

FILED

OCT - 7 2013

DEPARTMENT OF REAL ESTATE
BY: 

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8 BEFORE THE DEPARTMENT OF REAL ESTATE
9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Accusation of) No. H- 39077 LA
12 RIGOBERTO MELCHOR,) ACCUSATION
13 Respondent.)
14)

15 The Complainant, Robin Trujillo, a Deputy Real Estate Commissioner of the
16 State of California, acting in her official capacity, for cause of Accusation against
17 RIGOBERTO MELCHOR ("Respondent") alleges as follows:

18 1.

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

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(CRIMINAL CONVICTION)

2.

On or about February 28, 2012, in the Superior Court of California, County of Los Angeles, in Case No. 1CP09121, Respondent was convicted of violating Vehicle Code Section 23152(b)(Driving with Blood Alcohol Above 0.08%), a misdemeanor. This crime is substantially related to the qualifications, functions or duties of a real estate licensee under Section 2910, Title 10, Chapter 6, California Code of Regulations.

(IN AGGRAVATION)

3.

In aggravation, on or about July 10, 2009, in the Superior Court of California, County of Los Angeles, in Case No. 9MP06647, Respondent was convicted of violating Vehicle Code Section 12500(a)(Driving Without a Valid License), a misdemeanor. This crime is substantially related to the qualifications, functions or duties of a real estate licensee under Section 2910, Title 10, Chapter 6, California Code of Regulations.

4.

In aggravation, on or about June 19, 2007, in the Superior Court of California, County of Los Angeles, in Case No. 7MP01826, Respondent was convicted of violating Vehicle Code Sections 23152(b)(Driving with Blood Alcohol Above 0.08%), and 14601.2(a) (Driving While License Suspended by DUI), both misdemeanors. These crimes are substantially related to the qualifications, functions or duties of a real estate licensee under Section 2910, Title 10, Chapter 6, California Code of Regulations.

5.

In aggravation, on or about July 26, 2006, in the Superior Court of California, County of Los Angeles, in Case No. 6MP05226, Respondent was convicted of violating Vehicle Code Section 23152(b)(Driving with Blood Alcohol Above 0.08%), a misdemeanor. This crime is substantially related to the qualifications, functions or duties of a real estate licensee under Section 2910, Title 10, Chapter 6, California Code of Regulations.

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2 On or about July 16, 2003, in the Superior Court of California, County of Los
3 Angeles, in Case No. 3SE04045, Respondent was convicted of violating Vehicle Code Section
4 23152(b)(Driving with Blood Alcohol Above 0.08%), a misdemeanor. This crime is
5 substantially related to the qualifications, functions or duties of a real estate licensee under
6 Section 2910, Title 10, Chapter 6, California Code of Regulations.

7.

8 The crimes of which Respondent was convicted, as described above, constitute
9 cause under Sections 490 and 10177(b) of the Business & Professions Code for the suspension
10 or revocation of the license and license rights of Respondent under the Real Estate Law.

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12 California Business and Professions Code Section 10106 provides, in pertinent
13 part, that in any order issued in resolution of a disciplinary proceeding before the Bureau, the
14 Commissioner may request the administrative law judge to direct a licensee found to have
15 committed a violation of this part to pay a sum not to exceed the reasonable costs of
16 investigation and enforcement of the case.

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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 the licenses and license rights of Respondent, RIGOBERTO MELCHOR, under the Real Estate Law (Part 1 of Division 4 of the Business and Professions Code), for the cost of investigation and enforcement as permitted by law, and for such other and further relief as may be proper under other applicable provisions of law.

Dated at Los Angeles, California: Oct. 3, 2013.


Robin Trujillo
Deputy Real Estate Commissioner

cc: Rigoberto Melchor
Antonio Aguilar
Robin Trujillo
Sacto.