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	1 2 3 4 5 6 7 8	KYLE T. JONES, Counsel (SBN 300751) Department of Real Estate P.O. BOX 137007 Sacramento, CA 95813-7007FILED NOV 15 2022 DEPARTMENT OF REAL ESTATE BY CONTRACT OF REAL ESTATETelephone:(916) 576-8700 (916) 263-3767 (Fax) (916) 576-7840 (Direct)NOV 15 2022 DEPARTMENT OF REAL ESTATEBEFORE THE DEPARTMENT OF REAL ESTATE
	9 10	STATE OF CALIFORNIA
	11	* * *
	12	In the Matter of the Accusation of)) No. H-7184 SAC
	13	MICHAEL PAUL SIZEMORE,) ACCUSATION
	14	Respondent.
	15) The Complainant, TRICIA D. PARKHURST, acting in her official capacity as a
	16	Supervising Special Investigator of the State of California, for this Accusation against
	17	MICHAEL PAUL SIZEMORE ("Respondent"), is informed and alleges as follows:
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	19	Respondent is presently licensed and/or has license rights under the Real Estate
	20	Law, Part 1 of Division 4 of the California Business and Professions Code ("Code"), as a real
	21	estate salesperson.
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	23	On or about, August 24, 2021, in the Superior Court of the State of California,
	24	County of El Dorado, Case No. P21CRF0254, Respondent was convicted of violating Sections
	25	245(a)(1) (assault with a deadly weapon), a misdemeanor, and 664/487(c) (attempted grand
	26	theft), a felony, of the California Penal Code. Respondent's crimes bear a substantial relationship
	27	to the qualifications, functions or duties of a real estate licensee pursuant to Section 2910, Title
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- 1	10, of the California Code of Regulations.
2	GROUNDS FOR DISCIPLINE
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4	The facts alleged in Paragraph 2, above, constitute cause under Sections 490
5	(conviction of substantially related crime), 10177(b) (conviction of substantially related crime),
6	and 10177(j) (fraud or dishonest dealing) of the Code for the suspension or revocation of all
7	licenses and license rights of Respondent under the Real Estate Law.
8	MATTERS IN AGGRAVATION
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10	On or about June 29, 2009, in the Superior Court of the State of California,
11	County of Placer, Case No. 62-94084, Respondent was convicted of violating Section 417.4
12	(brandishing a firearm replica) of the California Penal Code, a misdemeanor.
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14	On or about April 15, 2009, in the Superior Court of the State of California,
15	County of Placer, Case No. 62-89157, Respondent was convicted of violating Section 23152(a)
16	(driving under the influence) of the California Vehicle Code, a misdemeanor.
17	COST RECOVERY
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19	The Department will seek to recover the costs of the investigation and prosecution
20	of this case pursuant to Section 10106 of the Code which provides, in pertinent part, that in any
21	order issued in resolution of a disciplinary proceeding before the Department, the Commissioner
22	may request the administrative law judge to direct a licensee found to have committed a violation
23	of this part to pay a sum not to exceed the reasonable costs of the investigation and enforcement
24	of the case.
25	WHEREFORE, Complainant prays that a hearing be conducted on the allegations
26	of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary
27	action against all licenses and license rights of Respondent under the Real Estate Law, for the
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1	cost of investigation and enforcement as permitted by law, and for such other and further relief as
2	may be proper under other provisions of law.
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4	THUR J. Parkhust
5	TRICIA D. PARKHURST
6	Supervising Special Investigator
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8	Dated at Sacramento, California,
9	this day of 2022.
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12	DISCOVERY DEMAND
13	Pursuant to Sections 11507.6, et seq. of the Administrative Procedure Act, the
14	Department hereby makes demand for discovery pursuant to the guidelines set forth in the
15	Administrative Procedure Act. Failure to provide Discovery to the Department may result in the
16	exclusion of witnesses and documents at the hearing or other sanctions that the Office of
17	Administrative Hearings deems appropriate.
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