

FILED

JUN 02 2017

BUREAU OF REAL ESTATE

By *M Roberts*

BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

In the Matter of the Accusation of)	CalBRE No. H-6475 SAC
)	
LILLIAN MARQUEZ,)	
)	
Respondent(s).)	

DECISION

This Decision is being issued in accordance with the provisions of Section 11520 of the Government Code, on evidence of compliance with Section 11505 of the Government Code and pursuant to the Order of Default filed on May 16, 2017, and the Findings of Fact set forth herein, which are based on one or more of the following: (1) Respondent's express admissions; (2) affidavits; and (3) other evidence.

This Decision revokes a real estate license and/or license rights on grounds of conviction of a crime.

Pursuant to Government Code section 11521, the Bureau of Real Estate of the State of California (hereinafter "the Bureau") may order reconsideration of this Decision on petition of any party. The Bureau's power to order reconsideration of this Decision shall expire 30 days after mailing of this Decision, or on the effective date of this Decision, whichever occurs first. The right to reinstatement of a revoked real estate license or to the reduction of a penalty is controlled by Section 11522 of the Government Code. A copy of Sections 11521 and 11522 and a copy of the Commissioner's Criteria of Rehabilitation are attached hereto for the information of respondent.

FINDINGS OF FACT

1.

On January 27, 2017, TRICIA D. PARKHURST made the Accusation in her official capacity as a Supervising Special Investigator of the Bureau. The Accusation, Statement to Respondent, and Notice of Defense were mailed, by certified mail, return receipt requested, to Respondent's last known mailing address on file with the Bureau on February 28, 2017.

On May 16, 2017, no Notice of Defense having been received or filed herein within the time prescribed by Section 11506 of the Government Code, Respondent's default was entered herein.

2.

Respondent LILLIAN MARQUEZ ("hereinafter "Respondent") is presently licensed and/or has license rights under the Real Estate Law, Part 1 of Division 4 of the California Business and Professions Code (herein "the Code") as a real estate salesperson.

3.

Attached as Exhibit "A" is a true and correct copy of the Accusation filed on February 28, 2017, which is incorporated herein as part of this Decision.

4.

The allegations contained at Paragraph 3, above, constitute cause under Sections 490 (conviction of a crime) and 10177(b) (conviction of a crime substantially related to the qualifications, functions or duties of a real estate licensee) of the Code for the suspension or revocation of all licenses and license rights of Respondent under the Real Estate Law.

Failure to Disclose

5.

A diligent search was made of the records of the Bureau relating to Respondent's real estate license. As a result of said search no written record was discovered having been received from Respondent notifying the Bureau in writing and within 30 days of either the bringing of an indictment or the charging of a felony, the conviction of Respondent of one or more misdemeanor and/or felony convictions, and/or any disciplinary action taken by another licensing agency.

6.

The allegation contained at Paragraph 5, above, constitutes cause under Sections 10177(d) (willful disregard or violation of the Real Estate Law) and 10186.2 (failure to disclose) of the Code for the suspension or revocation of all licenses and license rights of Respondent under the Real Estate Law.

DETERMINATION OF ISSUES

1.

Cause for disciplinary action against Respondent exists pursuant to Sections 490 and 10177(b) of the Code.

2.

The standard of proof applied was clear and convincing proof to a reasonable certainty.

ORDER

All licenses and licensing rights of Respondent LILLIAN MARQUEZ under the provisions of Part I of Division 4 of the Business and Professions Code are revoked.

This Decision shall become effective at 12 o'clock noon on JUN 23 2017.

DATED: 5/31/17

WAYNE S. BELL
REAL ESTATE COMMISSIONER

By: 
DANIEL J. SANDRI
Chief Deputy Commissioner

FILED

Bureau of Real Estate
1651 Exposition, Blvd.
Sacramento, CA, 95815

MAY 16 2017

BUREAU OF REAL ESTATE

By S. Black

(916) 263-8684

BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

In the Matter of the Accusation of)	CalBRE NO. H-6475 SAC
)	
LILLIAN MARQUEZ,)	<u>DEFAULT ORDER</u>
)	
Respondent.)	

Respondent LILLIAN MARQUEZ, having failed to file a Notice of Defense within the time required by Section 11506 of the Government Code, is now in default. It is, therefore, ordered that a default be entered on the record in this matter.

IT IS SO ORDERED 5/16/17

WAYNE S. BELL
REAL ESTATE COMMISSIONER

By: Joseph M. Carrillo
JOSEPH M. CARRILLO
Regional Manager

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