

FILED

MAY 17 1989

DEPARTMENT OF REAL ESTATE  
BY *R. K. ...*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

\* \* \* \*

In the Matter of the Application of	)	No. H-1412 SD
	)	
LEE DAVIS CAUDILL,	)	
aka Lindley David Caudill,	)	
	)	
Respondent.	)	

ORDER GRANTING UNRESTRICTED LICENSE

On February 13, 1986, pursuant to a Stipulation and Waiver of a hearing, an Order was issued denying the respondent's application for a real estate salesperson license, but granting respondent the right to the issuance of a restricted real estate salesperson license. A restricted real estate salesperson license was issued to respondent on March 7, 1986, and respondent has operated as a restricted licensee without cause for disciplinary action against respondent since that time.

On March 23, 1989, respondent petitioned for the removal of restrictions attaching to respondent's real estate salesperson license.

1 I have considered the petition of respondent and the  
2 evidence submitted in support thereof including respondent's  
3 record as a restricted licensee. Respondent has demonstrated to  
4 my satisfaction that respondent meets the requirements of law for  
5 the issuance to respondent of an unrestricted real estate  
6 salesperson license and that it would not be against the public  
7 interest to issue said license to respondent.

8 NOW, THEREFORE, IT IS ORDERED that respondent's  
9 petition for removal of restrictions is granted and that an  
10 unrestricted real estate salesperson license be issued to respon-  
11 dent after respondent satisfies the following conditions within  
12 one (1) year from the date of this Order:

13 1. Submittal of a completed application and payment  
14 of the fee for a real estate salesperson license.

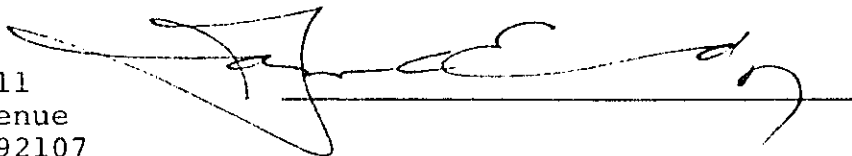
15 2. Submittal of evidence satisfactory to the Real  
16 Estate Commissioner that respondent has, since the most recent  
17 issuance of an original or renewal real estate license, taken and  
18 successfully completed the continuing education requirements of  
19 Article 2.5 of Chapter 3 of the Real Estate Law for renewal of a  
20 real estate license.

21 This Order shall become effective immediately.

22 DATED: 4-27-89

23  
24 JAMES A. EDMONDS, JR.  
Real Estate Commissioner

25  
26 cc: Lee Davis Caudill  
4876 Orchard Avenue  
27 San Diego, CA 92107



FILED  
MAR 17 1988

DEPARTMENT OF REAL ESTATE  
BY *[Signature]*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

\* \* \* \*

In the Matter of the Application of ) No. H-1412 SD  
)  
LEE DAVIS CAUDILL, )  
aka Lindley David Caudill, )  
)  
Respondent. )  
\_\_\_\_\_ )

ORDER GRANTING UNRESTRICTED LICENSE

On February 13, 1986, pursuant to a Stipulation and Waiver of a hearing, an Order was issued denying the respondent's application for a real estate salesperson license, but granting respondent the right to the issuance of a restricted real estate salesperson license. A restricted real estate salesperson license was issued to respondent on March 7, 1986, and respondent has operated as a restricted licensee without cause for disciplinary action against respondent since that time.

On March 20, 1987, respondent petitioned for the removal of restrictions attaching to respondent's real estate salesperson license.

1 I have considered the petition of respondent and the  
2 evidence submitted in support thereof including respondent's  
3 record as a restricted licensee. Respondent has demonstrated to  
4 my satisfaction that respondent meets the requirements of law for  
5 the issuance to respondent of an unrestricted real estate  
6 salesperson license and that it would not be against the public  
7 interest to issue said license to respondent.

8 NOW, THEREFORE, IT IS ORDERED that respondent's petition  
9 for removal of restrictions is granted and that an unrestricted  
10 real estate salesperson license be issued to respondent after  
11 respondent satisfies the following conditions within one (1) year  
12 from the date of this Order:

13 1. Submittal of a completed application and payment of  
14 the fee for a real estate salesperson license.

15 2. Submittal of evidence satisfactory to the Real  
16 Estate Commissioner that respondent has, since the most recent  
17 issuance of an original or renewal real estate license, taken and  
18 successfully completed the continuing education requirements of  
19 Article 2.5 of Chapter 3 of the Real Estate Law for renewal of a  
20 real estate license.

21 This Order shall become effective immediately.

22 DATED: March 15, 1988.

23 JAMES A. EDMONDS, JR.  
24 Real Estate Commissioner

25 By: John R. Liberator  
26 JOHN R. LIBERATOR  
27 Chief Deputy Commissioner

cc: Lee Davis Caudill  
4876 Orchard Avenue  
San Diego, CA 92107

1 ORIGINAL

FILED

FEB 21 1986

DEPARTMENT OF REAL ESTATE  
BY Laura B. Orma

2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15

BEFORE THE DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

\* \* \*

In the Matter of the Application of )  
LEE DAVIS CAUDILL )  
aka Lindley David Caudill, )  
Respondent. )

NO. H-1412 SD  
STIPULATION AND WAIVER

16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

I, LEE DAVIS CAUDILL, 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  
license fee.

