

After our WCR panel discussion a few weeks ago, I dug a bit deeper into asset protection issues. Specifically, may a salesperson establish a corporation for business purposes, for personal purposes, or both. I even went up to the DRE level to obtain its legal perspective. I now have clarification – which basically is that a salesperson may incorporate for either or both, but if for business, the salesperson may NOT be the designated officer. In other words, the corporation must have a licensed broker serve as the designated officer.

It remains unclear, however, whether a salesperson may be a director and/or shareholder of the corporation with a broker serving as the designated officer. I continue to stress conservativeness as the approach.

Is there a forum where I can provide this updated information? Thanks! By the way, I've now joined OCAR as an Affiliate Member!

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