



OFFICE OF ATTORNEY GENERAL  
STATE OF OKLAHOMA

ATTORNEY GENERAL OPINION  
2015-91A

Charla Slabotsky, Executive Director  
Oklahoma Real Estate Commission  
1915 N. Stiles Ave., Ste. 200  
Oklahoma City, Oklahoma 73105

October 27, 2015

Dear Executive Director Slabotsky:

This office has received your request for a written Attorney General Opinion regarding agency action that the Oklahoma Real Estate Commission intends to take. The proposed action is to revoke the license of Cody Jacob Engle, a licensed sales associate, after his December 2013 felony conviction for unlawful possession of a controlled dangerous substance with intent to distribute within 2000 feet of a public park along with a misdemeanor conviction of possession of drug paraphernalia.

Oklahoma law authorizes the Commission to discipline licensees who are unworthy to act as real estate licensees because of conviction for a "crime involving moral turpitude." 59 O.S.2011, § 858-312(15). The action seeks to prevent an individual who has recently been convicted of a crime involving the illegal distribution of drugs from practicing as a real estate agent. The Commission may reasonably believe that the amount of trust placed in real estate agents—including controlling money, making representations relied upon by the public, and being physically present in numerous locations with families, at times with prescription drugs available—is not compatible with a recent tendency to engage in unlawful activities involving drugs.

It is, therefore, the official opinion of the Attorney General that the Oklahoma Real Estate Commission has adequate support for the conclusion that this action advances the State of Oklahoma's policy to protect the public from breaches of trust by real estate agents.

A handwritten signature in black ink, appearing to read "E. Scott Pruitt", is written over a horizontal line.

E. SCOTT PRUITT  
ATTORNEY GENERAL OF OKLAHOMA