

**BEFORE THE MARYLAND REAL ESTATE COMMISSION**

**MARYLAND REAL ESTATE  
COMMISSION**

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\*

**V.**

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**DEEDEE R. MCCRACKEN  
Coldwell Banker Residential Brokerage  
170 Jennifer Road, Ste. 102  
Annapolis, MD 21401**

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**Case No: 2012-RE-096**

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**CONSENT ORDER**

This matter comes before the Maryland Real Estate Commission ("Commission") as the result of a complaint filed by Michele Sinclair ("Complainant"). Based on the complaint, the Respondent, real estate salesperson, DeeDee McCracken, affiliated with Coldwell Banker Residential Brokerage, license registration number, 05-604708 ("Respondent"), agreed charges are appropriate and that an administrative hearing on those charges should be held.

To resolve this matter without a formal hearing, the Commission and the respondent have agreed to enter into this Consent Order to provide for the imposition of disciplinary measures which are fair and equitable in these circumstances and which are consistent with the best interest of the people of the State of Maryland. The Commission and the Respondent agree and stipulate as follows:

1. At all times relevant to the matters set forth in this Consent Order, the Commission has had jurisdiction over the subject matter and the Respondent.
2. The Respondent was, at the time of the event at issue, affiliated with Coldwell Banker Residential Brokerage, as a salesperson, license registration number 05-604708.
3. It is alleged that the Respondent was the buyer's agent in the transaction and was aware that the buyer's deposit check was returned for insufficient funds.
4. The Respondent will admit that she failed to notify the seller and seller's agent of the returned check and contacted the sellers without the knowledge of the seller's agent and has violated Section 17-322 (b)(25) of the Business Occupations and Professions Article, Maryland Annotated Code which provides:

**Section 17-322**

**Business Occupations and Professions Article  
Maryland Annotated Code**

**(b) Grounds- Subject to the hearing provisions of 17-324 of this subtitle, the Commission may deny a license to any applicant, reprimand any licensee, or suspend or revoke a license if the applicant or licensee:**

**(25) engages in conduct that demonstrates bad faith, incompetency, or untrustworthiness or that constitutes dishonest, fraudulent, or improper dealings.**

5. The Respondent consents to the entry of an Order that her conduct, as described in this Consent Order, violates Section 17-322 (b)(25) of the Business Occupations and Professions Article, Maryland Annotated Code and she agrees to pay a civil penalty in the amount of \$3,000.00 at the time the Consent Order is signed by the Respondent, accept a forty-five (45) day suspension beginning December 1, 2011 and complete a Continuing Education class with the subject matter being "Contracts".
6. By entering into this Consent Order, the Respondent, expressly waives the right to an administrative hearing on the charges, the making of Findings of Fact and Conclusions of Law, any and all further proceedings before the Commission to which the Respondent may be entitled in this matter and any rights to appeal from the Commission's Order.
7. The Commission accepts this Consent Order as the full and final resolution of Complaint No. 2012-RE-096.

**BASED ON THESE STIPULATIONS, IT IS THIS 9th DAY OF November, 2011 BY THE MARYLAND REAL ESTATE COMMISSION.**

**ORDERED** that the Respondent violated Section 17-322 (b)(25) of the Business Occupations and Professions Article, Maryland Annotated Code and it is further

**ORDERED** the Respondent will pay a civil penalty in the amount of a \$3,000.00 immediately upon the execution of this Consent Order:

**ORDERED** the Respondent's licensee will be suspended for forty-five (45) days beginning December 1, 2011:

**ORDERED** the Respondent completes a Continuing Education Class with the subject matter being "Contracts" before January 1, 2012. The original proof of

