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FILED
FEB 05 2007

DEPARTMENT OF REAL ESTATE

By Juan Brenna

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of) No. H-6246 SF
)
LEE MEREDITH DECKARD,)
)
Respondent.)

ORDER GRANTING REINSTATEMENT OF LICENSE

On July 5, 1990, a Decision was rendered herein
revoking the real estate broker license of Respondent effective
August 3, 1990, but granting Respondent the right to the issuance
of a restricted real estate broker license. A restricted real
estate broker license was issued to Respondent on August 3, 1990.
The restricted real estate broker license issued to Respondent on
August 3, 1990 expired on August 2, 1994, and has not since been
reinstated or renewed.

On August 16, 2006, Respondent petitioned for
reinstatement of said real estate broker license, and the
Attorney General of the State of California has been given notice
of the filing of said petition.

1 I have considered the petition of Respondent and the
2 evidence and arguments in support thereof. Respondent has
3 demonstrated to my satisfaction that Respondent meets the
4 requirements of law for the issuance to Respondent of an
5 unrestricted real estate broker license and that it would not be
6 against the public interest to issue said license to Respondent.

7 NOW, THEREFORE, IT IS ORDERED that Respondent's
8 petition for reinstatement is granted and that a real estate
9 broker license be issued to Respondent if Respondent satisfies
10 the following conditions within nine months from the date of this
11 Order:

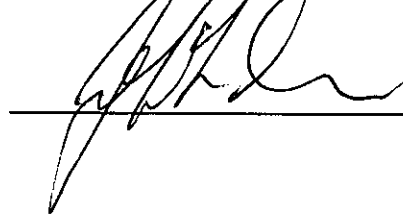
12 1. Respondent shall take and pass the real estate
13 broker license examination.

14 2. Submittal of a completed application and payment of
15 the fee for a real estate broker license.

16 This Order shall be effective immediately.

17 DATED: 1-30-07

18 JEFF DAVI
19 Real Estate Commissioner

20 
21 _____
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COPY

FILED
JUL 16 1990

DEPARTMENT OF REAL ESTATE

By Victoria Allon

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

In the Matter of the Accusation of)
)
)
LEE MEREDITH DECKARD,)
)
)
)
Respondent(s).)
_____)

No. H- 6246 SF

OAH N- 35406

DECISION

The Proposed Decision dated June 20, 1990,
of the Administrative Law Judge of the Office of
Administrative Hearings is hereby adopted as the Decision of
the Real Estate Commissioner in the above-entitled matter.

This Decision shall become effective at 12 o'clock
noon on August 3, 1990.

IT IS SO ORDERED July 5, 1990.

JAMES A. EDMONDS, JR.
Real Estate Commissioner

John R. Liberator
BY: John R. Liberator
Chief Deputy Commissioner

BEFORE THE
DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

In the Matter of the Accusation of)
LEE MEREDITH DECKARD) Case No. H-6246 SF
Respondent.) OAH No. N-35406

PROPOSED DECISION

This matter was heard before Ruth S. Astle, Administrative Law Judge of the Office of Administrative Hearings, State of California on June 20, 1990 in San Francisco, California.

Complainant was represented by Diedre L. Johnson, Staff Counsel.

Respondent was present and represented himself.

FINDINGS OF FACT

I

Edward V. Chiolo made the accusation in his official capacity as a Deputy Real Estate Commissioner of the State of California and not otherwise.

II

At all times mentioned below, respondent was and is presently licensed and/or has license rights under the Real Estate Law (Part 1 of Division 4 of the Business and Professions Code (Code)).

III

At all times mentioned below, Lee Meredith Deckard (respondent) was employed by S & L Home Loans, Inc., a real estate corporate broker, engaged in the business of and acting in the capacity of a mortgage loan broker in the State of California which is defined in section 10131(d) of the Code.

IV

On October 16, 1988, respondent, acting as a loan agent for S & L Home Loans, Inc. took the loan application of Kennon and Terry Parker for a loan with which to purchase real property located at 272 Moraga Way in San Jose.

