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**FILED**

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BUREAU OF REAL ESTATE

By B. Nicholas

8 BEFORE THE BUREAU OF REAL ESTATE

9 STATE OF CALIFORNIA

10 \* \* \*

11 In the Matter of the Accusation of )

12 GEORGE CHUNGLI CHENG, )

13 Respondent. )

No. H-12226 SF

ACCUSATION

14 \_\_\_\_\_ )  
15 The Complainant, ROBIN S. TANNER, acting in her official capacity as a  
16 Supervising Special Investigator of the State of California, for this Accusation against GEORGE  
17 CHUNGLI CHENG ("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 Business and Professions Code ("Code") as a real estate broker.

21 CRIMINAL CONVICTION

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23 On or about December 20, 2017, in the United States District Court, Northern  
24 District of California, Case No. 4:11-cr-00593-PJH, Respondent was convicted of two counts  
25 violating Section 1 (bid rigging), Title 15, of the United States Code, felonies and crimes that  
26 bear a substantial relationship to the qualifications, functions or duties of a real estate licensee  
27 pursuant to Section 2910, Title 10, of the California Code of Regulations.

1 FAILURE TO NOTIFY BUREAU OF CRIMINAL CONVICTION

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3 On February 16, 2018, a diligent search was made of the records of the Bureau of  
4 Real Estate ("Bureau") relating to Respondent's real estate salesperson license No. 00913501.  
5 No record or written notice was received from Respondent notifying the Bureau, in writing, of  
6 any arrest, conviction, indictment or license disciplinary action.

7 GROUND FOR DISCIPLINE

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

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


19 COST RECOVERY

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21 The Bureau will seek to recover cost of the investigation and prosecution of this  
22 case pursuant to Section 10106 of the Code which provides, in pertinent part, that in any order  
23 issued in resolution of a disciplinary proceeding before the Bureau, the Commissioner may  
24 request the administrative law judge to direct a licensee found to have committed a violation of  
25 this part to pay a sum not to exceed the reasonable costs of the investigation and enforcement of  
26 the case.

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

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8                   ROBIN S. TANNER  
9                   Supervising Special Investigator

10 Dated at Oakland, California,  
11 this 3<sup>rd</sup> day of April, 2018.

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13  
14                   DISCOVERY DEMAND

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