

BEFORE THE MISSISSIPPI REAL ESTATE COMMISSION

MISSISSIPPI REAL ESTATE COMMISSION

COMPLAINANT

VS.

NO. 03-1907

GRAHAM BEHRINGER, HOME INSPECTOR

RESPONDENT

AGREED ORDER

This cause came before the Mississippi Real Estate Commission, hereinafter referred to as "Commission," pursuant to authority of M. C. A. §§73-60-1, et seq., on a formal Complaint brought against Graham Behringer, Home Inspector, sometimes hereinafter "Respondent" or "Behringer." Prior to this matter being set for hearing before the Commission, the parties announced instead their agreement as to the disciplinary action. By entering this Agreed Order, Respondent Behringer waives his right to a hearing with full due process and the right to appeal any adverse decision resulting from that hearing. Having reached an agreement on this matter, the Commission issues its Findings of Fact and Disciplinary Order as follows:

FINDINGS OF FACT

I.

Respondent Graham Behringer is an adult resident citizen of Miss. whose address of record with the Commission is 1702 34th Street Meridian, MS. Respondent Behringer is the holder of a Home Inspector's license, No. 712, issued by the Commission pursuant to Miss. Code Ann. §§73-60-1, et seq., and, as such, he is subject to all the provisions, rules, regulations and statutes governing the practice of home inspections under Mississippi law.

II.

The Commission received information that Respondent Behringer had performed one or more home inspections on new construction without the new home (NH) certification required for performing such new construction inspections under Mississippi law. Thereafter, the Commission opened its investigation and contacted Respondent Behringer for a response.

III.

Respondent Behringer cooperated with the Commission investigation and admitted that he knowingly performed at least one home inspection on new construction without the new home (NH) certification required by state law.

CONCLUSIONS OF LAW

IV.

The above and foregoing described acts of the Respondent Graham Behringer constitute a violation of Miss. Code Ann. §73-60-27, which states in relevant part:

(4) After October 1, 2001, no person licensed under this chapter shall offer to perform or perform inspection services on new construction for a fee without having first obtained a residential home builders license from the Mississippi Board of Contractors and certification by the Southern Building Code Congress or any other national professional code organization.

DISCIPLINARY ORDER

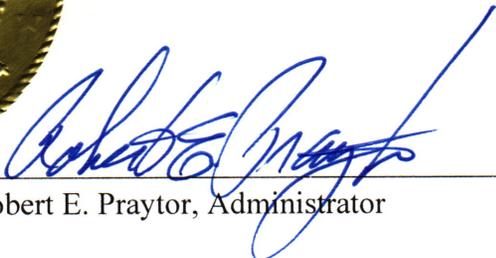
THEREFORE, by agreement and consent, the Commission **ORDERS** discipline as follows:

1. The license of Respondent Graham Behringer shall be suspended for thirty (30) days,
beginning November 15, 2019. The Respondent is ordered to pay a \$ 500.00 fine immediately.
2. Following the 30-day period of suspension, the license of Respondent Behringer shall be placed
on probation for a period of eleven (11) months.
3. Prior to the expiration of the period of suspension, Respondent Behringer shall complete an
ethics course for home inspectors. The course shall be approved by the Commission and
this mandatory ethics course shall be completed in addition to those continuing education
hours required for renewal of Respondent Behringer's home inspector license.

SO ORDERED, THIS THE 15th DAY OF October, 2019.



MISSISSIPPI REAL ESTATE COMMISSION

By: 
Robert E. Praytor, Administrator

date: 10/15/19

Agreed: 
Graham Behringer, Respondent

date: 10-2-19