

estate [salesman] SALESPERSON, or an employee of a real estate broker, with respect to the collection of rent and allied charges for property on behalf of the employing broker.

349.

The application for registration of an offer consists of an offering prospectus which shall be filed with the Commissioner and contain the following:

(5) A statement whether any person identified in the offering prospectus:

(i) Has been convicted of a felony, or pleaded nolo contendere to a felony charge, or held liable in a civil action by final judgment if the felony or civil action involved fraud, embezzlement, fraudulent conversion or misappropriation of property; or

(ii) Is subject to any currently effective order of the Securities and Exchange Commission or the securities administrator of any state denying registration to or revoking or suspending the registration of this person as a securities broker or dealer or investment advisor or is subject to any currently effective order of any national securities association or national securities exchange as defined in the Securities and Exchange Act of 1934 suspending or expelling this person from membership in the association or exchange; or

(iii) Is subject to any currently effective order or ruling of the Federal Trade Commission; or

(iv) Is subject to any currently effective injunctive or restrictive order relating to business activity as a result of an action brought by any public agency or department, including, without limitation, actions affecting a license as a real estate broker [or salesman], ASSOCIATE REAL ESTATE BROKER, OR REAL ESTATE SALESPERSON.

This statement shall set forth the court, date of conviction or judgment, any penalty imposed or damages assessed, or the date, nature and issuer of the order.

408.

(b) (2) On the following pages, the disclosure shall include the following information:

(vi) A statement of whether the seller:

1. Has been convicted of a felony, or pleaded nolo contendere to a felony charge, or held liable in a civil action by final judgment if the felony or civil action