

**BEFORE THE WEST VIRGINIA REAL ESTATE COMMISSION**

**WEST VIRGINIA REAL ESTATE COMMISSION,**

*Complainant,*

**V.**

**Formal Complaint No. C-23-022**

**ROBERT J. KROP**  
**Licensed Real Estate Associate Broker**  
**License No. WVA210040108**

*Respondent.*

**CONSENT DECREE**

Respondent Robert J. Krop (“Respondent”), and the West Virginia Real Estate Commission (“Commission”) enter into the following Consent Decree for the purpose of resolving the above-styled complaint. As reflected in this Consent Decree, the parties have reached an agreement and stipulate to the Findings of Fact, Conclusions of Law, and disposition of this matter. The Commission, having approved such agreement, does hereby Find and Order as follows:

**FINDINGS OF FACT**

1. Respondent is a licensed real estate associate broker in the State of West Virginia, holding license number WVA210040108.
2. At all times relevant, Respondent practiced at Frederick Realty Centre, located in Frederick, Maryland, and acted as team leader for the Rob Krop Team of Keller Williams Realty Centre.

3. On February 22, 2023, the Commission initiated the present Formal Complaint against Respondent concerning the sale of a property located at 128 Einstein Way, Martinsburg, West Virginia. Specifically, the listing for this property indicated that Brandon Myers, a member of the Rob Krop Team, was the Selling Agent.

4. Mr. Myers is licensed to practice real estate in the State of Maryland, but does not hold a license to practice real estate in the State of West Virginia.

5. Documents related to the transaction obtained by the Commission's investigator demonstrate that, with Respondent's knowledge and consent, Mr. Myers was actively engaged in the practice of real estate brokerage with respect to the sale of 128 Einstein Way, Martinsburg, West Virginia.

6. In his response to the Formal Complaint, Respondent noted that he was listed as the Buyer's Agent on the Notice of Agency; that Mr. Myers was involved in the transaction because he was friends with the company's clients; and he did not know why Mr. Myers was listed in the MLS as the selling agent and asked that it be corrected.

7. At its regular meeting on April 19, 2023, the Commission considered all of the information received on the matter and determined that there was probable cause to conclude that Respondent's above-referenced conduct violated the *West Virginia Real Estate License Act*.

#### **CONCLUSIONS OF LAW**

1. Pursuant to the *West Virginia Real Estate License Act*, West Virginia Code § 30-40-1, et seq., the Commission is charged with the regulation of the practice of real estate brokerage in this State, and, thus, has jurisdiction over this Formal Complaint.

2. In relevant part, West Virginia Code § 30-40-7(l) authorizes the Commission to impose sanctions for violations of the *West Virginia Real Estate License Act*, including, but not limited to, an administrative fine not to exceed \$1,000 per day per violation; probation; revocation; suspension; restitution; additional education; denial of future license; downgrade of license; reprimand; and/or the return of compensation collected from an injured consumer.

3. West Virginia Code § 30-40-19(a)(23) authorizes the Commission to sanction a licensee if he or she “accepts the services of any . . . salesperson who is not properly licensed[.]”

### CONSENT

By signing below, Respondent agrees to the following:

1. Respondent has had the opportunity to consult with counsel and executes this Consent Decree voluntarily, freely, without compulsion or duress and mindful that it has legal consequences. No person or entity has made any promise or given any inducement whatsoever to encourage Respondent to make this settlement other than as set forth herein. Respondent acknowledges that he may pursue this matter through appropriate administrative proceedings and is aware of his legal rights regarding this matter, but intelligently and voluntarily waives such rights.

2. Respondent acknowledges the Findings of Fact set forth above, admits that there is probable cause to conclude that the violations set forth above in the Conclusions of Law occurred, and consents to the entry of the following Order:

### ORDER

On the basis of the foregoing, the Commission hereby ORDERS as follows:

1. Respondent is hereby reprimanded.

2. Within six months of the entry of this Consent Decree, Respondent shall complete three (3) hours of continuing education on the subject of West Virginia license law. Respondent shall submit to the Commission documentation evidencing completion of the course within the timeframe set forth herein.

3. Any deviation from the requirements of this Consent Decree, without the prior written consent of the Commission, shall constitute a violation of an order of the Commission and may result in further disciplinary action, including, but not limited to, suspension of Respondent's license. The Commission shall immediately notify Respondent via certified mail of the alleged violation of the Consent Decree. In the event Respondent contests the alleged violation of the Consent Decree, Respondent is entitled to a hearing to challenge the alleged violation.

**CONSENT DECREE AGREED TO BY:**

  
\_\_\_\_\_ **Robert J. Krop**

5/4/23  
\_\_\_\_\_ **Date**

**ENTERED into the records of the Real Estate Commission this:**

\_\_\_\_\_ 4th day of May \_\_\_\_\_, 2023.

**WEST VIRGINIA REAL ESTATE COMMISSION,**

By: Keri L. Ferro  
\_\_\_\_\_ **Keri L. Ferro, Executive Director**