

THE REAL ESTATE COUNCIL OF ALBERTA

IN THE MATTER OF section 39(1)(b) and section 41 of the *Real Estate Act*,
R.S.A. 2000, c. R-5,

AND IN THE MATTER OF a Hearing regarding the conduct of **TONY TUAN VO**, a Real Estate Associate, currently not registered; however formally registered with POLARIS REALTY (1995) LTD. o/a Maxwell Polaris

Hearing Panel Members: [A.B] Chair, Panel member
[B.R] Panel member
[A.S] Panel member

Application Date: November 14, 2023

Counsel for the Registrar: Iqra Nazir and Elsie Saly

Counsel for the Licensee: Rory Ziv
Tony Tuan Vo, Licensee

Decision of a Hearing Panel on an Adjournment Application

I) Introduction:

A hearing was scheduled for November 21 and 22, 2023 in the matter of Tony Tuan Vo, a Real Estate Associate, currently not registered; however formerly registered with POLARIS REALTY (1995) LTD. o/a Maxwell Polaris.

On November 14, 2023, Counsel for the Licensee applied to have this hearing adjourned.

II) Submissions:

1. The parties are jointly asking the panel to adjourn the hearing scheduled to take place on November 21 and 22, 2023.
2. Reasons for adjournment application:

The Licensee submits that the Registrar does not have authority to have a hearing conducted per interpretation of the legislation as they have determined insufficient evidence. They have applied to court to get a ruling on this.

The Registrar asks the panel to adjourn the hearing pending the outcome of Mr. Vo's application in court. In the event Mr. Vo's application is successful the Registrar will ask the panel to set another date for this hearing.

III) Orders:

Since Counsel for the Registrar consents to the application and this is the first adjournment application made on this matter, the Hearing Panel orders the hearing scheduled for November 21 and 22, 2023 be adjourned *sine die*.

This decision is signed in the City of Calgary on dated November 16, 2023.

"Signature"

[A.B] Hearing Chair