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DEC 18 2007

1 Department of Real Estate  
2 P.O. Box 187007  
3 Sacramento, CA 95818-7007  
4 Telephone: (916) 227-0789

DEPARTMENT OF REAL ESTATE

By *[Signature]*

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

\* \* \*

11 To:	)	No. H-10273 SF
	)	
12 PETER GUY KERSTON	)	<u>ORDER TO</u>
	)	<u>DESIST AND REFRAIN</u>
	)	

14

15 The Real Estate Commissioner of the State of

16 California (hereinafter "Commissioner") has caused an

17 investigation to be made of your activities and based upon the

18 findings herein below set forth, is of the opinion that you,

19 PETER GUY KERSTON, as a real estate licensee, have violated

20 Section 10235 of the California Business and Professions Code

21 (hereinafter "Code") and Section 2848, Title 10, California Code

22 of Regulations (hereinafter the "Regulations") by knowingly

23 advertising or causing or permitting to be advertised statements

24 or representations with regard to rates, terms, or conditions

25 for making or negotiating loans which are false, misleading or

26 deceptive.

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I

Beginning on or about August 4, 1985, and continuing thereafter, PETER GUY KERSTON, was and is licensed by the Department of Real Estate (hereinafter "Department") as a real estate broker.

II

On or about April 26, 2006, you, PETER GUY KERSTON, caused to be published in the Santa Rosa Press Democrat, advertisements which included statements or representations with regard to rates, terms, or conditions for making or negotiating loans which are false, misleading or deceptive in that the representations of a specific installment in repayment of a loan was not accompanied by an equally prominent disclosure of:

- (a) The number, amount and period of payments scheduled to the date of maturity; and
- (b) The balance due at maturity (balloon payment) if not fully amortized.

III

On or about November 30, 2006, February 26, 2007, March 5, 2007 and March 12, 2007, you, PETER GUY KERSTON, caused to be published in the San Francisco Chronicle, advertisements which included statements or representations with regard to rates, terms, or conditions for making or negotiating loans which are false, misleading or deceptive in that the representations of a specific installment in repayment of a loan was not accompanied by an equally prominent disclosure of:

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1 (a) The number, amount and period of payments  
2 scheduled to the date of maturity; and

3 (b) The balance due at maturity (balloon payment) if  
4 not fully amortized.

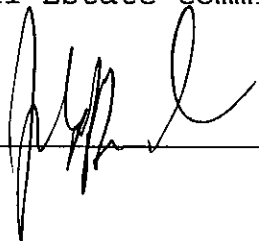
5 IV

6 In performing the acts described in Paragraphs II and  
7 III above, you, PETER GUY KERSTON, knowingly advertised or  
8 caused or permitted to be advertised statements or  
9 representations with regard to rates, terms, or conditions for  
10 making or negotiating loans which are false, misleading or  
11 deceptive in violation of Section 10235 of the Code and Section  
12 2848 of the Regulations.

13 NOW THEREFORE, YOU, PETER GUY KERSTON, AND YOUR AGENTS  
14 AND EMPLOYEES, ARE HEREBY ORDERED TO DESIST AND REFRAIN from  
15 causing to be published advertisements which include statements  
16 or representations with regard to rates, terms, or conditions  
17 for making or negotiating loans which are false, misleading or  
18 deceptive.

19 DATED: 12-18-07

20 JEFF DAVI  
21 Real Estate Commissioner

22   
23 \_\_\_\_\_

24 cc: PETER GUY KERSTON  
25 1420 GUERNEVILLE ROAD #3  
26 SANTA ROSA, CA 95403  
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