



**Citation: Charles-Roberts v. *Real Estate and Business Brokers Act, 2002, 2023*  
ONLAT REBBA 14568**

**Licence Appeal Tribunal File Number: 14568/REBBA**

An Appeal from a Notice of Proposal by the Registrar, *Real Estate and Business Brokers Act, 2002*, S.O. 2002, c. 30, Sched. C, to Refuse Registration.

Between:

**Dane Charles-Roberts**

**Appellant**

**and**

**Registrar, *Real Estate and Business Brokers Act, 2002***

**Respondent**

**CONSENT ORDER**

**ADJUDICATOR:** Stephen Scharbach, Member

**APPEARANCES:**

**For the Appellant:** Dane Charles-Roberts, Self-represented

**For the Respondent:** Maya Sabharwal, Counsel

**Date:** June 21, 2023

## **OVERVIEW**

- [1] Dane Charles-Robert (“Appellant”) requested a hearing before this Tribunal to consider a Notice of Proposal issued by the Registrar under the *Real Estate and Business Brokers Act, 2002* (“Respondent”) to refuse his application for registration as a real estate salesperson.
- [2] A two-day hearing was scheduled to commence on June 20, 2023. However, on June 19, 2022, the parties advised the Tribunal that they had resolved the issues in dispute and requested that the Tribunal issue an order on consent disposing of this proceeding without a hearing. They have signed and filed with the Tribunal a written document dated June 19, 2022, setting out the terms of their resolution and the order requested. A copy of that document is attached to this Order.
- [3] Given the parties’ agreement and consent, pursuant to s.10(2) of the *Real Estate and Business Brokers Act, 2002* (“Act”) and s.4.1 of the *Statutory Powers Procedure Act*, on the consent of the parties I order as follows:

## **ORDER**

- [4] The hearing dates scheduled for June 20 and 21, 2023 are vacated.
- [5] The Registrar shall register the Appellant as a real estate salesperson under the Act and subject to the following conditions which shall be in force for a period of five (5) years from the date of this Order:
- (a) Charles-Roberts shall not to be a partner, shareholder, officer, director, broker of record, sole proprietor, or controlling mind for any real estate brokerage.
  - (b) Charles-Roberts shall not have signing authority or be designated as an alternate signatory on any statutory trust account established pursuant to subsection 27 of the Act for any real estate brokerage.
  - (c) Charles-Roberts shall advise the Registrar and his sponsoring brokerage, in writing, and within five (5) business days, of any findings of guilt, convictions, or pending charges under any law. Charles-Roberts shall provide the Registrar with a copy of the notification to the brokerage acknowledged by the signature of the sponsoring brokerage’s broker of record.

**LICENCE APPEAL TRIBUNAL**

A handwritten signature in black ink, appearing to read "Stephen Scharbach", written in a cursive style.

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**Stephen Scharbach, Member**

**Released: June 21, 2023**

SCHEDULE "A"

TO: Licence Appeal Tribunal  
*Tribunals Ontario*  
Safety, Licensing Appeals and Standards Division PO Box 250  
Toronto, ON M7A 1N3

FROM: The Registrar, *Real Estate and Business Brokers Act, 2002*  
Real Estate Council of Ontario  
3300 Bloor Street West  
West Tower, Suite 1400  
Toronto, ON M8X 2X2

AND FROM: Dane Charles-Roberts  
Unit 1 -74 Cavell Avenue  
Etobicoke, ON M8V 1P2

Pursuant to subsection 10(2) of the *Real Estate and Business Brokers Act, 2002* (the Act), Dane Charles-Roberts (**Charles-Roberts**) and the Registrar, *Real Estate and Business Brokers Act, 2002*. (the **Registrar**), in accordance with section 4.1 of the *Statutory Powers Procedure Act*, do hereby waive the requirements of a hearing and consent to an Order of the License Appeal Tribunal (**Consent Order**) based upon the following Conditions:

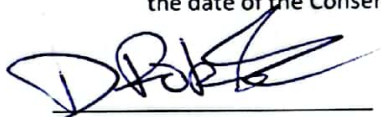
1. The Registrar agrees that Charles-Roberts will be registered as a real estate salesperson, subject to the requirements outlined in the Act and the Conditions contained herein.
2. Charles-Roberts agrees not to be a partner, shareholder, officer, director, broker of record, sole proprietor, or controlling mind for any real estate brokerage.
3. Charles-Roberts agrees to not have signing authority or be designated as an alternate signatory on any statutory trust account established pursuant to subsection 27 of the Act for any real estate brokerage.
4. Charles-Roberts shall advise the Registrar and his sponsoring brokerage, in writing, and within five (5) business days, of any findings of guilt, convictions, or pending charges under any law. Charles-Roberts will provide the Registrar with a copy of the notification to the brokerage acknowledged by the signature of the sponsoring brokerage's broker of record.
5. Without limiting the generality of the foregoing and the Registrar's authority pursuant to the Act and its regulations, Charles-Roberts acknowledges that the Registrar may take further administrative action, including issuing a Proposal to Suspend, Revoke or Apply Conditions to Registration, should Charles-Roberts fail to comply with these conditions.

**ACKNOWLEDGMENT AND UNDERTAKING:**

6. Charles-Roberts acknowledges that the Registrar may take further administrative action, including a proposal to suspend or revoke registration, arising from any matters that have

occurred or may occur related to honesty and integrity, financial responsibility or compliance with these Conditions.

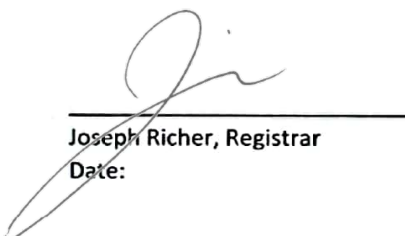
7. Independent legal advice has been obtained or Charles-Roberts has had the opportunity to obtain independent legal advice respecting consent to the Conditions contained in this document.
8. The Conditions contained in this document shall be in force for a period of five (5) years from the date of the Consent Order.



Dane Charles-Roberts

Date: Jun 18<sup>th</sup>, 2023

These Conditions are accepted by the Registrar, *Real Estate and Business Brokers Act, 2002*



Joseph Richer, Registrar

Date:

June 19, 2023