

STATE OF NEW YORK
DEPARTMENT OF STATE
OFFICE OF ADMINISTRATIVE HEARINGS

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In the Matter of the Complaint of

**DEPARTMENT OF STATE
DIVISION OF LICENSING SERVICES,**

Complainant,

DECISION

-against-

**NEWKEY REALTY LLC. and
CURTIS TRUONG,**

Respondents

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The above noted matter came on for hearing before the undersigned, Roger Schneier on September 18, 2014 at the office of the Department of State located at 123 William Street, New York, New York.

Respondent Truong having been advised of the respondents' right to be represented by an attorney chose to appear *pro se*.

The complainant was represented by Senior Attorney David A. Mossberg, Esq.

COMPLAINT

The complaint alleges that the respondents operated their real estate brokerage business at an unlicensed location after relocating without properly advising the complainant thereof.

SETTLEMENT AGREEMENT

Prior to the opening of the hearing the parties agreed to settle the matter, with the respondents agreeing to admit that they relocated their real estate brokerage business without properly notifying the Department of State of their new address, in violation of Real Property Law §§441-a [3] and [5], and to pay a fine of \$500.00.

DETERMINATION

WHEREFORE, IT IS HEREBY DETERMINED THAT Newkey Realty LLC and Curtis Truong have violated Real Property Law §§441-a [3] and [5], and accordingly, pursuant to Real Property Law §441-c, and in accordance with the settlement agreed to by the parties, they shall pay a fine of \$500.00 to the Department of State on or before October 20, 2014, and should they fail to pay the fine their license as a limited liability company real estate broker, UID #49TR1021861, shall be suspended for a period commencing on October 21, 2014 and terminating upon payment of the fine. They are directed to send a certified check or money order for the fine payable to "Secretary of State," or their license certificate, pocket card, and broker identification, by certified mail to Norma Rosario, Department of State, Division of Licensing Services, One Commerce Plaza, 99 Washington Avenue, 5th Floor, Albany, New York 12231-0001.

/s/
Roger Schneier
Administrative Law Judge

Dated: September 18, 2014