

1 Department of Real Estate
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FILED
OCT 31 1990
DEPARTMENT OF REAL ESTATE

By Paula Cloud

8 BEFORE THE DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * *

11 TO:) NO. H-1036 FRESNO
12)
13 PAUL EDWARD THOMAS,)
MARLIN REALTORS.) ORDER TO DESIST AND REFRAIN
14) (B&P Code Section 10086)
)

15 The Real Estate Commissioner of the State of California
16 has determined through an investigation that you have violated
17 Sections 10130 and 10177(d) of the Business and Professions Code
18 of the State of California in conjunction with Section 2731 of
19 Title 10, California Code of Regulations in that you used a
20 fictitious business name in performing acts for which a real
21 estate license is required without first obtaining a real estate
22 broker license bearing that fictitious business name. This
23 determination is based on the findings set forth below.

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I

At various times during 1990 in Kings and Tulare counties and elsewhere in the State of California, you solicited prospective purchasers for real property and/or negotiated the sale or lease of real property on behalf of others and for compensation or in expectation of compensation. These solicitations included advertisements under the name Marlin Realtors in the "Real Estate Book" for Kings and Tulare County and the "Home Buyer's Guide" for Visalia and surrounding cities.

II

By the acts alleged above, you engaged in the business and acted in the capacity of a real estate broker within the State of California as defined by Section 10131(a) of the Business and Professions Code.

III

You did not have a real estate broker license bearing the fictitious business name Marlin Realtors at the time you did the acts described above.

IV

The fictitious business name Marlin Realtors contains the name of a real estate salesperson in your employ and for that reason a license bearing that fictitious business name may not be issued to you.

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NOW, THEREFORE, YOU ARE HEREBY ORDERED TO DESIST AND
REFRAIN from performing under the name "Marlin Realtors" within
the State of California, any of the acts for which a real estate
broker license is required.

DATED 10-23, 1990

JAMES A. EDMONDS, JR.
Real Estate Commissioner

