Department of Real Estate 320 W. 4th Street, Suite 350 Los Angeles, CA 90013-1105

Telephone: (213) 576-6982

FILED

JAN 12 2012

DEPARTMENT OF REAL ESTATE

DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

In the Matter of the Application of

No. H- 37727 LA

STIPULATION AND
WAIVER

Respondent

Respondent

I, CRAIG ROLAND DAHL, Respondent herein, do hereby affirm that I have applied to the Department of Real Estate for a real estate salesperson license and that to the best of my knowledge I have satisfied all of the statutory requirements for the issuance of the license, including the payment of the fee therefor.

I acknowledge that I have received and read the Statement of Issues and the Statement to Respondent filed by the Department of Real Estate on December 12, 2011, in connection with my application for a real estate salesperson license. I understand that the Real Estate Commissioner may hold a hearing on this Statement of Issues for the purpose of requiring further proof of my honesty and truthfulness and to prove other allegations therein, or that she may in her discretion waive the hearing and grant me a restricted real estate salesperson license based upon this Stipulation and Waiver. I also understand that by filing the Statement of Issues in this matter the Real Estate Commissioner is shifting the burden to me to make a satisfactory showing that I meet all the requirements for issuance of a real estate salesperson license. I further understand that by entering into this stipulation and waiver I will be stipulating that the Real Estate

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Commissioner has found that I have failed to make such a showing, thereby justifying the denial of the issuance to me of an unrestricted real estate salesperson license.

I hereby admit that the allegations of the Statement of Issues filed against me are true and correct and request that the Real Estate Commissioner in her discretion issue a restricted real estate salesperson license to me under the authority of Section 10156.5 of the Business and Professions Code.

I am aware that by signing this Stipulation and Waiver, I am waiving my right to a hearing and the opportunity to present evidence at the hearing to establish my rehabilitation in order to obtain an unrestricted real estate salesperson license if this Stipulation and Waiver is accepted by the Real Estate Commissioner. However, I am not waiving my right to a hearing and to further proceedings to obtain a restricted or unrestricted license if this Stipulation and Waiver is not accepted by the Commissioner.

I further understand that the following conditions, limitations, and restrictions will attach to a restricted license issued by the Department of Real Estate pursuant hereto:

- 1. The license shall not confer any property right in the privileges to be exercised including the right of renewal, and the Real Estate Commissioner may by appropriate order suspend the right to exercise any privileges granted under this restricted license in the event of:
 - a. Respondent's conviction (including a plea of nolo contendere) of a crime which bears a substantial relationship to Respondent's fitness or capacity as a real estate licensee; or
 - b. The receipt of evidence that Respondent has violated provisions of the California Real Estate Law, the Subdivided Lands Law, Regulations of the Real Estate Commissioner or conditions attaching to this restricted license.
- 2. <u>I shall not be eligible to apply for the issuance of an unrestricted real estate license nor the</u> removal of any of the conditions, limitations, or restrictions attaching to the restricted license until two years have elapsed from the date of issuance of the restricted license to Respondent.
- 3. With the application for license, or with the application for transfer to a new employing broker, I shall submit a statement signed by the prospective employing broker on a form approved by the Department of Real Estate wherein the employing broker shall certify as follows:

RE 511 (Rev. 8/10) a. That broker has read the Statement of Issues which is the basis for the issuance of the restricted license; and

- b. That broker will carefully review all transaction documents prepared by the restricted licensee and otherwise exercise close supervision over the licensee's performance of acts for which a license is required.
- 4. Respondent shall notify the Commissioner in writing within 72 hours of any arrest by sending a certified letter to the Commissioner at the Department of Real Estate, Post Office Box 187000, Sacramento, CA 95818-7000. The letter shall set forth the date of Respondent's arrest, the crime for which Respondent was arrested and the name and address of the arresting law enforcement agency. Respondent's failure to timely file written notice shall constitute an independent violation of the terms of the restricted license and shall be grounds for the suspension or revocation of that license.

Respondent can signify acceptance and approval of the terms and conditions of this Stipulation and Waiver by faxing a copy of the signature page, as actually signed by Respondent, to the Department at fax number (213) 576-6917. Respondent agrees, acknowledges and understands that by electronically sending to the Department a fax copy of his actual signature as it appears on the Stipulation and Waiver, that receipt of the faxed copy by the Department shall be as binding on Respondent as if the Department had received the original signed Stipulation and Waiver.

