

INDIANA ASSOCIATION OF REALTORS®

143 W Market St, Ste 100, Indianapolis, IN 46204
(800) 284-0084 | indianarealtors.com



IAR Citation Complaint Form

To the Ethics Citation Panel of the Indiana Association of Realtors®

Date Received: _____
(Office use only)

Case # _____
(Office use only)

Date Filed: _____

Complainant: _____

Respondent: _____

The undersigned Complainant charges that the Respondent has engaged in conduct subject to disciplinary action by the Association. ***Clear, strong, and convincing evidence must accompany this complaint.***

Are the circumstances giving rise to this ethics citation complaint involved in civil or criminal litigation or in any proceeding before the state real estate licensing authority or any other state or federal regulatory or administrative agency? Yes ☐ No ☐ if yes, Cause # _____

You may file an ethics citation complaint in any jurisdiction where a REALTOR® is a member or MLS participant. Note however that the REALTORS® Code of Ethics, Standard of Practice 14-1 provides, in relevant part, "REALTORS® shall not be subject to disciplinary proceeding in more than one Board of REALTORS®...with respect to alleged violations of the Code of Ethics relating to the same transaction or event." Have you filed, or do you intend to file, a similar or related complaint with another Association of REALTORS®?

Yes ☐ No ☐

If so, name of the other Association: _____ Date Filed: _____

This complaint is true and correct to the best knowledge and belief of the undersigned and is filed within one hundred eighty (180) days after the facts constituting the matter complained of could have been known in the exercise of reasonable diligence or within one hundred eighty (180) dates after the conclusion of the transaction, or event, whichever is later.

Dates(s) alleged violations(s) took place: _____

Date(s) you became aware of the facts on which the alleged violation(s) (is/are) based: _____

I understand that should the Citation Panel dismiss this ethics citation complaint in part or in total, that I have twenty (20) days from transmittal of the dismissal notice to appeal the dismissal to the Executive Committee of the Indiana Association of REALTORS®.

COMPLAINANT:

(Print Name)

(Signature)

(E-Mail Address)

(Cell Phone)



The term REALTOR® is a registered mark that identifies a real estate professional who is a member of America's largest trade association, the National Association of REALTORS®, and subscribes to its strict Code of Ethics.

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Articles	Rationale
Article 1	
<input type="checkbox"/> (SOP 1-5) REALTORS® may represent the seller/landlord and buyer/tenant in the same transaction only after full disclosure to and with informed consent of both parties.	
<input type="checkbox"/> (SOP 1-7) Failure on the part of a listing broker to provide, as soon as practical, written affirmation that an offer was presented or written notification that the seller/landlord has waived the obligation to have the offer presented, upon written request of a cooperating broker submitting an offer.	
<input type="checkbox"/> (SOP 1-8) Failure on the part of the buyer/tenant broker to provide written affirmation that a counteroffer was presented, or written notification that the buyers/tenants have waived the obligation to have the counter-offer presented, upon written request of a listing broker submitting a counter-offer.	
<input type="checkbox"/> (SOP 1-16) When acting as a listing broker or property manager, REALTORS® shall not access or use, or permit or enable others to access or use property on terms other than those authorized by the owner or seller.	



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Articles	Rationale
Article 3	
<input type="checkbox"/> (SOP 3-6) Failure to disclose existence of accepted offers to any broker seeking cooperation.	
<input type="checkbox"/> (SOP 3-8) Misrepresenting the availability of access to show or inspect a listed property.	
<input type="checkbox"/> (SOP 3-9) When acting as a cooperating broker, or in a capacity other than as a listing broker or property manager, REALTORS® shall not access or use, or permit or enable others to access or use property on terms or conditions other than those established by the owner or seller.	
Article 4	
<input type="checkbox"/> Failing to disclose REALTOR®'s ownership or other interest in writing to the purchaser or their representative prior to a party signing any agreement.	



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Article 12	
<input type="checkbox"/> Failing to present a true picture in real estate communications, marketing, and advertising..	
<input type="checkbox"/> Failing to disclose status as real estate professional in advertising, marketing, and other real estate communications.	
<input type="checkbox"/> (SOP 12-1) Representing brokerage services to a client/customer as free or available at no cost when the REALTOR® receives compensation from any source for those services.	
<input type="checkbox"/> (SOP 12-4) Advertising property for sale/lease without authority of owner or listing agent.	



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Article 12	
<input type="checkbox"/> (SOP 12-5) Failing to disclose name of real estate firm in advertising in a readily apparent manner.	
<input type="checkbox"/> (SOP 12-6) Failing to disclose status as both owner/landlord and REALTOR® or licensee when advertising property in which REALTOR® has ownership interest.	
<input type="checkbox"/> (SOP 12-7) Falsely claiming to have “sold” property.	
<input type="checkbox"/> (SOP 12-9) Failure to disclose firm name and state of licensure on REALTOR® firms website.	



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Article 12	
<input type="checkbox"/> (SOP 12-10) Misleading consumers through deceptive framing, manipulating content, deceptively diverting internet traffic, presenting other's content without attribution or permission, or using misleading images.	
<input type="checkbox"/> (SOP 12-12) Registering or using deceptive URL or domain name.	
<input type="checkbox"/> (SOP 12-13) Representing that the REALTOR® has a designation, certification, or other credential they are not entitled to use.	
Article 16	
<input type="checkbox"/> (SOP 16-19) Signs giving notice of property for sale, rent, lease, or exchange shall not be placed on property without consent of the seller/landlord.	

Ethics Citation Panels may, at their discretion, also impose a training requirement in addition to, or as an alternative to, payment of a fine for any of the citable offenses.



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