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FILED

FEB 18 2021

DEPT. OF REAL ESTATE

By *John Asjil*

9 BEFORE THE DEPARTMENT OF REAL ESTATE

10 STATE OF CALIFORNIA

11 * * *

12 In the Matter of the Accusation of) No. H-41889 LA
13)
14 MARTIN SOTO,) ACCUSATION
15) Respondent.)
16)

17 The Complainant, Veronica Kilpatrick, a Supervising Special Investigator of the
18 State of California, for cause of Accusation against MARTIN SOTO ("Respondent") alleges as
19 follows:

20 1.

21 The Complainant, Veronica Kilpatrick, a Supervising Special Investigator of the
22 State of California, makes this Accusation in her official capacity.

23 2.

24 Respondent presently has license rights under the Real Estate Law, Part 1 of
25 Division 4 of the California Business and Professions Code ("Code"), as a real estate broker
26 (License ID 01029069). Respondent's license is set to expire on April 14, 2023, unless
27 renewed.

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(CRIMINAL CONVICTIONS)

3.

On or about August 20, 2019, in the Superior Court of California, County of Los Angeles, Case No. 9DN04745, Respondent was convicted, upon a no contest plea, of violation of Vehicle Code section 20001(b)(1) (hit and run with injury), a misdemeanor. The court suspended the imposition of sentence and placed Respondent on summary probation for 36 months, under certain terms and conditions, including in part, 8 days of community labor, completion of a 3-month licensed first offender alcohol and other drug education and counseling program, and payment of fines, fees, and restitution.

4.

On or about August 20, 2019, in the Superior Court of California, County of Los Angeles, Case No. 6HT00245, Respondent was convicted, upon a no contest plea, of violation of Penal Code section 594(a) (vandalism), a misdemeanor. The court suspended the imposition of sentence and placed Respondent on summary probation for 36 months, under certain terms and conditions, including in part, 7 days of community labor and payment of fines, fees, and restitution.

5.

The convictions, as described in Paragraphs 3 and 4 above, bear a substantial relationship under Section 2910, Title 10, Chapter 6, California Code of Regulations to the qualifications, functions or duties of a real estate licensee.

6.

The crimes for which Respondent was convicted, as described in Paragraphs 3 and 4 above, constitute cause under Code sections 490 and 10177(b) for the suspension or revocation of the license and license rights of Respondent under the Real Estate Law.

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ACCUSATION

1 (FAILURE TO REPORT CONVICTIONS)

2 7.

3 Pursuant to Section 10186.2 of the Code, a licensee shall report, in writing, "the
4 conviction of the licensee, including any verdict of guilty, or plea of guilty or no contest, of any
5 felony or misdemeanor" to the Department of Real Estate ("Department") within thirty (30)
6 days of the conviction. Respondent failed to report in writing to the Department the
7 convictions described in Paragraphs 3 and 4 above, within thirty (30) days of the conviction
8 dates.

9 8.

10 Respondent's failure to timely report the convictions described in Paragraphs 3
11 and 4 above constitutes cause under Section 10186.2 of the Code for the suspension or
12 revocation of the license and license rights of Respondent under the Real Estate Law.

13 (COSTS OF INVESTIGATION AND ENFORCEMENT)

14 9.

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

20 10.

21 These proceedings are brought under the provisions of Section 10100, Division
22 4 of the Business and Professions Code of the State of California and Sections 11500 through
23 11528 of the California Government Code.

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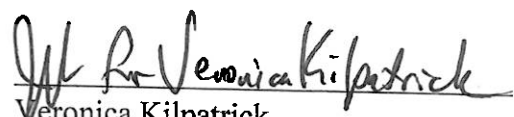
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WHEREFORE, Complainant prays that a hearing be conducted on the allegations of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary action against all the licenses and license rights of MARTIN SOTO under the Real Estate Law, for the costs 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 San Diego, California
this 16th day of February, 2021.


Veronica Kilpatrick
Supervising Special Investigator

cc: MARTIN SOTO
Veronica Kilpatrick
Sacto.