

BC FINANCIAL SERVICES AUTHORITY

**IN THE MATTER OF THE *REAL ESTATE SERVICES ACT*,
SBC 2004, c 42 as amended**

AND

IN THE MATTER OF

**GORDON THOMAS TIETJEN
(082807)**

AND

**HOME AND GARDEN REALTY GORDON TIETJEN LTD.
(X028974)**

NOTICE OF DISCIPLINE HEARING

[This Notice has been redacted before publication.]

To: Gordon Thomas Tietjen
Managing Broker
c/o Home and Garden Realty Gordon Tietjen Ltd.
2300 - 2850 Shaughnessy Street, Port
Coquitlam British Columbia V3C 6K5

To: Home and Garden Realty Gordon Tietjen Ltd.
2300 - 2850 Shaughnessy Street, Port
Coquitlam British Columbia V3C 6K5

TAKE NOTICE that the Superintendent of Real Estate (the "Superintendent") of the BC Financial Services Authority ("BCFSA") will hold a discipline hearing under Part 4 of the *Real Estate Services Act* ("RESA") on **July 30, 2024 commencing at 9:30 am** in the Hearing Room at BCFSA's offices located at **600 – 750 West Pender Street, Vancouver, British Columbia** or in such other (including virtual) Hearing Room of which BCFSA informs you to determine whether your conduct contravened the RESA, the regulation made under the RESA (the "Regulation"), or the *Real Estate Services Rules* (the "Rules").

AND TAKE NOTICE that the allegations against Home and Garden Realty Gordon Tietjen Ltd. (the "Brokerage") and Gordon Thomas Tietjen ("Mr. Tietjen") are as follows:

1. The Brokerage committed professional misconduct within the meaning of section 35(1)(a) of the RESA by breaching the Rules, s. 75 when it failed to file its required review engagement financial statement, accountant's report and brokerage activity report for the year ended April 30, 2022 by August 31, 2022 and the year ended April 30, 2023 by August 28, 2023; and,

2. Mr. Tietjen, while the managing broker of the Brokerage, committed professional misconduct within the meaning of section 35(1)(a) of the RESA by breaching the RESA, s 6(2)(b) and Rules, s 28(1)(a) and (b) when they failed to ensure the Brokerage complied with the Rules in contravening the Rules, s 75 as alleged at paragraph 1.

AND FURTHER TAKE NOTICE that if the Superintendent finds you committed professional misconduct, the Superintendent must make an order against you, and may also order you to pay enforcement expenses incurred by BCFSA, under sections 43 and 44 of the RESA.

AND FURTHER TAKE NOTICE that if you do not attend the discipline hearing, the Superintendent may proceed with the discipline hearing in your absence and may make findings and orders under sections 43 and 44 of the RESA without further notice to you.

AND FURTHER TAKE NOTICE that you are entitled, at your own expense, to be represented by legal counsel and to participate in the discipline hearing.

Dated this 31 day of May, 2024 at the City of Victoria, British Columbia.

Superintendent of the BC Financial Services Authority

“Original signed by Jonathan Vandall”

Jonathan Vandall
Delegate of the Superintendent of Real Estate
Province of British Columbia