

THE REAL ESTATE COUNCIL OF ALBERTA

Case: 006384
Process: Section 39 & 83 of the *Real Estate Act*
Industry Member: Mark Charles Holtom
Authorization: Mortgage Associate
Registration: Mortgage Mentors Inc. o/a Dominion Lending Centres
Mortgage Mentors
Document: ADMINISTRATIVE PENALTY

TO: Mark Charles Holtom

The Executive Director of the Real Estate Council of Alberta (RECA) has determined that there is sufficient evidence that you have contravened **section 40(1)(g) of the Rules** and this is conduct deserving of sanction.

Penalty: \$1000 (see Schedule 2 of the Bylaws)

Particulars of the contravention(s):

1. You failed to immediately notify, in writing, the executive director when proceedings pursuant to the Criminal Code were commenced against you contrary to section 40(1)(g) of the *Real Estate Act* Rules:
 - a) On June 21, 2016, you were charged under the Criminal Code
 - b) On September 11, 2016, you notified RECA of the criminal charge in your registration renewal application

Payment

This Penalty must be paid **within 30 days** of the date this Notice was issued.

If you fail to pay the Penalty the Executive Director may commence collection under Part 6 of the *Real Estate Act* and may suspend your authorization under section 38.1 of the Rules.

If you pay the Penalty

- You will have satisfied the Administrative Penalty and no further proceedings under Part 6 will be taken against you.
- You cannot be charged under the *Real Estate Act* with an offence for the contravention(s) in this Administrative Penalty.

Appeal

You have the right to appeal this Administrative Penalty to a Hearing Panel. See **section 83.1 of the *Real Estate Act*** for what you must do to appeal.

In an appeal you will be given a full opportunity consistent with procedural fairness and natural justice to present evidence before the Hearing Panel in relation to the contraventions alleged.

Your written notice of appeal must comply with section 83.1 and must be received by the Executive Director **within 30** days of you receiving this Administrative Penalty.

If you appeal, payment of the Penalty will not be required until an order to pay a penalty is issued by the Hearing Panel.

If you have any questions regarding particulars or the appeal process, please contact:

Name: James Porter, Senior Professional Conduct Review Officer
Email: jporter@reca.ca
Phone: 403.228.2954; Toll Free: 1.888.425.2754
Fax: 403.228.3065
Address: Real Estate Council of Alberta
350 4954 Richard Road SW
Calgary, Alberta, T3E 6L1

Issued at Calgary, Alberta, on November 25, 2016.

Charles Stevenson, for
Bob Myroniuk, Executive Director
of the Real Estate Council of Alberta

cc. Colin Bruce, Mortgage Broker
Dominion Lending Centres Mortgage Mentors