

(B) NOTICE OF CLAIM.

UPON RECEIPT OF A CLAIM, THE COMMISSION SHALL:

(1) FORWARD A COPY OF THE CLAIM:

(I) TO EACH LICENSEE ALLEGED TO BE RESPONSIBLE FOR THE ACT OR OMISSION GIVING RISE TO THE CLAIM;

(II) TO EACH UNLICENSED EMPLOYEE ALLEGED TO BE RESPONSIBLE FOR THE ACT OR OMISSION GIVING RISE TO THE CLAIM; AND

(III) IF THE LICENSEE ALLEGED TO BE RESPONSIBLE FOR THE ACT OR OMISSION GIVING RISE TO THE CLAIM IS AN ASSOCIATE REAL ESTATE BROKER OR A REAL ESTATE SALESPERSON, TO EACH REAL ESTATE BROKER WITH WHOM THE ASSOCIATE REAL ESTATE BROKER OR THE REAL ESTATE SALESPERSON IS AFFILIATED; AND

(2) REQUEST FROM EACH OF THOSE INDIVIDUALS A WRITTEN RESPONSE WITHIN 10 DAYS TO THE ALLEGATIONS SET FORTH IN THE CLAIM.

(C) HEARING; DISMISSAL.

(1) THE COMMISSION:

(I) SHALL REVIEW THE CLAIM AND ANY RESPONSE TO THE CLAIM; AND

(II) MAY CONDUCT AN INVESTIGATION OF THE CLAIM.

(2) ON THE BASIS OF ITS REVIEW AND ANY INVESTIGATION THAT THE COMMISSION CONDUCTS, IT SHALL:

(I) SET THE MATTER FOR A HEARING; OR

(II) IF THE CLAIM IS FRIVOLOUS, MADE IN BAD FAITH, OR LEGALLY INSUFFICIENT, DISMISS THE CLAIM.

REVISOR'S NOTE: This section formerly appeared as Art. 56A, § 4-407.

The only changes are in style.

- Defined terms: "Affiliate" § 16-101
- "Associate real estate broker" § 16-101
- "Commission" § 16-101 "License" § 16-101
- "Real estate broker" § 16-101
- "Real estate salesperson" § 16-101

16-408. RIGHT TO PARTICIPATE IN HEARING; NOTICE.