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(213) 576-6913 (Direct) -or-

NOV 2 2 2011

DEPARTMENT OF REAL ESTATE

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

In the Matter of the Accusation of

12 SONNY THAI,

Respondent.

No.H-37694 LA

ACCUSATION

The Complainant, Maria Suarez, a Deputy Real Estate Commissioner of the State of California, for cause of accusation against SONNY THAI, alleges as follows:

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The Complainant, Maria Suarez, acting in her official capacity as a Deputy Real Estate Commissioner of the State of California, makes this Accusation against SONNY THAI.

II.

SONNY THAI (hereinafter referred to as "Respondent") is presently licensed and/or has license rights under the Real Estate Law (Part 1 of Division 4 of the Business and Professions Code, hereinafter Code).

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III

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At all times herein mentioned, Respondent was licensed by the Department of Real Estate of the State of California as a real estate salesperson licensed to and employed by real estate broker Executive Corporation.

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On or about March 19, 2009 Respondent while performing acts requiring a real estate license solicited and obtained Residential Listings Agreements and a Short Sale Listing Addendum from seller Ha Dong Le for real properties located at 12671 Susan Circle, Garden Grove, California and 9652 Russell Ave., Garden Grove, California for a term commencing on March 12, 2009 and terminating on September 12, 2009.

V

The seller thereafter decided to terminate the listing agreements prior to the termination date and made an agreement with Respondent that the agreements could be terminated if the seller paid \$5,000 to Respondent.

VI

The seller thereafter paid \$5,000 to Respondent on or about April 4, 2009 and the seller and Respondent signed the cancellation agreement. Respondent's employing broker was not aware of the cancellation agreement.

VII

Respondent violated Code Section 10145(c) by failing to turn the funds over to his employing broker.

VIII Respondent violated Code Section 10137 by accepting compensation from someone other than his employing broker. IX Respondent's activities are acts requiring a real estate broker license under the provisions of Code Section 10131(d) and (e). Х Respondent misappropriated the funds he received from the seller without the knowledge or permission of his broker. ΧI The conduct, acts and omissions of Respondent, as alleged above, subject his real estate license and license rights to suspension or revocation pursuant to Sections 10137 and 10177(j) of the Code, and Sections 10177(d) and/or 10177(g) for violation of Code Sections 10130 and 10145(c).

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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 license rights of Respondent SONNY THAI under the Real Estate Law (Part 1 of Division 4 of the Business and Professions Code) and for such other and further relief as may be proper under other applicable provisions of law. Dated at Los Angeles, California this ATM day of Application, 2011.

MARIA SUAREZ Deputy Real Estate Commissioner

cc: Sonny Thai
Executive Corporation
Maria Suarez
Sacto.