



## Case Summary

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<b>Respondent's Name:</b>	Michael J. R. Smith
<b>Forum:</b>	Licence Appeal Tribunal (LAT or "the Tribunal")
<b>Decision:</b>	Suspension of Registration as a Salesperson
<b>Date of Decision:</b>	January 3, 2020

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### Summary

On June 25, 2019, the Registrar issued a Notice of Proposal to revoke Michael J. R. Smith's registration as a salesperson.

The Proposal asserted that Smith was not entitled to continued registration because:

- a) he had made a false statement in an application for renewal of registration by not disclosing the existence of outstanding criminal charges; and
- b) his past conduct afforded reasonable grounds for belief that he would not carry on business in accordance with the law and with integrity and honesty based on his false statement and his conviction for criminal offences.

Smith exercised his right to request a hearing before the Licence Appeal Tribunal to contest the Registrar's Proposal. In the course of the LAT proceedings a resolution agreement was reached between the Registrar and Smith. The terms of the agreement formed the basis of an Order by LAT directing the following:

1. the suspension of Smith's registration until February 15, 2021;
2. a requirement that Smith provide the Registrar with a criminal record and judicial matters check every March for four (4) years starting in March 2020;
3. for a period of four years post-suspension, the Broker of Record for the brokerage at which Smith is employed will provide a written update to the Registrar every six months advising of any consumer complaints received regarding Smith; and
4. a requirement that Smith notify the Registrar immediately in writing in the event he is charged with a criminal offence and provide details regarding the nature and

circumstances of the charges, with this notification obligation being in effect until January 3, 2025.