

In The Matter of:

Robert Berlant (#8635875), Licensed Real Estate Broker/Respondent

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WHEREAS Respondent Robert Berlant, a licensed real estate broker 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 Berlant was and continues to be licensed as broker of record of First New Jersey Real Estate Network Inc. d/b/a Realty Network, licensed New Jersey broker, whose office is located at 2 North Road, Warren, NJ; and

WHEREAS the Real Estate Commission has secured evidence which indicates that Respondent Berlant 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 Berlant have agreed to settle this matter in lieu of any further administrative action; and

WHEREAS Berlant acted as the listing agent of the property located at 117 Branch Road, Bridgewater, NJ; and

WHEREAS Berlant admits that he acted in violation of N.J.A.C. 11:5-6.4h by failing to indicate to a potential home buyer that the subject property was under contract when the offeror submitted her offer which resulted in detrimental reliance by the offeror; and

WHEREAS Berlant admits that he acted in violation of N.J.A.C. 11:5-6.1(o)2 by continuing to market the property as "for sale" when it was "under contract;" and

WHEREAS Respondent Berlant 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 Berlant agrees to pay a fine in the amount of \$2000.00; and it is further ordered and agreed that

Respondent Berlant 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:

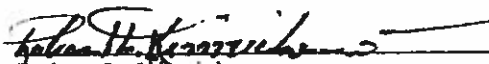
Division of Anti-Fraud Compliance/Collection Section  
Department of Banking and Insurance  
P.O. Box 325  
Trenton, New Jersey 08625;

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 17<sup>th</sup> day of November, 2016

ORDERED and AGREED that the terms of this Consent Order are approved by the Commission at a regular meeting on November 15, 2016; 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. Kimmiebrew  
Executive Director  
New Jersey Real Estate Commission

**RESPONDENT CERTIFICATION**

I, Robert Berlant, 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

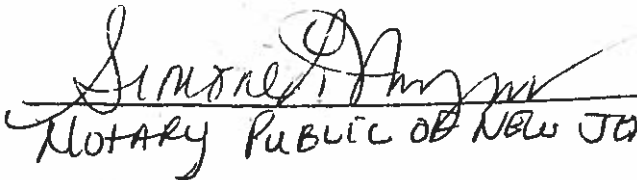
Consented to as to  
Form, Content and Entry

Dated:

11-3-16



Robert Berlant, Respondent

 11/3/2016  
NOTARY PUBLIC OF NEW JERSEY.

**SIMONE L. MYERS**  
**NOTARY PUBLIC OF NEW JERSEY**  
My Commission Expires 10/5/2020