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- TONY R. BERTOLINO, MANAGING PARTNER

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Hallmark Achievements | July 2017

...Another Month of Dismissals

Texas Real Estate Commission v. C.L.

Our Client, a real estate broker ("C.L."), fell victim to a scathing, frivolous complaint filed by a former client, for whom C.L. served as a listing agent. That complaint falsely alleged our Client failed to disclose a high purchase offer, and lied about other matters, to secure an undue payout. Through a Motion for Summary Disposition, we convinced a SOAH judge of the lies, by exposing that the complainant had improper ulterior motives. Accordingly, all allegations apart from a minor technicality were disposed of, and C.L. settled under terms dramatically more favorable than those initially proposed by TREC.

Texas Board of Nursing v. S.L.

Our Client, a travel RN, was alleged to have diverted controlled substances from a medical facility. By submitting a thorough Response Packet, which explained what actually transpired, we secured an outright dismissal for our Client, at minimal cost.

Our Client, was alleged to have viewed inappropriate materials while on duty in a Medical Residency Program. R.N. was severely disciplined by his employer, and faced serious discipline from the Board. At an Informal Settlement Conference before a panel of the Board, we focused on R.N.'s exceptional technical proficiency and history of charitable acts, and secured full dismissal of the allegations.

Will Hiring A Professional License Defense Attorney Make Me Look Guilty?

If you are facing allegations of misconduct from a licensing board, hiring an attorney to defend you will not make you look guilty. The myth that 'only guilty people hire lawyers' is simply not true. First, you have the right to representation and a right to defend yourself. Second, hiring a professional license defense attorney shows that you are taking the allegations seriously and are ready to fight to protect your career and reputation.

Protect Your Rights

Having an attorney by your side during every stage of a complaint is the best way to ensure the most favorable outcome possible in your case. Each licensing board has its own complaint process. An [experienced license defense attorney](#) will help you navigate the process and protect your rights throughout the investigation.

You may have rights you are not aware of. For example, depending on the facts of your case, you may have the right to conduct a trial before an Administrative Law Judge, the right to cross examine witnesses, to make discovery request, or to subpoena witnesses and documents. Protect yourself - exercise your right to be represented at every stage of a complaint.

The Licensing Board Is Not On Your Side

The function of any licensing boards is to protect the public. Understand that the licensing board is not on your side. Do not mistakenly believe that the board will look out for your interests. Do not seek help from the investigator assigned to your case or any other board personnel. If you contact the board and try to explain your side of the events, the statements you make can be held against you as an admission of guilt. It is in your best interest to have your licensing defense attorney by your side during all verbal or written communication with the licensing board.

Mount A Strong Defense

If a complaint has been lodged against you, even if you feel the complaint is baseless, your career could be in jeopardy. Revocation or suspension of your license, and harm to your reputation, can cause irreparable economic harm.

Hiring an attorney to help you mount a strong defense to protect your license, reputation, financial interests, and your career makes you look wise; it does not make you look guilty.

[Our firm](#) believes that immediately consulting an experienced license defense attorney to review allegations of misconduct helps ensure the most favorable outcome in your case. We shut down complaints at the earliest available opportunity, often [securing a dismissal](#) after submission of the very first written rebuttal.

The lawyers at [BERTOLINO LLP](#) know how to carefully research every potential case. We know where to look for evidence and how to use that information to build a successful legal strategy. We know how to navigate the complaint process, gather evidence, question witnesses, and prepare powerful defenses against allegations of misconduct. Our job is to protect your rights and mount the best possible defense.

Our law firm helps professionals, like you, keep their licenses when those licenses are under attack by a state agency or board.

[BERTOLINO LLP](#) represents licensed professionals across the entire State of Texas. We know how to [build a strong case](#) to protect your license - and your livelihood. [Our results](#) speak for themselves.

If you are facing disciplinary action from a professional licensing board, [contact us](#) today or call (800) 210-0126 and schedule a case evaluation.

Get a copy of Tony R. Bertolino's #1 Bestselling book, [When Your License is Under Attack: A Survival Guide for Texas Professionals](#) in hardcover or for Kindle [here](#).

Q & A

[Q: Can I negotiate with the Board?](#)

A: Maybe. A license-holder can either attempt to negotiate on their own with the board or may hire an attorney to assist them. An experienced attorney may be able to assist you in negotiating better terms or the renewal of your license with no additional terms whatsoever.

"Our law firm helps professionals, like you, keep their licenses when those licenses are under attack by a state agency or board."

-Tony R. Bertolino, Managing Partner