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FILED

JAN - 4 2013

DEPARTMENT OF REAL ESTATE

BY: *[Signature]*

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of)	No. H-38560 LA
))
MARTIN A. GONZALEZ,)	<u>FIRST AMENDED</u>
))
Respondent.)	<u>A C C U S A T I O N</u>
))
))

The Accusation filed on November 19, 2012 is amended in its entirety as follows:

The Complainant, Robin Trujillo, a Deputy Real Estate Commissioner of the State of California, for cause of Accusation against MARTIN A. GONZALEZ, a.k.a. Martin Alonzo Gonzalez ("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.

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1 2.

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

6 3.

7 On or about May 18, 2011, in the Superior Court of the
8 State of California, County of Los Angeles, in Case No.
9 BA357106, Respondent pled *nolo contendere* and was convicted of
10 one count for violation of Health and Safety Code Section
11 11370.6(A) (possession of money in excess of \$100,000.00 in
12 connection with sale of controlled substance), a misdemeanor.
13 Respondent was sentenced to five years probation; two days in
14 jail; and ordered to pay fines.

15 4.

16 This conviction, by its facts and circumstances, bears
17 a substantial relationship under Section 2910, Title 10, Chapter
18 6, California Code of Regulations to the qualifications,
19 functions or duties of a real estate licensee.

20 5.

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

25 6.

26 Code Section 10106 provides, in pertinent part, that
27 in any order issued in resolution of a disciplinary proceeding

1 before the Department of Real Estate, the Commissioner may
2 request the administrative law judge to direct a licensee found
3 to have committed a violation of this part to pay a sum not to
4 exceed the reasonable costs of the investigation and enforcement
5 of the case.

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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 licenses and license rights of Respondent
5 MARTIN A. GONZALEZ under the Real Estate Law (Part 1 of Division
6 4 of the Business and Professions Code), for the cost of
7 investigation and enforcement as permitted by law, and for such
8 other and further relief as may be proper under other provisions
9 of law.

10 Dated at Los Angeles, California.

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12 this 4 day of January, 2013.

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14 
15 Robin Trujillo
16 Deputy Real Estate Commissioner
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22 cc: MARTIN A. GONZALEZ
23 Robin Trujillo
24 Sacto.
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