NEW JERSEY REAL ESTATE COMMISSION

NEW JERSEY REAL ESTATE COMMISSION	)	DOCKET NUMBER CO-14-012 REC Ref. No. 10001209
Complainant	)	CONSENT ORDER
v.	)	
ROBERT U. DEL VECCHIO, licensed New Jersey real estate broker (Ref. No. 7934578)	)	
Respondent.	)	

THIS MATTER having been opened to the New Jersey Real Estate Commission ("Commission") in the Department of Banking and Insurance, State of New Jersey, upon information that Robert U. Del Veccio ("Del Vecchio"), licensed as a real estate broker, may have violated various provisions of the real estate licensing law of the State of New Jersey; and

WHEREAS Del Vecchio is a licensed New Jersey real estate broker and is currently licensed as broker of record with Robert U. Del Vecchio d/b/a Rudel Realty, whose office is located at 405 Lafayette Street, Hawthorne, New Jersey; and

WHEREAS Del Vecchio is an owner of Rudel Realty; and

WHEREAS Del Vecchio is subject to the provisions of the Real Estate Licensing Law, N.J.S.A. 45:15-1 et seq.; and

WHEREAS on or about September 30, 2013, Del Vecchio pled guilty in United States District Court, District of New Jersey, to a one count Information, charging him with one count of antitrust violations, in violation of 15 U.S.C. §1; and

WHEREAS on or about January 14, 2014, Del Vecchio was convicted and sentenced to one year probation, which includes three months of location monitoring and a $20,000 fine; and

WHEREAS the underlying conduct related to rigging bids at public auctions for the sale of tax liens conducted by municipalities in New Jersey from 2000 through December 2008; and

WHEREAS pursuant to N.J.S.A. 45:15-19.1, the Commission is empowered to revoke Del Vecchio's real estate license due to his conviction on a like offense to criminal conspiracy to defraud; and

WHEREAS Del Vecchio violated N.J.S.A. 45:15-17(e) in that the conduct underlying his conviction demonstrates unworthiness and dishonesty; and

WHEREAS Del Vecchio acknowledges that he is aware of his right to a full and formal hearing on any violations which the Commission may allege he has committed and having notice that he has the right to obtain the advice of counsel on the matters to which this Consent Order pertains, he is knowingly and voluntarily waiving the right to a hearing and the right to an attorney; and

WHEREAS the Commission and Del Vecchio, in order to avoid the costs and uncertainty of further litigation and to resolve this matter with finality, hereby agree to this Consent Order, fully disposing of all the issues in controversy in this matter with prejudice; and

WHEREAS the terms of this Consent Order were approved by the Commission at a regular meeting on July 8, 2014; and

IT APPEARING that the matter against Del Vecchio should be resolved upon the consent of the parties, without resort to a formal hearing on the aforementioned violations, and further good cause appearing;

NOW, THEREFORE, IT IS on this 9th day of July, 2014

ORDERED AND AGREED that pursuant to N.J.S.A. 45:15-19.1, the Commission is empowered to revoke Del Vecchio's licensure as a New Jersey real estate broker due to his conviction on a like offense to criminal conspiracy to defraud; and it is further

ORDERED AND AGREED that Del Vecchio violated N.J.S.A. 45:15-17(e) in that the conduct underlying his conviction demonstrates unworthiness, incompetency, bad faith and dishonesty; and it is further

ORDERED AND AGREED that Del Vecchio admits and accepts responsibility for these violations; and it is further

ORDERED AND AGREED that Del Vecchio agrees to surrender his real estate license, with prejudice, for life and he shall be ineligible for any real estate license; and it is further

ORDERED AND AGREED that Del Vecchio shall have 30 days from the date of the Commission's approval of this Consent Order to divest himself of all ownership interest and otherwise comply with N.J.S.A. 45:15-12.3 and 12.4; and it is further

ORDERED AND AGREED that this Consent Order encompasses only the information in Commission investigation file #10001209. The Commission reserves the right to take further administrative action if it obtains any other information that Del Vecchio may have violated the Real Estate Brokers and Salesperson Act, N.J.S.A. 45:15-1 et seq. or corresponding regulations, N.J.A.C. 11:5-1.1 et seq.; and it is further

ORDERED AND AGREED that by signing below, Del Vecchio confirms that:

a. he is not under any disability, mental or physical, nor under the influence of any medication, intoxicants or other substances that would impair his ability to knowingly and voluntarily execute this Consent Order; and

b. he is entering into this agreement knowingly and voluntarily, that he has not been subject to any coercion or threats regarding his execution of this Consent Order and that other than the other terms set forth above, no promises, representations or inducements have been made to him to secure his acceptance of the provisions of this Consent Order; and it is further

ORDERED AND AGREED that the provisions of this Consent Order represent a final agency decision and constitute a final resolution of the violations contained herein.

Robert L. Kinniebrew
Executive Director
New Jersey Real Estate Commission

Consented to as to
Form, Content and Entry

Dated: 06/16/2014

Robert U. Del Vecchio

Lowenstein Sandler LLP
Attorney for Applicant

Michael Himmel, Esq.

Lowenstein Sandler LLP
Attorney for Applicant

Jamie Gottlieb, Esq.