V

While processing the loan, respondent falsely completed a Request for Verification of Deposit by typing in incorrect account balance figures, larger than the actual amount in the account. Respondent caused the Request for Verification of Deposit to be submitted to Home Federal Savings & Loan Association for the purpose of inducing that lender to make a loan to the Parkers for the purchase of 272 Moraga Way in San Jose. Respondent knew that the incorrect account balance figures were false.

VI

Respondent admitted his wrongdoing and is sorry he attempted to take a short cut. He has never been involved in anything of this nature before or after this incident. Respondent has taken classes since this incident for his broker's license which he received July 11, 1989.

DETERMINATION OF ISSUES

I

By reason of the matters set forth in Findings IV and V, cause for disciplinary action exists pursuant to sections 10177(f) and 10176(i) of the Code.

II

The matters set forth in Finding VI have been considered in making the following order.

ORDER

1. The license and license rights of Lee Meredith Deckard are revoked.

2. A restricted real estate broker license shall be issued to respondent under Business and Professions Code section 10156.5 if respondent makes application therefor and pays to the Department of Real Estate the appropriate fees for said license within ninety (90) days of the Decision.

3. The restricted license issued to respondent shall be subject to all of the provisions of Business and Professions Code section 10156.7 and to the following conditions:

- A. Said restricted license may be suspended prior to hearing by Order of the Real Estate Commissioner in the event of respondent's conviction or plea of nolo contendere to a crime which bears a significant relation to respondent's fitness or capacity as a real estate licensee.
- B. Said restricted license may be suspended prior to hearing by Order of the Commissioner on evidence satisfactory to the Commissioner that respondent has violated the provisions of the California Real Estate Law, Regulations of the Real Estate Commissioner and conditions attaching to the restricted license.
- C. Respondent shall not be eligible to apply for the issuance of an unrestricted real estate license nor the removal of any of the conditions of a restricted license until one (1) year has elapsed from the date of issuance of the restricted license to respondent.
- D. Respondent shall within 9 months from the effective date of this Decision, present evidence satisfactory to the Commissioner that respondent has, since the most recent issuance of an original or renewal real estate license, taken and successfully completed the continuing education requirements of Article 2.5 of Chapter 3 of the Real Estate Law for renewal of a real estate license. If respondent fails to satisfy this condition, the Commissioner may order the suspension of the restricted license until respondent presents such evidence. The Commissioner shall afford respondent the opportunity for a hearing pursuant to the Administrative Procedure Act to present such evidence.
- E. Respondent shall, within six (6) months from the effective date of his restricted license, take and pass the Professional Responsibility Examination administered by the Department including the payment of the appropriate examination fee. If respondent fails to satisfy this condition, the Commissioner may order suspension of the restricted license until respondent passes the examination.

DATED: June 20, 1990

Ruth S. Astle
RUTH S. ASTLE
Administrative Law Judge

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APR 02 1990
DEPARTMENT OF REAL ESTATE

**BEFORE THE
DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA**

By *Victoria Dillon*

In the Matter of the Accusation of

LEE MEREDITH DECKARD,

}

Case No. H-6246 SF

OAH No. N 35406

Respondent(s)

NOTICE OF HEARING ON ACCUSATION

To the above named respondent:

You are hereby notified that a hearing will be held before the Department of Real Estate at _____
Office of Administrative Hearings, State Building, 455 Golden Gate Avenue,
Room 2248, San Francisco, CA 94102
on the 20th day of June, 19 90, at the hour of 9:00 A.M., or as soon thereafter
as the matter can be heard, upon the charges made in the Accusation served upon you.

You may be present at the hearing, and you may be represented by counsel, but you are neither required to be present at the hearing nor to be represented by counsel. If you are not present in person nor represented by counsel at the hearing, the Department may take disciplinary action against you upon any express admissions, or other evidence including affidavits, without any notice to you.

