

**Activity of IREM Ethics Boards at 2011 IREM Fall Leadership Conference
for publication**

The Ethics Inquiry Board reviewed one old complaint and three new complaints. Under old business, the Board reviewed charges of conflict of interest and mismanagement. During the initial review, the Board was unable to ascertain whether a possible violation of the IREM[®] Code of Professional Ethics might have occurred. As the burden of proof is on the Complainant to provide a clear and concise statement of facts which support and explain the specific violation(s) alleged, the Board wrote to the Complainant, saying the matter could be considered by the Board if the complaint were restated in a narrative fashion, tying the alleged misconduct to specific articles of the Code. After reviewing the materials provided by the Complainant, the Board voted to investigate further by asking the Respondent to provide information on the composition and duties of the condo association and relevant minutes.

Under new business, a complainant charged an Associate member with mismanagement of assets and lack of loyalty to employer. The Associate member managed out-of-state rental property for the Complainant. The Complainant alleged she spent nearly \$20,000 in repair to her properties due to the property manager's lack of diligence. The Board voted to investigate and will ask the Complainant for a copy of the management agreement.

The second new complaint came from the tenant of an apartment building who stated an ARM[®] member revealed private information, including the Complainant's salary, to other tenants and prevented her access to a handicapped parking spot. The Board concluded the complaint was a series of he said/she said allegations and dismissed it as the issues raised were not ethical violations.

In the final complaint, a CPM[®] charged a second CPM[®] with violating the Pledge and Article 5, Relations with Other Members of the Profession. The CPM[®] making the complaint alleged the CPM[®] charged with misleading the owner of a building he managed into releasing proprietary financial information. The Board voted to forward the matter for hearing by the Ethics Hearing and Discipline Board.

The **Ethics Hearing and Discipline Board** did not meet. The CPM[®] who was scheduled to appear informed the Board he intended to let his IREM membership terminate. The matter will be held in a pending status until such time as the Respondent might reapply for membership.

The **Ethics Appeal Board** did not meet as no appeals were requested pursuant to hearings held in DC.