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 January 22, 1986, in  
connection with my application for 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

1 honesty and truthfulness and to prove other allegations therein,  
2 or that he may in his discretion waive the hearing and grant me  
3 a restricted real estate salesperson license based upon this  
4 Stipulation and Waiver.

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

10 I am aware that by signing this Stipulation and Waiver,  
11 I am waiving my right to a hearing and the opportunity through  
12 a hearing to obtain an unrestricted real estate license at this  
13 time if this Stipulation and Waiver is accepted by the Real  
14 Estate Commissioner. However, I am not waiving my right to a  
15 hearing and to further proceedings to obtain a restricted or  
16 unrestricted license if this Stipulation and Waiver is not  
17 accepted by the Commissioner.

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

21 1. The license shall not confer any property right  
22 in the privileges to be exercised, and the Real  
23 Estate Commissioner may by appropriate order  
24 suspend the right to exercise any privileges  
25 granted under this restricted license in the  
26 event of:

27 a. The conviction of respondent (including a

1 plea of nolo contendere) to a crime which bears  
2 a significant relation to respondent's fitness  
3 or capacity as a real estate licensee; or

4 b. The receipt of evidence that respondent has  
5 violated provisions of the California Real  
6 Estate Law, the Subdivided Lands Law,  
7 regulations of the Real Estate Commissioner  
8 or conditions attaching to this restricted  
9 license.

10 2. Respondent shall not be eligible to apply for the  
11 issuance of an unrestricted real estate license nor  
12 the removal of any of the conditions, limitations  
13 or restrictions attaching to the restricted license  
14 until one year has elapsed from the date of  
15 issuance of the restricted license to respondent.

16 3. With the application for license, or with the  
17 application for transfer to a new employing broker,  
18 respondent shall submit a statement signed by the  
19 prospective employing broker on a form approved by  
20 the Department of Real Estate wherein the  
21 employing broker shall certify as follows:

22 a. That broker has read the Statement of Issues  
23 which is the basis for the issuance of  
24 the restricted license; and

25 b. That broker will carefully review all trans-  
26 action documents prepared by the restricted  
27 licensee and otherwise exercise close

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

supervision over the licensee's performance  
of acts for which a license is required.

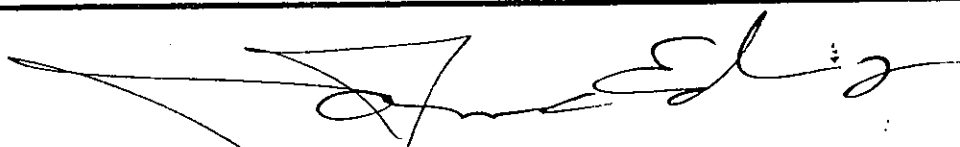
DATED this 28<sup>TH</sup> day of JANUARY, 1986.

  
Respondent, LEE DAVIS CAUDILL

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 respondent LEE DAVIS CAUDILL 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

DATED this 13<sup>TH</sup> day of FEBRUARY, 1986.

  
JAMES A. EDMONDS, JR.  
Real Estate Commissioner



*acts  
day*

1 TIMOTHY L. NEWLOVE, Counsel  
Department of Real Estate  
2 107 South Broadway, Room 8107  
Los Angeles, CA 90012  
3 (213) 620-4790  
4  
5  
6  
7

FILED  
JAN 22 1986

DEPARTMENT OF REAL ESTATE  
BY Jawa B. Oliva

8 DEPARTMENT OF REAL ESTATE  
9 STATE OF CALIFORNIA

10 \* \* \* \*

11	In the Matter of the Application of )	NO. H-1412 SD
12	LEE DAVIS CAUDILL )	<u>STATEMENT OF ISSUES</u>
13	aka Lindley David Caudill, )	
14	Respondent. )	
15	)	

16 The Real Estate Commissioner, in conformity with Section  
17 10152, Division 4, Business and Professions Code of the State of  
18 California, requires further proof of the honesty and truthfulness  
19 of LEE DAVID CAUDILL aka Lindley David Caudill (hereinafter  
20 respondent) in connection with his application for a real estate  
21 salesperson license, filed on September 11, 1985, and in relation  
22 thereto, will consider the following:

23 I

24 On or about December 1, 1977, in the San Diego County  
25 Superior Court, respondent was convicted by his plea of guilty to  
26 the crime of violating California Health and Safety Code Section  
27 11359 (Possession of Marijuana for Sale).

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

II

The crime of which respondent was convicted is a felony, involves moral turpitude and bears a substantial relationship to the qualifications, functions or duties of a real estate licensee.

III

Respondent's criminal conviction, as alleged above, is grounds for denying his application for a real estate license under Sections 480 and 10177(b) of the Business and Professions Code of the State of California.

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 Government Code.

Dated at San Diego, California  
this 22nd day of January, 1986.

J. CHRIS GRAVES  
Deputy Real Estate Commissioner

cc: Lee Davis Caudill  
James C. Groark, Inc.  
Sacto.  
RLG

lbo