

1 KYLE T. JONES, Counsel (SBN 300751)
2 Bureau of Real Estate
3 P.O. BOX 137007
4 Sacramento, CA 95813-7007

5 Telephone: (916) 263-8672
6 (916) 263-3767 (Fax)
7 (916) 263-7303 (Direct)

FILED

MAR 07 2018

BUREAU OF REAL ESTATE

By B. H. Owens

8 BEFORE THE BUREAU OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Accusation of)
12) No. H-12206 SF
13 DOUGLAS CLIFFORD MOORE,)
14) ACCUSATION
15 Respondent.)

16 The Complainant, ROBIN S. TANNER, acting in her official capacity as a
17 Supervising Special Investigator of the State of California, for this Accusation against
18 DOUGLAS CLIFFORD MOORE ("Respondent"), is informed and alleges as follows:

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

23 CRIMINAL CONVICTION

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25 On or about September 20, 2017, in the United States District Court, Northern
26 District of California, Case No. 4:11-cr-00431-PJH, Respondent was convicted of two counts
27 violating Section 1 (bid rigging), Title 15, of the United States Code, felonies and crimes that

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1 bear a substantial relationship to the qualifications, functions or duties of a real estate licensee
2 pursuant to Section 2910, Title 10, of the California Code of Regulations.

3 FAILURE TO NOTIFY BUREAU OF CRIMINAL CONVICTION

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5 On January 23, 2018, a diligent search was made of the records of the Bureau of
6 Real Estate ("Bureau") relating to Respondent's real estate salesperson license No. 01789388.
7 No record or written notice was received from Respondent notifying the Bureau, in writing, of
8 any arrest, conviction, indictment or license disciplinary action.

9 GROUND FOR DISCIPLINE

10 4

11 The facts alleged in Paragraph 2, above, constitute cause under Sections 490
12 (conviction of substantially related crime), 10177(b) (conviction of substantially related crime),
13 and 10177(j) (fraud or dishonest dealing) of the Code for the suspension or revocation of all
14 licenses and license rights of Respondent under the Real Estate Law.

15 5

16 Respondent's failure to report the conviction to the Bureau, as described in
17 paragraph 3, above, violates Section 10186.2 (a) (conviction reporting requirements) of the Code,
18 and constitutes cause under Section 10177(d) (willful disregard or violation of Real Estate Law)
19 of the Code for suspension or revocation of all licenses and license rights of Respondent under
20 the Real Estate Law.

21 COST RECOVERY

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23 The Bureau will seek to recover cost of the investigation and prosecution of this
24 case pursuant to section 10106 of the Code which provides, in pertinent part, that in any order
25 issued in resolution of a disciplinary proceeding before the Bureau, the Commissioner may
26 request the administrative law judge to direct a licensee found to have committed a violation of

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1 this part to pay a sum not to exceed the reasonable costs of the investigation and enforcement of
2 the case.

3 WHEREFORE, Complainant prays that a hearing be conducted on the allegations of
4 this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary action
5 against all licenses and license rights of Respondent under the Real Estate Law, for the cost of
6 investigation and enforcement as permitted by law, and for such other and further relief as may
7 be proper under other provisions of law.

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10 ROBIN S. TANNER
11 Supervising Special Investigator

12 Dated at Oakland, California,
13 this 28th day of February, 2018.

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16 DISCOVERY DEMAND

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