

IN THE COURT OF COMMON PLEAS
GENERAL DIVISION – SCIOTO COUNTY
PORTSMOUTH, OHIO

SCIOTO COUNTY
OHIO
FILED

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CLERK OF COURTS

CATHY J. SCOTT

Appellant

Case No. 16CIF003

vs.

JUDGE WILLIAM T. MARSHALL

OHIO REAL ESTATE COMMISSION

Appellee

ENTRY

This matter came before the Court on the 30th day of November, 2016. Present were the Appellant, Cathy Scott, Appellant's Attorney, John Gambill and Assistant Attorney General Zachary Shaengold.

After listening to the evidence herein, the Court finds that Appellant, Cathy J. Scott, was running about five minutes late and gave the prospective buyer, who eventually did purchase the house, the combination to the lockbox so she could get in. Arriving some five minutes later, they toured the house, and after the owner of the house left, Cathy stopped, talked on the phone for quite some time, and went to the garage where there had been an apparent garage sale. She took two cups, both labeled Twenty-five (\$.25) cents each and a table cloth, fully wishing to purchase the same from the owner of the house. At the real estate closing, she did run the buyer of the house down to give the table cloth back to him, which had never been removed from the trunk, and also handed him a dollar for the cups. Both the purchaser and seller knew each other, and as a matter of fact, their kids went to school together. The table cloth was removed prior to there being any complaint against Ms. Scott, and she took the two cups to school where she is a nurse's aide, making twenty thousand dollars



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(\$20,000.00) a year.

When this Court asked the Assistant Attorney General what they were looking for at the previous hearing, he said, "we were looking for some remorse." This Court then put the witness on the stand, whose story checked out completely. She did get into the trunk of her vehicle. She took nothing out of the trunk, put nothing in the trunk. The Court was able to see her put the table cloth in the back seat passenger side of the vehicle. She showed absolute remorse and said that she would never do it again, and has learned a valuable lesson. She fully admitted to her wrongdoings and fully apologized for having done them. Showing a requisite amount of remorse, this Court finds the penalty handed out to Appellant Scott was much too harsh. It would be more appropriate that she perform ten hours of continuing education, that her real estate license be suspended for ninety (90) days, effective February 15th, 2017, and that she be fined the sum of Three Hundred dollars (\$300.00) and the costs of these proceedings herein. The two cups are to be returned to the seller.

There being no just reason for delay, this is a final appealable order.

SO ORDERED.



JUDGE WILLIAM T. MARSHALL

cc: John A. Gambill,
Counsel for Appellant

Zachary Shaengold,
Counsel for Appellee