

In The Matter of:

Mark Rogalo (#0678090), Licensed Real Estate Salesperson/Respondent

---

WHEREAS Respondent Mark Rogalo, a licensed Real Estate Salesperson licensed by the State of New Jersey, is subject to the provisions of the Real Estate Brokers and Salesperson's Act, N.J.S.A. 45:15-1 et seq.; and

WHEREAS at all times relevant hereto, Respondent Mark Rogalo was and continues to be licensed with the Weichert branch office located at Route 46 at Cherry Hill Road, Mountain Lakes, NJ; and

WHEREAS the Real Estate Commission has secured evidence which indicates that Respondent Rogalo has violated certain provisions of the laws and regulations governing the conduct of New Jersey real estate brokers and salespersons as referenced above; and

WHEREAS the Commission and Respondent Rogalo have agreed to settle this matter in lieu of any further administrative action; and

WHEREAS Rogalo acted as a listing agent for the property located at 1202 Cedar Street, Boonton, NJ; and

WHEREAS on April 5, 2015, Rogalo allowed the neighbors of the 1202 Cedar Street, Boonton, NJ property to access the home without the consent of the homeowner; and

WHEREAS on or about April 15, 2015, an unconditional release from the listing was granted to the homeowner; and

WHEREAS, Respondent Rogalo admits that he acted in violation of N.J.A.C. 11:5-6.4(a) by allowing access to the home by a neighbor without the permission of the home owner; and

WHEREAS Respondent Rogalo acknowledges that he has been made aware of his right to a full and formal hearing on any violations which the Commission may allege he has committed and

his right to have 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 counsel; and

IT IS THEREFORE AGREED TO BY THE PARTIES AND SO ORDERED that

Respondent Rogalo agrees to pay a fine in the amount of \$2500.00; and it is further ordered and agreed that

Respondent Rogalo shall pay the fine within 30 days of the date of acceptance of this Consent Order. The fine shall be payable by certified check, cashier's check or money order payable to the "State of New Jersey" and sent to:

Division of Anti-Fraud Compliance/Collection Section  
Department of Banking and Insurance  
P.O. Box 325  
Trenton, New Jersey 08625;

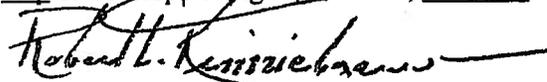
Respondent Rogalo agrees to take an additional 3 hour continuing education course in the area of agency which will not count towards the continuing education requirement for the 2015-2017 renewal term within ninety days of the approval of this consent order;

And it appearing that this matter can be resolved upon the consent of the parties, without resort to any other further administrative proceeding;

It is on this 29 day of October, 2015

ORDERED and AGREED that the terms of this Consent Order are approved by the Commission at a regular meeting on December 1, 2015; and

It is further ORDERED AND AGREED that the Commission reserves the right to take further administrative action if the terms of this Consent Order are not fully complied with or if it obtains any other information that the respondent may have violated the Real Estate Brokers and Salesperson's Act, N.J.S.A. 45:15-1 et seq. or corresponding regulations, N.J.A.C.11:5-1.1 et seq.;



Robert L. Kinniebrew  
Executive Director  
New Jersey Real Estate Commission

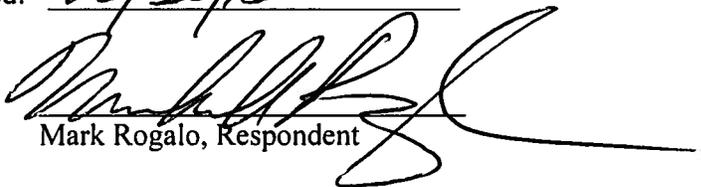
**RESPONDENT CERTIFICATION**

I, Mark Rogalo, hereby certify that

1. I am not under any disability, mental or physical, or under the influence of any medication, intoxicants or other substances that would impair my ability to knowingly and voluntarily execute this Consent Agreement; and further
2. I am entering into this agreement knowingly and voluntarily, that I have not been subject to any coercion or threats regarding the execution of this Consent Agreement and that other than terms set forth above, no promises, representations or inducements have been made to me to secure my acceptance of the provisions of this Consent Agreement; and
3. I hereby certify that I have read and agree to the terms and conditions of the Consent Order as set forth above and agree to the entry of this Order

Consented to as to  
Form, Content and Entry

Dated: 10/30/15

  
Mark Rogalo, Respondent

**INDIVIDUAL ACKNOWLEDGMENT**

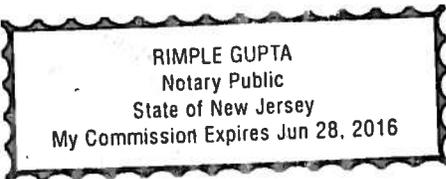
State/Commonwealth of NJ  
County of Morris } ss.

On this the 30<sup>th</sup> day of October, 2015, before me,  
Rimple Gupta, the undersigned Notary Public,  
Name of Notary Public  
personally appeared Mark Rogalo,  
Name(s) of Signer(s)

- personally known to me - OR -
- proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein stated.

WITNESS my hand and official seal.



Place Notary Seal/Stamp Above

Rimple Gupta  
Signature of Notary Public

Rimple Gupta

My commission expires 06/28/2016  
Any Other Required Information  
(Printed Name of Notary, Expiration Date, etc.)

**OPTIONAL**

This section is required for notarizations performed in Arizona but is optional in other states. Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**

Title or Type of Document: Respondent Certification  
Document Date: 10/30/2015 Number of Pages: 3  
Signer(s) Other Than Named Above: None