

FILED

MAY 22 2012

DEPARTMENT OF REAL ESTATE

By L. Frost

BEFORE THE
DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of)	
)	311-1026-005
DONALD JOHN KENNEY,)	
)	VOLUNTARY SURRENDER
)	B&P Code section 10100.2
_____)	

ORDER ACCEPTING VOLUNTARY SURRENDER AND AGREEMENT

As a result of the Department's investigation in case number 311-1026-005, it has been determined that real estate broker license number 01246846 was issued to a person using the name Donald John Kenney under circumstances which involved fraudulent representations made to the Department by Donald James Kenney. In addition to issuing a Desist and Refrain Order to Donald James Kenney in case number H-4334 SD, the Department has sought, and in an effort to assist the Department, Donald John-Mark Kenney has agreed to the voluntary surrender of real estate broker license number 01246846 issued under false pretenses to Donald James Kenney, using the name and information Donald John-Mark Kenney.

On MAY 22, 2012, Donald John-Mark Kenney petitioned the Commissioner to voluntarily surrender the real estate broker license issued in his name pursuant to Section 10100.2 of the Business and Professions Code.

IT IS HEREBY ORDERED that DONALD JOHN-MARK KENNEY's petition for voluntary surrender of the real estate broker license issued in his name is accepted as of the effective date of this Order as set forth below, based upon the understanding and agreement expressed in Respondent's Declaration dated MAY 22, 2012. (attached as Exhibit "A" hereto).

IT IS ALSO ORDERED that, in the event that DONALD JOHN-MARK KENNEY applies for a California real estate license in the future, his surrender of real estate broker license number 01246846 issued to Donald John Kenney will not, in any way, hinder or compromise his ability to obtain a valid real estate license in his name.

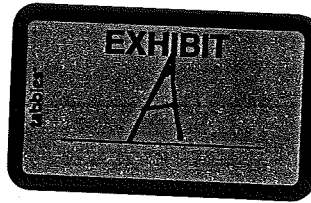
The Department of Real Estate acknowledges and confirms that, as of the date of this ORDER, it has received no information that Donald John-Mark Kenney has engaged in the unauthorized practice of real estate in the State of California

This Order shall become effective immediately.

DATED: May 22, 2012.

California Department of Real Estate

by William F. Moran



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BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of)
DONALD JOHN KENNEY,) 311-1026-005
VOLUNTARY SURRENDER
B&P Code section 10100.2

DECLARATION AND AGREEMENT

My name is Donald John-Mark Kenney. I have been using the name "John Kenney" my entire life to avoid confusion with my father, Donald James Kenney. At no time have I ever used the name "Donald John Kenney". I am a resident of, and reside and practice law in the State of Washington. I have been in Washington since 1997, except for a twenty month period from 2000 through 2002 when I resided and practiced law in Arizona. I have never applied for a real estate license from the California Department of Real Estate. My father is Donald James Kenney.

I was informed by the California Department of Real Estate that in approximately October 1998, Donald James Kenney applied for a California real estate broker license using the name Donald John Kenney, my date of birth, and my social security number. As a result of that application, the Department of Real

1 Estate issued a real estate broker license in the name of Donald
2 John Kenney on or about October 28, 1998. I had no knowledge of
3 this. I gave no consent to Donald James Kenney to use my
4 identifying information to obtain a California real estate broker
5 license using my personal information and a portion of my name.

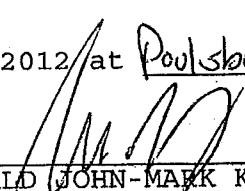
6 In an effort to assist the California Department of
7 Real Estate to terminate this license, this Declaration shall be
8 deemed to be a petition by me to relinquish any rights to the
9 real estate broker license issued in the name of Donald John
10 Kenney, license number 01246846.

11 The California Department of Real Estate agrees that,
12 in the event that I apply for a California real estate license in
13 the future, my surrender of any rights associated with the real
14 estate broker license number 01246846 issued in the name of
15 Donald John Kenney will not, in any way, hinder or compromise my
16 ability to obtain a valid real estate license in my name.
17 Furthermore, the California Department of Real Estate agrees to
18 assist and provide me with any documentation in the future
19 relating to this license and the circumstances surrounding its
20 issuance and termination if such assistance and documentation is
21 necessary for any other matters in my life that are impacted by
22 these events and actions.

23 The California Department of Real Estate acknowledges
24 and confirms that, as of the date of this Declaration and
25 Agreement, it has received no information that I have engaged in
26 the unauthorized practice of real estate in the State of
27 California.

1 I declare under penalty of perjury under the laws of
2 the State of California that the above is true and correct and
3 that I freely and voluntarily surrender the aforementioned real
4 estate broker license, and all license rights attached thereto,
5 issued in the name of Donald John Kenney, using my personal
6 identifying information, and identified as real estate broker
7 license number 01246846.

8 Executed on May 22, 2012 at Poolside, WA

9 
10 DONALD JOHN-MARK KENNEY

11 California Department of Real Estate

12 Dated: 5-22-12, 2012

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