has a right to a public administrative
19 hearing concerning the above-captioned matter, at which hearing he could present
20 evidence and cross examine witnesses. By entering into this Consent Agreement,
21 Respondent knowingly and voluntarily relinquishes all rights to such an administrative
22 hearing, as well as rights of rehearing, review, reconsideration, appeal, judicial review or
23 any other administrative and/or judicial action, concerning the matters set forth herein.

24 3. Respondent affirmatively agrees that this Consent Agreement shall be
25 irrevocable.
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1 4. Respondent understands that this Consent Agreement or any part of the
2 agreement may be considered in any future disciplinary action by the Board against him.

3 5. Respondent understands this Consent Agreement deals with Board
4 Complaint Nos. 2494 involving allegations of conduct constituting grounds for discipline
5 against Respondent. The investigation into these allegations against Respondent shall be
6 concluded upon the Board's adoption of this Consent Agreement.

7 6. Respondent understands that this Consent Agreement does not constitute a
8 dismissal or resolution of any other matters currently pending before the Board, if any,
9 and does not constitute any waiver, express or implied, of the Board's statutory authority
10 or jurisdiction regarding any other pending or future investigation, action or proceeding.

11 7. Respondent also understands that acceptance of this Consent Agreement
12 does not preclude any other agency, subdivision, or officer of this State from instituting
13 any other civil or criminal proceedings with respect to the conduct that is the subject of
14 this Consent Agreement.

15 8. All admissions made by the Respondent in this Consent Agreement are
16 made solely for the final disposition of this matter, and any related administrative pro-
17 ceedings or civil litigation involving the Board and Respondent. Therefore, any admis-
18 sions made by Respondent in this Consent Agreement are not intended for any other use,
19 such as in the context of another regulatory agency's proceedings, or civil or criminal
20 proceedings, whether in the State of Arizona or in any other state or federal court.

21 9. Respondent acknowledges and agrees that, upon signing this Consent
22 Agreement and returning this document to the Board's Executive Director, he may not
23 revoke his acceptance of the Consent Agreement or make any modifications to the
24 document regardless of whether the Consent Agreement has been signed by the Execu-
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1 tive Director. Any modification to this original document is ineffective and void unless
2 mutually agreed by the parties in writing.

3 10. Respondent understands that the Consent Agreement shall not become
4 effective unless and until adopted by the Board and signed by its Executive Director.

5 11. If a court of competent jurisdiction rules that any part of this Consent
6 Agreement is void or otherwise unenforceable, the remainder of the Consent Agreement
7 shall remain in full force and effect.

8 12. Respondent understands and agrees that if the Board does not adopt this
9 Consent Agreement, he will not assert as a defense that the Board's consideration of this
10 Consent Agreement constitutes bias, prejudice, prejudgment or other similar defenses.

11 13. Upon the effective date of this Order, Respondent shall not perform any
12 appraisals or appraisal reviews in Arizona. Respondent will also not assume or use the
13 title of "appraiser" or any title, designation or abbreviation likely to create the impression
14 that Respondent is licensed or certified by Arizona. Respondent also shall not act as a
15 supervising appraiser for other appraisers or trainees in Arizona, nor shall he act as a
16 mentor in this state. Further, Respondent will not own or operate an appraisal business or
17 supervise appraisal staff in Arizona.

18 14. Respondent understands that if he applies for licensure in the future, that he
19 will be required to meet all statutory requirements in effect as an original applicant
20 pursuant to Title 32.

21 ACCEPTED AND AGREED BY RESPONDENT

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Eugene C. Rowe

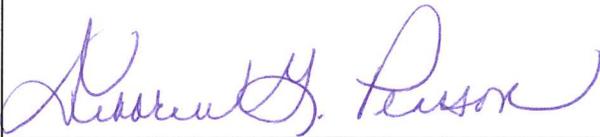
Dated: 01-16-2008

1 ORIGINAL OF THE FORGOING FILED
this 18th day of January, 2008, with:

2 Arizona State Board of Appraisal
3 1400 W. Washington, Suite 360
4 Phoenix, Arizona 85007

5 EXECUTED COPY OF THE FOREGOING MAILED
BY CERTIFIED AND REGULAR MAIL
6 this 18th day of January, 2008, to:

7 Eugene C. Rowe
8 602 E. 8th Street
9 Casa Grande, Arizona 85222

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