

STATE OF WASHINGTON
DEPARTMENT OF LICENSING
BUSINESS AND PROFESSIONS DIVISION

In the Matter of the Appointment to
Practice as a Notary Public of:

REBECCA A. ROHLKE
Respondent.

No. 2013-05-1400-00NOT

STIPULATED FINDINGS OF FACT,
CONCLUSIONS OF LAW, AND
AGREED ORDER

License #146174

The Notary Public Program ("Program") of the Business and Professions Division of the State of Washington Department of Licensing, represented by April Benson Bishop, Assistant Attorney General, and Rebecca A. Rohlke (" the Respondent"), represented by Patty Eakes, Attorney at Law, stipulate and agree to the following:

Section 1

BACKGROUND

1.1 Rebecca A. Rohlke, the Respondent, held Washington Notary Public appointment number 146174.

1.2 The Respondent's original appointment was first issued on January 26, 2010.

1.3 The Respondent voluntarily resigned the appointment on May 31, 2013, and returned her notary stamp to the Program.

1.4 On December 5, 2013, the Program issued a Statement of Charges alleging that the Respondent violated RCW 42.44.020(1)(b), RCW 42.44.080, RCW 42.44.090(1), RCW 42.44.160(1), and RCW 18.235.130(2), (4), (8), and (11).

Section 2

PROCEDURAL STIPULATIONS

2.1 The Respondent understands that the Program is prepared to proceed to a hearing on the allegations in the Statement of Charges.

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2.2 The Respondent understands that she has the right to defend herself against the allegations in the Statement of Charges by presenting evidence at a hearing before an administrative law judge.

2.3 The Respondent understands that, should the Program prove at a hearing the allegations in the Statement of Charges, the Director of the Department of Licensing has the power and authority to impose sanctions, including fines, pursuant to RCW 18.235.110 and RCW 42.44.210.

2.4 The Respondent and the Program agree to expedite the resolution of this matter by means of this Stipulated Findings of Fact, Conclusions of Law, and Agreed Order ("Agreed Order").

2.5 The Respondent waives the opportunity for a hearing on the Statement of Charges contingent upon signature and acceptance of this Agreed Order by the Director or the Director's Designee.

2.6 This Agreed Order is not binding on any party unless and until it is signed and accepted by the Director or the Director's Designee.

2.7 Should this Agreed Order be rejected and the matter proceed to hearing, Respondent waives any objection to the Director reviewing the initial order and entering a final order in this proceeding.

2.8 Once this Agreed Order is signed by the Director or the Director's Designee, the Respondent waives any and all right to judicial review and/or reconsideration by the Department.

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Section 3

STIPULATED FINDINGS OF FACT

The Respondent states that she was unaware of Washington's Notary Public eligibility requirements and the standards for notarial acts as set forth in chapter 42.44 RCW. Without admitting any specific fact, the Respondent acknowledges that the Program has sufficient evidence to justify the following findings of fact:

3.1 At all relevant times, the Respondent has been a resident of the State of California. She has never resided in Washington.

3.2 The Respondent applied to the Program for a Notary Public appointment in January 2010.

3.3 On or about May 1, 2013, the Program received a complaint that the Respondent had falsely notarized medical liens.

3.4 The Program received twenty-two (22) documents that contained notary certificates affixed with the Respondent's notary stamp and her signature. The certificates indicated that Respondent notarized them in Pierce County, Washington. It was discovered during the Program's investigation of the Respondent that the Respondent was not in the state of Washington when she performed the notarial acts.

Section 4

CONCLUSIONS OF LAW

The Respondent acknowledges that, based upon the Findings of Facts, the following Conclusions of Law are justified:

4.1 The Department has jurisdiction over the Respondent and over the subject matter of this proceeding.

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acceptance of this Agreed Order, the Program will provide the Respondent with an invoice and instruction on the submittal of the payment.

5.4 If Respondent violates any provision of this Agreed Order, in any respect, the Department may take further action against Respondent.



5.5 The parties agree that this stipulation and agreed order constitutes a full and complete settlement of this matter.

5.6 The Agreed Order becomes effective immediately upon its being served pursuant to RCW 18.235.080.

I, Rebecca A. Rohlke, Respondent, certify that I have read this Stipulated Findings of Fact, Conclusions of Law and Agreed Order in its entirety; that my counsel of record, if any, has fully explained the legal significance and consequence of it; that I fully understand and agree to all of it; and that it may be presented to the Director, or her designee, without my appearance. If the Director, or her designee, accepts the Stipulated Findings of Fact, Conclusions of Law and Agreed Order, I understand that I will receive a signed copy.


Rebecca A. Rohlke, Respondent

1.15.2014
Date


for  284F3
Patty Eakes, WSBA #18888
Attorney for Respondent

January 15 2014
Date

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Section 6

FINAL ORDER

The Director, through her duly authorized delegate, accepts and enters this Stipulated Findings of Fact, Conclusions of Law, and Agreed Order.

DATED this 4th day of February, 2014.

STATE OF WASHINGTON
DEPARTMENT OF LICENSING



DAVID WALKER,
Deputy Assistant Director

Presented by:

April Benson Bishop
April Benson Bishop, AAG, WSBA #40766
Attorney for Notary Public Program