

9 **ORDER**

10 Based on the above, it is concluded that with respect to Issue 1, Apache Wells
11 acted appropriately with respect to the purchase of the Building and no action is required
12 of Apache Wells with respect to that issue;

13 It is concluded that with respect to Issue 2, Apache Wells acted arbitrarily,
14 capriciously and unreasonably in increasing the transfer fee from \$300.00 to \$950.00.
15 Therefore, the increase of the transfer fee is voided and the transfer fee shall be \$300.00;

16 **IT IS ORDERED** that within forty days from the date of this Order, Apache Wells
17 shall pay to Mr. Stromme his filing fee of \$550.00.

18
19 Done this day, February 12, 2007.

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21 

22 _____
23 Lewis D. Kowal
24 Administrative Law Judge