

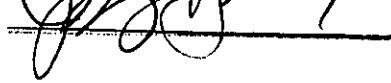
FILED

BEFORE THE DEPARTMENT OF REAL ESTATE

MAR 12 2012

STATE OF CALIFORNIA

DEPARTMENT OF REAL ESTATE

BY: 

\* \* \* \*

In the Matter of the Accusation of )  
M. ROCIO PARTIDA, )  
Respondent. )  
\_\_\_\_\_ )

No. H-37512 LA

DECISION

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 January 31, 2012, 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.

This Decision revokes a real estate license on grounds of the conviction of a crime.

The right to reinstatement of a revoked real estate license or to the reduction of a suspension is controlled by Section 11522 of the Government Code. A copy of Section 11522 and a copy of the Commissioner's Criteria of Rehabilitation are attached hereto for the information of Respondent.

FINDINGS OF FACT

I

On August 24, 2011, Robin Trujillo made the Accusation in her 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 and regular mail, to Respondent's last known mailing address on file

with the Department by certified mail on September 08, 2011 and by regular mail on October 05, 2011.

On January 31, 2012, 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

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

III

On or about February 22, 2011, in the United States District Court, Central District of California, in Case No. CR10-600-R, Respondent was convicted of violating 18 U.S.C. §1344 (bank fraud), a felony.

IV

The evidence established that the crime of which Respondent was convicted, as described in Paragraph III, is substantially related to the qualifications, functions and duties of a real estate licensee.

DETERMINATION OF ISSUES

I

Cause for disciplinary action against Respondent exists pursuant to Business and Professions Code Sections 490, 10177(b).

II

The standard of proof applied was clear and convincing proof to a reasonable certainty.

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ORDER

The licenses and license rights of Respondent M. ROCIO PARTIDA under the provisions of Part I of Division 4 of the Business and Professions Code are revoked.

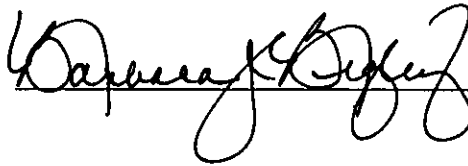
This Decision shall become effective at 12 o'clock noon

~~APR 02 2012~~

DATED: \_\_\_\_\_

3/5/12

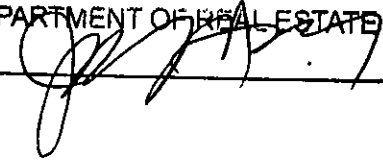
BARBARA J. BIGBY  
Acting Real Estate Commissioner



1 Department of Real Estate  
2 320 West Fourth Street, Suite 350  
3 Los Angeles, California 90013-1105  
4 (213) 576-6982

**FILED**

JAN 31 2012

5 DEPARTMENT OF REAL ESTATE  
6 BY: 

7  
8 BEFORE THE DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA


10 \* \* \* \*

11  
12 In the Matter of the Accusation of )  
13 M. ROCIO PARTIDA, ) NO. H-37512 LA  
14 Respondent. ) DEFAULT ORDER  
15 )

16 Respondent, M. ROCIO PARTIDA, having failed to file a  
17 Notice of Defense within the time required by Section 11506 of  
18 the Government Code, is now in default. It is, therefore,  
19 ordered that a default be entered on the record in this matter.

20 IT IS SO ORDERED JANUARY 31, 2012.

21  
22 BARBARA J. BIGBY  
23 Acting Real Estate Commissioner

24   
25 By: PHILLIP IHDE  
26 Regional Manager  
27

JULIE L. TO, Counsel (SBN 219482)  
Department of Real Estate  
320 West 4th Street, Suite 350  
Los Angeles, California 90013-1105

Telephone: (213) 576-6982  
(Direct) (213) 576-6916

**FILED**

SEP 08 2011

DEPARTMENT OF REAL ESTATE  
BY: 

BEFORE THE DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

\* \* \*

In the Matter of the Accusation of )	No. H- 37512 LA
M. ROCIO PARTIDA, )	<u>A C C U S A T I O N</u>
Respondent. )	

The Complainant, Robin Trujillo, a Deputy Real Estate Commissioner of the State of California, for cause of Accusation against M. ROCIO PARTIDA, a.k.a. Maria del Rocio Partida ("Respondent"), alleges as follows:

1.

The Complainant, Robin Trujillo, a Deputy Real Estate Commissioner of the State of California, makes this Accusation in her official capacity.

2.

Respondent is presently licensed and/or has license rights under the Real Estate Law, Part 1 of Division 4 of the

1 California Business and Professions Code ("Code"), as a real  
2 estate broker.

3 3.

4 On or about February 22, 2011, in the United States  
5 District Court, Central District of California, Case No. CR10-  
6 600-R, Respondent was convicted of violating 18 U.S.C. §1344  
7 (bank fraud), a felony. Respondent was sentenced to five years  
8 probation, including reporting to the Court every 120 days; 2000  
9 hours of community service; and ordered to pay fines and  
10 [jointly and severally with co-defendants] restitution in the  
11 amount \$694,104.37 to the victims.

12 4.

13 This conviction, by its facts and circumstances, bears  
14 a substantial relationship under Section 2910, Title 10, Chapter  
15 6, California Code of Regulations to the qualifications,  
16 functions or duties of a real estate licensee.

17 5.

18 The crime of which Respondent was convicted  
19 constitutes cause under Sections 490 and 10177(b) of the Code  
20 for the suspension or revocation of the license and license  
21 rights of Respondent under the Real Estate Law.

22 ///  
23 ///  
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27 ///

1                   WHEREFORE, Complainant prays that a hearing be  
2 conducted on the allegations of this Accusation and that upon  
3 proof thereof, a decision be rendered imposing disciplinary  
4 action against all the licenses and license rights of  
5 Respondent, M. ROCIO PARTIDA, under the Real Estate Law (Part 1  
6 of Division 4 of the Business and Professions Code) and for such  
7 other and further relief as may be proper under other applicable  
8 provisions of law.

9 Dated at Los Angeles, California  
10 this 24 day of August, 2011.

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13 \_\_\_\_\_  
14 Robin Trujillo  
15 Deputy Real Estate Commissioner  
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24

25 cc: M. ROCIO PARTIDA  
26 Robin Trujillo  
27 Sacto.