You may present any relevant evidence and will be given full opportunity to cross-examine all witnesses testifying against you. You are entitled to the issuance of subpoenas to compel the attendance of witnesses and the production of books, documents or other things by applying to the Department of Real Estate.

The hearing shall be conducted in the English language. If you want to offer the testimony of any witness who does not proficiently speak the English language, you must provide your own interpreter. The interpreter must be approved by the hearing officer conducting the hearing as someone who is proficient in both English and the language in which the witness will testify. You are required to pay the costs of the interpreter unless the hearing officer directs otherwise.

DEPARTMENT OF REAL ESTATE

Dated: April 2, 1990

By *Deidre L. Johnson*
DEIDRE L. JOHNSON, Counsel

1 VERA W. LEE, Counsel
2 DEPARTMENT OF REAL ESTATE
3 185 Berry Street, Room 5816
4 San Francisco, California 94107-1770
5 (415) 557-3220

FILED
DEC 19 1989
DEPARTMENT OF REAL ESTATE

By *Kathleen Contreras*

8 BEFORE THE DEPARTMENT OF REAL ESTATE
9 STATE OF CALIFORNIA

10 - - - -
11 In the Matter of the Accusation of)
12 LEE MEREDITH DECKARD,) NO. H-6246 SF
13 Respondent.) ACCUSATION
14 _____)

15 The Complainant, EDWARD V. CHIOLO, a Deputy Real
16 Estate Commissioner of the State of California, for cause of
17 Accusation against LEE MEREDITH DECKARD (respondent) is informed
18 and alleges as follows:

19 I

20 The Complainant, EDWARD V. CHIOLO, a Deputy Real
21 Estate Commissioner of the State of California, makes this
22 Accusation in his official capacity.

23 II

24 At all times mentioned below, respondent was and is
25 presently licensed and/or has license rights under the Real
26 Estate Law (Part 1 of Division 4 of the Business and Professions
27 Code) (Code).

III

1 At all times mentioned below, respondent was licensed
2 as a real estate salesperson. Effective July 11, 1989 a real
3 estate broker license was issued to respondent which expires
4 July 10, 1993.

5 IV

6 At all times mentioned below, respondent was employed
7 by S & L Home Loans, Inc., a real estate corporate broker,
8 engaged in the business of and acting in the capacity of a
9 mortgage loan broker in the State of California which is defined
10 in Section 10131(d) of the Code.

11 V

12 On or about October 16, 1988, respondent, acting as a
13 loan agent for S & L Home Loans, Inc. took the loan application
14 of Kennon and Terry Parker for a loan with which to purchase
15 real property located at 272 Moraga Way in San Jose.

16 VI

17 While processing the loan, respondent falsely
18 completed a Request for Verification of Deposit by typing in
19 incorrect account balance figures, larger than the actual amount
20 in the account. Respondent caused the Request for Verification
21 of Deposit to be submitted to Home Federal Savings & Loan
22 Association for the purpose of inducing that lender to make a
23 loan to the Parkers for the purchase of 272 Moraga Way in San
24 Jose. Respondent knew that the incorrect account balance
25 figures were false.

26 ///////////////

27 ///////////////

VII

1 By reason of the facts set out above, respondent has
2 been guilty of acts and omissions constituting grounds for
3 disciplinary action under the provisions of Sections 10177(f),
4 10177(j) and 10176(i) of the Code.

5 WHEREFORE, Complainant prays that a hearing be
6 conducted on the allegations of the Accusation and that upon
7 proof thereof, a decision be rendered imposing disciplinary
8 action against all licenses and license rights of respondent
9 under the Real Estate Law (Part 1 of Division 4 of the Business
10 and Professions Code) and for such other and further relief as
11 may be proper under other applicable provisions of law.

Edward V. Chio

14 EDWARD V. CHIOLO
15 Deputy Real Estate Commissioner

16 Dated at San Francisco, California

17 this 20th day of NOVEMBER, 1989.