



OFFICE OF THE REGISTRAR / BUREAU DU REGISTRAIRE

COMPLAINT 2023-066

NBREA v. CAMERON BRIOUX

DISCIPLINE DECISION

This Discipline Decision was produced by the Discipline Committee of the New Brunswick Real Estate Association in accordance with *The New Brunswick Real Estate Association Act*

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Recitals

DECISION OF THE DISCIPLINE COMMITTEE WITH RESPECT TO PENALTY

In the matter of a Discipline Committee Hearing held pursuant to Section 23(1) of
The New Brunswick Real Estate Association Act (the “Act”):

BETWEEN

The New Brunswick Real Estate Association (the “Association”)

-and-

Cameron Brioux (the “Respondent”)

Date of Hearing: December 19, 2025, 9:30 am

Place of Hearing: Virtually, via Microsoft Teams

Members of Committee: Karl Merrill, Chair
Don Ketchum (unable to act after commencement of hearing on merits)
Alissa Lee
Jeff Smith
Andrea Stierle-MacNeill, Public Appointee

Appearances: Dominic Caron, Counsel for the Association
Sue Duguay, Student-at-Law, for the Association
Cameron Brioux, Member / Respondent
Robert Basque, K.C., Member’s Counsel

The Chair noted persons attending the hearing:

Present: Mr. Merrill, Ms. Lee, Mr. Smith, Mrs. Stierle-MacNeill, Mr. Caron, Ms. Duguay, Mr. Brioux, Mr. Basque, Mr. Mitchell McLean (Registrar), Ms. Brittany Trafford (Committee Legal Counsel) and Ms. Rejeanne Doiron (Court Reporter).

Background

- [1] Following a hearing on March 12, 2025, the Discipline Committee (“Committee”) issued a decision dated May 8, 2025, respecting the merits of the Complaint, attached as Schedule “A” (“Decision on Merit”).
- [2] After considering all the evidence and the submissions of the parties, the Committee found that the Complaint had been substantiated and the Respondent committed acts of professional misconduct contrary to section 23(2)(b) of the Act and articles 12 and 20 of the REALTOR® Code of Ethics, in that he:
 - Failed to provide skilled and conscientious service to his client(s); and
 - Failed to respect contractual relationships.
- [3] The Decision on Merit forms part of this decision on penalty.
- [4] As the Respondent elected to bifurcate the hearing, a decision on the penalty was scheduled following the Merit decision (the “Penalty Hearing”). The purpose of the Penalty Hearing was to determine sanctions further to the Committee's Decision on Merit.

Exhibits and Witnesses

- [5] During the Penalty Hearing, the Committee received as evidence and carefully reviewed an additional document marked as Exhibit 3 in the attached Schedule “B” to this Decision which contains the full list of exhibits before the Committee.
- [6] No witness testimony was presented at the Penalty Hearing.

Decision on Penalty and Order

- [7] The Committee heard submissions from Mr. Caron on behalf of the Association and Mr. Basque in regard to the appropriate penalty.
- [8] Though not binding on the Committee, the case law presented by counsel in this matter was considered in coming to a decision on penalty including the factors outlined by counsel as providing guidance on appropriate penalties and past decisions issued by the NBREA.

- [9] In determining the appropriate penalty, the Committee also considered the following factors:
- The protection of the public;
 - The principles of general and specific deterrence;
 - The impact of the conduct on the overall reputation of the profession; and
 - Whether the respondent has shown remorse for the conduct.
- [10] The Committee also considered and weighed the new evidence on the costs of the hearing which was admitted as Exhibit 3.
- [11] The Committee considered possible sanctions, including the recommendations of the Association and Counsel for the Respondent.
- [12] The Committee found that the publication of the decision with the Respondent's name was an appropriate penalty in this case. The Committee notes that in most cases the names of respondents are published. The Committee agreed with Counsel for the Association that the decision relied upon by Counsel for the Respondent on this point did not engage the same misconduct and was distinguishable from the current matter.
- [13] The Committee also found that a fine in this case is warranted as is an order for partial reimbursement of costs for the hearing given the findings of misconduct in this matter. The Committee notes that the hearing was costly and requiring the Respondent to pay for a portion of the total amount is reasonable in this case.
- [14] Considering the above and in accordance with the submissions of counsel for the Association and counsel for the Respondent, the Committee hereby orders the following pursuant to s. 23(4) of the Act for Mr. Brioux:
- (a) The Respondent pay a fine in the amount of \$2,000 CAD to the Association.
 - (b) The Respondent pay costs in the amount of \$5,000 CAD to the Association as partial reimbursement for costs incurred in the processing of the Complaint.
 - (c) The Respondent shall pay the fine and costs outlined in paragraphs (a) and (b) within sixty (60) days of the date of this Decision. If payment is not made within sixty (60) days, the Registrar is directed to suspend the Respondent's membership in the Association until such time payment is made.

- (d) Pursuant to subsection 23(4)(f) of the Act, that the Registrar publish this Decision, with the Respondent's name, on the Association website;
- (e) Pursuant to subsection 23(4)(f) of the Act, that the Registrar distribute a summary of this Decision, with the Respondent's name, and a website link to the Decision, to all members of the Association by way of email (Notice to the Profession).
- (f) It is the Respondent's responsibility to ensure that he fulfills the requirements in paragraphs (a), (b), and (c), and a failure to fulfill the requirements may result in the suspension of the Respondent's membership in the Association.

[15] In accordance with s. 25(1) of the Act, the Respondent may appeal this Decision within thirty (30) days from the date of the Decision by application to the Court of King's Bench of New Brunswick.

Dated at Fredericton, New Brunswick, this 18th day of February 2026.

// original signed by Committee Chairperson //

Karl Merrill, Chairperson
on behalf of the Discipline Committee,
Complaint 2023-066

Schedule “B” – Documents reviewed by the Discipline Committee at the Penalty Hearing

Exhibit	Description
1.	<i>Book of Documents</i> consisting of a bound book of documents including: • Complaint and enclosures, dated October 14, 2023 • Respondent’s Response and enclosure, dated October 31, 2023 • Reply from the Complainant, dated February 17, 2024 • Decision of the Complaints Committee, dated July 24, 2024 • Notice of Panel Composition, dated February 20, [2025] • Notice of Discipline Hearing, dated February 24, 2025 • Additional Information from the Complainant • Additional Information from the Respondent • The REALTOR® Code of Ethics
2.	Excel Sheet entitled <i>Downtown Moncton (1)</i>
3.	Chart entitled: <i>Hearing Costs Details</i>