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**FILED**

**MAY 10 2017**

**BUREAU OF REAL ESTATE**

By John Quinn

7 **BEFORE THE BUREAU OF REAL ESTATE**  
8 **STATE OF CALIFORNIA**

9 \* \* \*

10 In the Matter of the Accusation of ) No. H-40626 LA  
11 )  
12 M. AREF OBAGI, ) ACCUSATION  
13 )  
14 Respondent. )

15 The Complainant, Maria Suarez, a Supervising Special Investigator of the State  
16 of California, for cause of Accusation against M. AREF OBAGI, a.k.a. Momoud Aref Abaji,  
17 a.k.a. Aref Obagi, a.k.a. Aref Abagi ("Respondent") alleges as follows:

18 1.

19 The Complainant, Maria Suarez, a Supervising Special Investigator of the State  
20 of California, makes this Accusation in her official capacity.

21 2.

22 Respondent is presently licensed and/or has license rights under the Real Estate  
23 Law, Part 1 of Division 4 of the California Business and Professions Code ("Code") as a real  
24 estate salesperson, license number 01364560. Respondent's license will expire on October 19,  
25 2019.

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27 CalBRE Accusation – M. Aref Obagi

1 FACTS

2 (United States District Court Case No. CR 13-00001)

3 3.

4 On or about January 4, 2013, in the United States District Court for the Central  
5 District of California, in Case No. CR 13-00001, a felony indictment was filed against  
6 Respondent and his co-defendants for violation of:

- 7 - Count One: 18 U.S.C. §1349 (conspiracy to commit: wire fraud, in violation of  
8 18 U.S.C. §1343 and bank fraud, in violation of 18 U.S.C. §1344; and  
9 - Counts Two through Seven: 18 U.S.C. §1343, 2 (wire fraud, aiding and  
10 abetting and causing an act to be done).

11 4.

12 On or about December 6, 2013, a First Superseding Indictment was filed in Case  
13 No. Cr 13-00001 to include additional counts:

- 14 - Count Eight: 26 U.S.C. §7201 (tax evasion);  
15 - Count Nine: 26 U.S.C. §7201 (tax evasion);  
16 - Count Ten: 18 U.S.C. §1001(a)(3); 2(b) (false statement); and  
17 - Count Eleven: 18 U.S.C. §1028A(a)(1) (aggravated identity theft).

18 5.

19 On or about February 5, 2016, a jury found Respondent guilty of violating  
20 Counts One, Two, Three, Five, Six, Seven, Eight and Nine. On or about January 12, 2017, the  
21 Court ordered that an attorney be appointed to represent Respondent for sentencing and vacated  
22 the sentencing date pending the appointment of a new attorney.

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27 CalBRE Accusation – M. Aref Obagi

1 CAUSE FOR DISCIPLINE

2 (FAILURE TO REPORT)

3 6.

4 Respondent did not report in writing to the Bureau the bringing of the  
5 Indictment in Case No. CR 13-00001, described in Paragraph 3, within thirty (30) days of the  
6 bringing of the Indictment (filed January 4, 2013). Respondent's failure to report the bringing  
7 of the Indictment constitutes cause for discipline under **California Business and Professions**  
8 **Code Section 10186.2**<sup>1</sup> of the license and license rights of Respondent under the Real Estate  
9 Law.

10 7.

11 Respondent did not report in writing to the Bureau the bringing of the First  
12 Superseding Indictment in Case No. CR 13-00001, described in Paragraph 4, within thirty (30)  
13 days of the bringing of the Indictment (filed December 6, 2013). Respondent's failure to report  
14 the bringing of the First Superseding Indictment constitutes cause for discipline under  
15 **California Business and Professions Code Section 10186.2** of the license and license rights  
16 of Respondent under the Real Estate Law.

17 COSTS

18 8.

19 California Business and Professions Code Section 10106 provides, in pertinent  
20 part, that in any order issued in resolution of a disciplinary proceeding before the Bureau, the  
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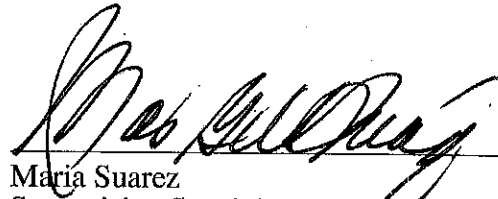
22  
23 <sup>1</sup> Pursuant to Business and Professions Code 10186.2: (a)(1) A licensee shall report any of the following to the  
24 Bureau: (A) The bringing of an indictment or information charging a felony against the licensee. (B) The  
25 conviction of the licensee, including any verdict of guilty, or plea of guilty or no contest, of any felony or  
26 misdemeanor. (C) Any disciplinary action taken by another licensing entity or authority of this state or of another  
27 state or an agency of the federal government. (2) The report required by this subdivision shall be made in writing  
within 30 days of the date of the bringing of the indictment or the charging of a felony, the conviction, or the  
disciplinary action. (b) Failure to make a report required by this section shall constitute a cause for discipline.

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

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

10 Dated at Los Angeles, California

11 this 31<sup>st</sup> day of May, 2017.

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16   
17 Maria Suarez  
Supervising Special Investigator

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22  
23 cc: M. AREF OBAGI  
24 Maria Suarez  
25 Sacto.

26  
27 CalBRE Accusation – M. Aref Obagi