12-16-2011

Dated

CRAIG ROLAND DAHL, Respondent

I have read the Statement of Issues filed herein and the foregoing Stipulation and Waiver signed by Respondent. I am satisfied that the hearing for the purpose of requiring further proof as to the honesty and truthfulness of Respondent need not be called and that it will not be inimical to the public interest to issue a restricted real estate salesperson license to Respondent.

Therefore, IT IS HEREBY ORDERED that a restricted real estate salesperson license be issued to

Therefore, IT IS HEREBY ORDERED that a restricted real estate salesperson license be issued to

Respondent CRAIG ROLAND DAHL if Respondent has otherwise fulfilled all of the statutory

requirements for licensure. The restricted license shall be limited, conditioned, and restricted as specified in the foregoing Stipulation and Waiver.

This Order is effective immediately.

IT IS SO ORDERED

BARBARA J. BIGBY Acting Real Estate Commissioner

Bayang Duffer

RE 511 (Rev. 8/10)

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DEPARTMENT OF REAL ESTATE
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BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

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In the Matter of the Application of) No. H-37727 LA)

CRAIG ROLAND DAHL, STATEMENT OF ISSUES

Respondent.

The Complainant, Maria Suarez, a Deputy Real Estate

Commissioner of the State of California, acting in her official

capacity, for Statement of Issues against CRAIG ROLAND DAHL

("Respondent"), alleges as follows:

1.

All references to the "Code" are to the California Business and Professions Code and all references to "Regulations" are to Title 10, Chapter 6, California Code of Regulations.

2.

On or about January 5, 2011, Respondent made application to the Department of Real Estate of the State of California for a real estate broker license.

FIRST CAUSE FOR DENIAL

(CRIMINAL CONVICTION)

3.

On or about January 21, 2004, in the Superior Court of California, County of Orange, in Case No. 03CM07682, Respondent was convicted of violating Vehicle Code Sections 23152(a) (Driving Under the Influence), and 23152(b) (Driving Under the Influence/Blood Alcohol 0.08% or Higher), both misdemeanors. These crimes are substantially related to the qualifications, functions or duties of a real estate licensee under Regulation 2910.

The crimes of which Respondent was convicted as alleged above, constitute cause for denial of Respondent's application for a real estate license under Code Sections 475(a)(2), 480(a), and 10177(b).

SECOND CAUSE FOR DENIAL

(FAILURE TO DISCLOSE)

5.

In response to Question 19 of the license application, to wit: "HAVE YOU EVER BEEN CONVICTED OF A MISDEMEANOR OR FELONY? CONVICTIONS EXPUNGED UNDER PENAL CODE SECTION 1203.4 MUST BE DISCLOSED. HOWEVER, YOU MAY OMIT TRAFFIC CITATIONS WHICH DO NOT CONSTITUTE A MISDEMEANOR OR FELONY.", Respondent marked the box denoted "No" and failed to reveal the conviction described in Paragraph 2, above.

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Respondent's failure to reveal the conviction set forth herein in Paragraph 2 in his license application constitutes an attempt to procure a real estate license by fraud, misrepresentation, or deceit, or by making a material misstatement of fact, or by knowingly omitting to state a material fact in said application, which is grounds for denial of the issuance of a license under Code Sections 475(a)(1), 480(c), and/or 10177(a).

6.

THIRD CAUSE FOR DENIAL

(PRIOR DISCIPLINE)

7.

On July 20, 2009, in Case No. H-36135 LA, the Real Estate Commissioner issued an Order to Desist and Refrain against Respondent for violations of Code Sections 10085, 10145, 10146, 10159.5, 10176(e), 10177(f), and 10240(c), and Regulations 2726, 2731, 2742(c), 2831, 2831.1, 2831.2, 2832, 2834, 2970, and 2972, effective immediately.

8.

On July 8, 2009, in Case No. H-36098 LA, an Accusation was filed against Respondent, that resulted in discipline by stipulated revocation of Respondent's real estate officer license with right to a restricted broker license on terms and conditions for violations of Code Sections 10159.2 and 10177(h), effective June 8, 2011.

These proceedings are brought under the provisions of Section 10100, Division 4 of the Business and Professions Code of the State of California and Sections 11500 through 11528 of the California Government Code. WHEREFORE, the Complainant prays that the aboveentitled matter be set for hearing and, upon proof of the charges contained herein, that the Commissioner refuse to authorize the issuance of, and deny the issuance of, a real estate broker license to Respondent, CRAIG ROLAND DAHL, and for such other and further relief as may be proper under other applicable provisions of law: Dated at Los Angeles, California: Noluber 8, 2011. Deputy Real Estate Commissioner

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cc:

Craig Roland Dahl

Maria Suarez

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