

Chapter REB 3

PLEADING AND PRACTICE

REB 3.01	Proceedings	REB 3.04	Fees
REB 3.02	Pleadings	REB 3.05	Appeals
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REB 3.01 Proceedings. (1) **GENERAL.** (a) *Place.* All hearings shall be held in the county wherein the applicant for a license, or the broker complained of, or whose salesman is complained of, has his place of business. The applicant, broker, or salesman may by written waiver consent to change of place for hearing and the board may in its discretion designate another place for hearing. All hearings other than those pursuant to section 136.09, Wis. Stats., shall be held at the office of the board, Milwaukee, Wisconsin, unless otherwise ordered by the board.

(b) *Public hearing.* All hearings conducted by the board or its duly authorized employees shall be open to the public, unless otherwise ordered by the presiding officer at the hearing, or specifically provided by statute.

(c) *Intervention.* Any person claiming interest in a dispute or controversy before the board may be made a party thereto upon written request and upon a satisfactory showing to the board of his interest in the controversy.

(d) *Record.* All proceedings at hearings in contested cases or in any other cases where the board shall so determine (or any party so request) shall be taken down by a stenographic reporter and the transcript thereof, together with all exhibits, shall be a part of the official records of such proceedings. Any party desiring a copy of such transcript shall so indicate in advance and shall pay the proper cost.

(e) *Hearing.* Any party to the proceedings shall have the right to appear at such hearing in person, by counsel or otherwise, to call, examine, and cross-examine witnesses and to introduce into the record, documentary or other evidence.

(2) **INSTITUTION.** (a) *By individual.* Proceedings going to the revocation or suspension of licenses shall be initiated on complaint verified by an individual or his representative. Proceedings requesting the promulgation, amendment, or repeal of any rules of the board shall be initiated on petition verified by an individual or his representative.

(b) *By board.* The board may in its discretion initiate proceedings to revoke, or suspend a license whenever an investigation by the board or its employees, discloses probable grounds therefor or in the event a complainant fails to proceed to initiate proceedings pursuant to chapter 136, Wis. Stats., by a formal complaint, provided that no hearing shall be initiated on the board's own motion until a resolution duly authorizing the same has been recommended by the board.