

DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION

MAINE REAL ESTATE COMMISSION

In Re:

James K. Drum)
Drum and Drum Real Estate)
PO Box 847) *CONSENT AGREEMENT*
Damariscotta, Maine)

INTRODUCTION

This Consent Agreement regarding the brokerage activity of James K. Drum entered into pursuant to 32 M.R.S.A. § 13069(6)(B) (1988). The parties to this Consent Agreement are James K. Drum ("Drum") and Carol J. Leighton, Director of the Maine Real Estate Commission ("Director").

FACTS

Drum is a real estate broker licensed with Drum and Drum Real Estate doing business at 21 Bristol Road in Damariscotta, Maine.

On February 6, 2009 Drum submitted his real estate broker license renewal application to the Commission. As part of the application, Drum disclosed that he had been convicted of "Disorderly Conduct (Class E)" on August 29, 2007. Drum did not notify the Commission of the criminal conviction within 10 days of the conviction.

AGREEMENT

Whereas, the parties wish to conclude this matter without a hearing before the Commission, they hereby agree to the following terms, subject to the approval of the Commission and the Department of the Attorney General.

1. Drum acknowledges all the facts set forth above as true to the best of his knowledge and belief.

2. Drum acknowledges that he failed to notify the Commission of the August 2007 criminal conviction within 10 days of the conviction which constitutes a violation of 10 M.R.S.A. §§ 8003(5-A)(A)(4) and 8003-G(2)(B) and 32 M.R.S.A. § 13195.

3. Drum agrees to pay a fine in the amount of \$200.00. The fine shall be submitted to the Commission by May 7, 2009 and shall be made payable to the Treasurer of the State of Maine.

4. The Director and the Commission agree that no further agency or legal action will be initiated against Drum by the Commission based upon the facts described herein, except that in

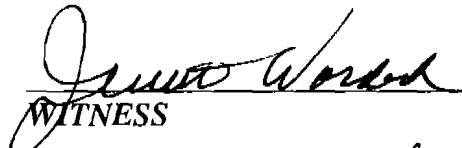
the event that Drum does not fully comply with the terms of this Agreement, the Director or the Commission shall initiate whatever action is deemed necessary. However, the Director or the Commission may consider the misconduct described above as evidence of a pattern of conduct in the event that similar misconduct allegations are brought against Drum in the future. Additionally, the Director or the Commission may consider the fact that discipline was imposed by this Agreement as a factor in determining appropriate discipline should any further misconduct allegations be proven against Drum in the future.

Dated: 2-16-09



JAMES K. DRUM

Dated: 2-16-09



WITNESS


Dated: 2/19/09



CAROL J. LEIGHTON
Director, Maine Real Estate Commission

APPROVED

Dated: 3/26/09



CARRIE CARNEY
*Assistant Attorney General
Commission Counsel for the
Office of the Attorney General*



SHARON A. MILLETT
*Chairman
Maine Real Estate Commission*