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**FILED**  
SEP 08 1997  
DEPARTMENT OF REAL ESTATE  
By *[Signature]*

DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

\* \* \* \*

In the Matter of the Accusation of ) No. H-27266 LA  
KENNETH SHIGENORI HAYASHI )  
Respondent )

DECISION AFTER DEFAULT

This Decision is being issued in accordance with the provisions of Section 11520 of the Government Code, on evidence of compliance with Section 11505 of the Government Code and pursuant to the Order of Default filed on August 15, 1997, and the findings of fact set forth herein are based on one or more of the following: (1) respondent's express admissions; (2) affidavits; and (3) other evidence.

FINDINGS OF FACT

I.

(a) On July 22, 1997, Thomas Mc Crady made the Accusation in his official capacity as a Deputy Real Estate Commissioner of the State of California. The Accusation, Statement to Respondent, and Notice of Defense were mailed, by certified mail, to respondent's last known mailing address on file with the Department on July 22, 1997.

(b) The above documents were returned by the Post Office marked "Forwarding Order Expired".

(c) On August 15, 1997, no Notice of Defense having been filed herein within the time prescribed by Section 11506 of the Government Code, respondent's default was entered herein.

II

At all times mentioned herein, KENNETH SHIGENORI HAYASHI, (Respondent) was and still is licensed by the Department of Real Estate of the State of California ("Department") as a real estate broker.

III

On or about September 22, 1994, in the United States Bankruptcy Court, Central District of California, in Case No. LA 91-82659-GM, Adv. No. 93-02350-WL, a judgment was entered against Respondent based on grounds of fraud, misrepresentation, or deceit with reference to a transaction for which a real estate license is required. On January 26, 1996, the United States Bankruptcy Appellate Panel of the Ninth Circuit District upheld the bankruptcy court's decision. Said judgment is now final.

IV

The license of Respondent was suspended indefinitely on April 25, 1996, per Recovery Fund Case No. R-2902.

DETERMINATION OF ISSUES

1.

The facts set forth in Finding III constitute cause under Section 10177.5 of the Business and Professions Code for suspension or revocation of all licenses and license rights of Respondent under the Real Estate Law.

ORDER

The license and license rights of KENNETH SHIGENORI HAYASHI under the provisions of Part 1 of Division 4 of the Business and Professions Code are revoked.

This Decision shall become effective at 12 o'clock noon on SEP 29 1997.

IT IS SO ORDERED

8/25/97

JIM ANTT, JR.  
Real Estate Commissioner



**FILED**

August 15, 1997

DEPARTMENT OF REAL ESTATE

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DEPARTMENT OF REAL ESTATE

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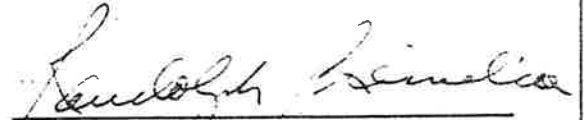
In the Matter of the Accusation of )	No. H-27266 LA
)	
KENNETH SHIGENORI HAYASHI )	
)	
Respondent. )	
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DEFAULT ORDER

Respondent, KENNETH SHIGENORI HAYASHI , having failed to file a Notice of Defense within the time required by Section 11506 of the Government Code, is now in default. It is, therefore, ordered that a default be entered on the record in this matter.

IT IS SO ORDERED August 15, 1997.

JIM ANTT, JR.  
Real Estate Commissioner



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By: RANDOLPH BRENDIA  
Regional Manager

SACTO  
FLAG

1 Robert E. Baker  
2 Department of Real Estate  
3 107 South Broadway, Room 8107  
4 Los Angeles, CA 90012

5 (213) 897-3937

**FILED**  
JUL 22 1997  
DEPARTMENT OF REAL ESTATE  
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9 DEPARTMENT OF REAL ESTATE

10 STATE OF CALIFORNIA

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12 In the Matter of the Accusation of ) No. H-27266 LA  
13 KENNETH SHIGENORI HAYASHI ) ACCUSATION  
14 Respondent. )  
15 \_\_\_\_\_ )

16 The Complainant, Thomas McCrady, a Deputy Real Estate  
17 Commissioner of the State of California. for cause of accusation  
18 against KENNETH SHIGENORI HAYASHI alleges as follows:

19 I

20 The Complainant, Thomas McCrady, a Deputy Real Estate  
21 Commissioner of the State of California, makes this Accusation in  
22 his official capacity.

23 II

24 At all times mentioned herein, KENNETH SHIGENORI  
25 HAYASHI, (Respondent) was and still is licensed by the Department  
26 of Real Estate of the State of California ("Department") as a real  
27 estate broker.



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IV

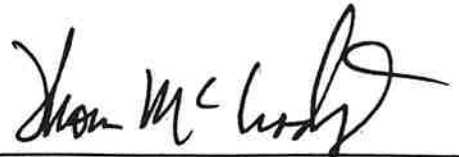
The facts set forth in Paragraph III constitute cause under Section 10177.5 of the Business and Professions Code for suspension or revocation of all licenses and license rights of Respondent under the Real Estate Law.

V

The license of Respondent was suspended indefinitely on April 25, 1996, per Recovery Fund Case No. R-2902.

WHEREFORE, Complainant prays that a hearing be conducted on the allegations of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary action against all licenses and/or license rights of KENNETH SHIGENORI HAYASHI under the Real Estate Law and for such other and further relief as may be proper under applicable provisions of law.

Dated at Los Angeles, California  
this 22nd day of July , 1997.



Deputy Real Estate Commissioner