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FILED

SEP 11 2019

DEPARTMENT OF REAL ESTATE
By B. Nicholas

BEFORE THE BUREAU OF REAL ESTATE
STATE OF CALIFORNIA

| | | |
|------------------------------------|---|----------------------|
| In the Matter of the Accusation of |) | No. H-12045 SF |
| WENDELL JAMON JONES, |) | <u>FIRST AMENDED</u> |
| Respondent. |) | <u>ACCUSATION</u> |

14 The Complainant, TRICIA D. PARKHURST, a Supervising Special Investigator
15 of the State of California, for cause of Accusation against WENDELL JAMON JONES
16 (Respondent), is informed and alleges as follows:

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18 The Complainant, TRICIA D. PARKHURST, a Supervising Special Investigator
19 of the State of California, makes this Accusation in her official capacity.

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21 Respondent is presently licensed and/or has license rights under the Real Estate
22 Law (Part 1 of Division 4 of the Business and Professions Code) (Code) as a real estate broker.

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On or about April 28, 2015, after proceedings comparable to the Administrative Procedure Act in which Respondent was given fair notice of the charges, an opportunity for a hearing, and other due process protections the Supreme Court of the State of California, in Case No. S224370, State Bar Court Case No. 14-O-00876 and 14-O-03242, ordered that the Respondent be suspended from the practice of law for one (1) year, that execution of the suspension be stayed, and that Respondent be placed on probation for two (2) years, including an actual suspension of ninety (90) days for acts which, if done by a real estate licensee, would be grounds for the suspension or revocation of a California real estate license pursuant to the provisions of Sections 10177(d), 10177(g), 10177(q), 10176(i) and/or 10177(j) of the Code.

On or about September 4, 2014, after proceedings comparable to the Administrative Procedure Act in which Respondent was given fair notice of the charges, an opportunity for a hearing, and other due process protections the Supreme Court of the State of California, in Case No. S219304, State Bar Court Case No. 12-O-16465 and 13-O-11273, ordered that the Respondent be suspended from the practice of law for one (1) year, that execution of the suspension be stayed, and that Respondent be placed on probation for two (2) years, including an actual suspension of ninety (90) days for acts which, if done by a real estate licensee, would be grounds for the suspension or revocation of a California real estate license pursuant to the provisions of Sections 10177(d), 10177(g), 10176(i) and/or 10177(j) of the Code.

On or about January 17, 2019, in the Superior Court of the State of California, County of Santa Clara, Case No. C1761423, Respondent was convicted of two counts of Sections 2944.7 (accepting advance fee for loan modification) of the Civil Code, crimes which bear a substantial relationship under Section 2910, Title 10, of the California Code of Regulations (Regulations) to the qualifications, functions or duties of a real estate licensee.

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1 Professions Code), for the cost of investigation and enforcement as permitted by law, and
2 for such other and further relief as may be proper under other provisions of law.

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5 TRICIA D. PARKHURST
6 Supervising Special Investigator
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8 Dated at Sacramento, California,
9 this 11th day of September, 2019
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13 DISCOVERY DEMAND

14 Pursuant to Sections 11507.6, *et seq.* of the *Administrative Procedure Act*, the
15 Department of Real Estate hereby makes demand for discovery pursuant to the guidelines set
16 forth in the *Administrative Procedure Act*. Failure to provide Discovery to the Department of
17 Real Estate may result in the exclusion of witnesses and documents at the hearing or other
18 sanctions that the Office of Administrative Hearings deems appropriate.
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