

**BEFORE THE WEST VIRGINIA REAL ESTATE
APPRAISER LICENSING AND CERTIFICATION BOARD**

**IN THE MATTER OF:
GLEN W. SUTTON (CR0254)**

Complaint Nos.: 05-012, 07-006 and 10-004

ORDER OF DISMISSAL

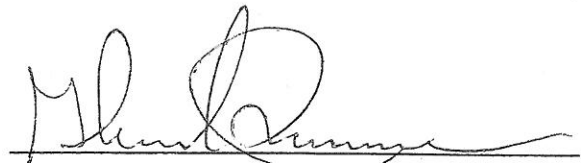
On August 20, 2014, the West Virginia Real Estate Licensing and Certification Board (hereinafter referenced as the 'Board') met and considered the above-numbered complaints in conjunction with the West Virginia Supreme Court of Appeals (Supreme Court) ruling in *State of West Virginia, ex Rel. Linda York v. West Virginia Real Estate Appraiser Licensing and Certification Board*, along with West Virginia Code § 30-1-5(c).

The Supreme Court held in *York* that "in adjudicating a contested case concerning the revocation or suspension of a licensed real estate appraiser's license to perform appraiser duties, the West Virginia Real Estate Appraiser Licensing and Certification Board must follow the procedural requirements set forth in Chapter 30 of the West Virginia Code, as well as the contested case hearing procedure set forth in Title 190, Series 4, of the *West Virginia Code of State Rules*." Failure to adhere to the procedural requirements resulted in the Supreme Court ruling that the Board must dismiss all pending complaints against York. A review of the above styled-matters reveals that the procedural requirements have not been met.

ACCORDINGLY, pursuant to the ruling of the Supreme Court of Appeals in *State, ex rel York v. West Virginia Real Estate Appraiser Licensing and Certification Board*, the Board unanimously voted to dismiss Complaint Numbers **05-012, 07-006 and 10-004**.

Therefore, the above complaints are hereby **DISMISSED**.

Entered this ___ day of October 2014.



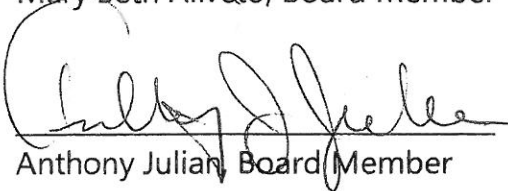
GLENN SUMMERS, INTERIM CHAIR
West Virginia Real Estate Licensing and
Certification Board



Mary Beth Aliveto, Board Member



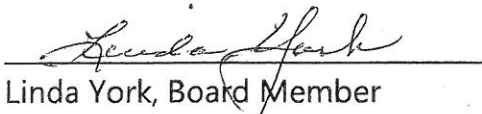
Dale Dawson Clowser, Board Member



Anthony Julian, Board Member



David Shields, Board Member



Linda York, Board Member