

NEW JERSEY REAL ESTATE COMMISSION

NEW JERSEY REAL ESTATE COMMISSION	)	DOCKET NUMBER CO-15-015
	)	REC Ref. No. 10003331
Complainant	)	
	)	CONSENT ORDER
v.	)	
	)	
TRUDY GRIMALDI, licensed New Jersey	)	
real estate salesperson (Ref. No. 0897920),	)	
	)	
Respondent.	)	

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THIS MATTER having been opened to the New Jersey Real Estate Commission (“Commission”) in the Department of Banking and Insurance, State of New Jersey, by the Real Estate Commission staff (“REC”) upon information that Trudy Grimaldi (“Grimaldi”), licensed as a real estate salesperson, may have violated various provisions of the real estate licensing law of the State of New Jersey; and

WHEREAS Grimaldi is a licensed New Jersey real estate salesperson and is currently licensed with Malone Realty LLC, whose office is located at 353 Broad Avenue, Suite 212, Leonia, New Jersey; and

WHEREAS Grimaldi 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 June 24, 2014, Grimaldi was charged in Central Municipal Court of Bergen County on one count of theft by deception, in violation of N.J.S.A. 2C:20-4A, among other crimes and on or about May 27, 2015, an accusation was filed in Superior Court of New Jersey, Bergen County Law Division. The accusation alleged that Grimaldi unlawfully and purposely obtained by deception, property of various banks with the purpose to deprive the owner thereof, in violation of N.J.S.A. 2C:20-4A; and

WHEREAS in June and July 2014, Grimaldi was actively licensed and did not notify the Commission of the charge; and

WHEREAS on or about May 27, 2015, Grimaldi was accepted into the Bergen County Pre-Trial Intervention program ("PTI") for a period of 24 months. To be admitted into PTI, no admission or denial of guilt was required. Grimaldi did not admit or deny the alleged criminal conduct. She represented that she was new in the field and was acting as an employee under the direction of a supervisor. The REC has no independent evidence of the underlying conduct; and

WHEREAS Grimaldi explained that her failure to disclose the criminal matter was due to her not having knowledge of the requirement to do so; and

WHEREAS Respondent Grimaldi violated N.J.S.A. 45:15-17(s) in that she failed to notify the Commission within 30 days of the filing of criminal charges; and

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

WHEREAS the REC and Grimaldi, 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 January 26, 2016; and

IT APPEARING that the matter against Grimaldi 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 26<sup>th</sup> day of January, 2016

ORDERED AND AGREED that Grimaldi violated N.J.S.A. 45:15-17(s) in that she failed to notify the Commission within 30 days of the filing of criminal charges; and it is further

ORDERED AND AGREED that Grimaldi admits and accepts responsibility for this violation; and it is further

ORDERED AND AGREED that Grimaldi's real estate license shall be on probation to run concurrent with her PTI with the following terms to apply:

Grimaldi must inform any employing broker that her license is on probation;

Any employing broker must notify the Commission in writing within 72 hours if he or she receives any information indicating that Grimaldi may have violated the Commission's statute, N.J.S.A. 45:15-1 et seq., or regulations, N.J.A.C. 11:5-1.1 et seq.; and

Grimaldi must notify the Commission in writing within 72 hours if she is charged with or conviction of any criminal or disorderly persons offense or if she is notified that she may have violated the terms of her PTI program; and it is further

ORDERED AND AGREED that Grimaldi shall pay a fine in the amount of \$500.00; and it is further

ORDERED AND AGREED that the fine shall be payable by certified check, cashier's check or money order payable to the "State of New Jersey" and sent to the Division of Anti-Fraud Compliance/Collection Section, Department of Banking and Insurance, P.O. Box 325, Trenton, New Jersey 08625. All unpaid fines will be referred for collection and may result in a lien/judgment being placed on property, interception of state income tax refunds through the Set off of Individual Liability (SOIL) program in the Division of Taxation and/or levy on bank accounts; and it is further

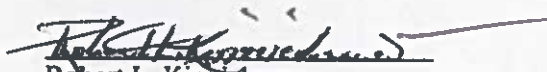
ORDERED AND AGREED that this Consent Order encompasses only the information in Commission investigation file #10003331. The Commission reserves the right to take further administrative action if it obtains any other information that Grimaldi may have violated the Real

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, Grimaldi confirms that:

- a. she is not under any disability, mental or physical, nor under the influence of any medication, intoxicants or other substances that would impair her ability to knowingly and voluntarily execute this Consent Order, and
- b. she is entering into this agreement knowingly and voluntarily, that she has not been subject to any coercion or threats regarding her execution of this Consent Order and that other than the other terms set forth above, no promises, representations or inducements have been made to her to secure her 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. Kinnibrew  
Executive Director  
New Jersey Real Estate Commission

Consented to as to  
Form, Content and Entry

Dated: 11/20/15

  
Trudy Grimaldi