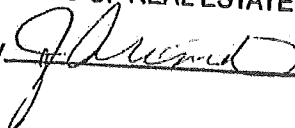


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APR 23 2014

BUREAU OF REAL ESTATE

By 

BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of

RUFUS LEE TAYLOR,

Respondent.

No. H-3003 SAC

AMENDED ORDER DENYING REINSTATEMENT OF LICENSE
BUT GRANTING RIGHT TO A RESTRICTED LICENSE

The Order Denying Reinstatement of License But Granting Right to a Restricted License signed on April 1, 2014, and filed on April 9, 2014, is hereby vacated.

On December 19, 1994, in Case No. H-3003 SAC, a Decision was rendered revoking the real estate broker license of Respondent effective January 9, 1995.

On November 8, 2011, Respondent petitioned for reinstatement of said real estate broker license, and the Attorney General of the State of California has been given notice of the filing of said petition.

The burden of proving rehabilitation rests with the petitioner (*Feinstein v. State Bar* (1952) 39 Cal. 2d 541). A petitioner is required to show greater proof of honesty and integrity than an applicant for first time licensure. The proof must be sufficient to overcome the

1 prior adverse judgment on the applicant's character (*Tardiff v. State Bar* (1980) 27 Cal. 3d 395).

2 I have considered Respondent's petition and the evidence and arguments in
3 support thereof. Respondent has failed to demonstrate to my satisfaction that Respondent has
4 undergone sufficient rehabilitation to warrant the reinstatement of Respondent's unrestricted real
5 estate broker license.

6 The Bureau has developed criteria in Section 2911 of Title 10, California Code of
7 Regulations (Regulations) to assist in evaluating the rehabilitation of an applicant for
8 reinstatement of a license. Among the criteria relevant in this proceeding are:

9 Regulation 2911(j) Discharge of, or bona fide efforts toward discharging,
10 adjudicated debts or monetary obligations to others.

11 Respondent has an outstanding financial liability for child support arrearages in
12 excess of \$5,000 for which he is currently making payments.

13 I am satisfied, however, that it will not be against the public interest to issue a
14 restricted real estate salesperson license to Respondent.

15 A restricted real estate salesperson license shall be issued to Respondent pursuant
16 to Section 10156.5 of the Business and Professions Code, if Respondent satisfies the following
17 conditions prior to and as a condition of obtaining a restricted real estate salesperson license
18 within twelve (12) months from the effective date of this Order:

19 1. Respondent shall submit a completed application and pay the fee for a real
20 estate salesperson license.

21 The restricted license issued to Respondent shall be subject to all of the provisions
22 of Section 10156.7 of the Business and Professions Code and to the following limitations,
23 conditions and restrictions imposed under authority of Section 10156.6 of that Code:

24 A. The restricted license issued to Respondent may be suspended prior to
25 hearing by Order of the Real Estate Commissioner in the event of Respondent's conviction or

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1 plea of nolo contendere to a crime which is substantially related to Respondent's fitness or
2 capacity as a real estate licensee.

3 B. The restricted license issued to Respondent may be suspended prior to
4 hearing by Order of the Real Estate Commissioner on evidence satisfactory to the Commissioner
5 that Respondent has violated provisions of the California Real Estate Law, the Subdivided Lands
6 Law, Regulations of the Real Estate Commissioner or conditions attaching to the restricted
7 license.

8 C. Respondent shall not be eligible to apply for the issuance of an
9 unrestricted real estate license nor the removal of any of the limitations, conditions or restrictions
10 of a restricted license until two (2) years have elapsed from the date of the issuance of the
11 restricted license to Respondent.

12 D. Respondent shall submit with any application for license under an
13 employing broker, or any application for transfer to a new employing broker, a statement signed
14 by the prospective employing real estate broker on a form approved by the Department of Real
15 Estate which shall certify:

16 1. That the employing broker has read the Decision of the Commissioner
17 which granted the right to a restricted license; and

18 2. That the employing broker will exercise close supervision over the
19 performance by the restricted licensee relating to activities for which a real estate license is
20 required.

21 E. Respondent shall notify the Commissioner in writing within 72 hours of
22 any arrest by sending a certified letter to the Commissioner at the Department of Real Estate,
23 Post Office Box 137007, Sacramento, CA 95813-7007. The letter shall set forth the date of
24 Respondent's arrest, the crime for which Respondent was arrested and the name and address of

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1 the arresting law enforcement agency. Respondent's failure to timely file written notice shall
2 constitute an independent violation of the terms of the restricted license and shall be grounds for
3 the suspension or revocation of that license.

4 This Order shall become effective at 12 o'clock noon on 5-13-14.

5 IT IS SO ORDERED APRIL 1, 2014

6 Real Estate Commissioner

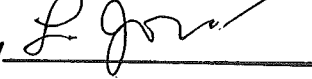
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8 JEFFREY MASON
9 Chief Deputy Commissioner

FILED

APR 09 2014

BUREAU OF REAL ESTATE

By



BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of

RUFUS LEE TAYLOR,

Respondent.

No. H-3003 SAC

ORDER DENYING REINSTATEMENT OF LICENSE
BUT GRANTING RIGHT TO A RESTRICTED LICENSE

On December 19, 1994, in Case No. H-3003 SAC, a Decision was rendered revoking the real estate broker license of Respondent effective January 9, 1995.

On November 8, 2011, Respondent petitioned for reinstatement of said real estate broker license, and the Attorney General of the State of California has been given notice of the filing of said petition.

The burden of proving rehabilitation rests with the petitioner (*Feinstein v. State Bar* (1952) 39 Cal. 2d 541). A petitioner is required to show greater proof of honesty and integrity than an applicant for first time licensure. The proof must be sufficient to overcome the prior adverse judgment on the applicant's character (*Tardiff v. State Bar* (1980) 27 Cal. 3d 395).

~~I have considered Respondent's petition and the evidence and arguments in~~

1 support thereof. Respondent has failed to demonstrate to my satisfaction that Respondent has
2 undergone sufficient rehabilitation to warrant the reinstatement of Respondent's unrestricted real
3 estate broker license.

4 The Bureau has developed criteria in Section 2911 of Title 10, California Code of
5 Regulations (Regulations) to assist in evaluating the rehabilitation of an applicant for
6 reinstatement of a license. Among the criteria relevant in this proceeding are:

7 Regulation 2911(j) Discharge of, or bona fide efforts toward discharging,
8 adjudicated debts or monetary obligations to others.

9 Respondent has an outstanding financial liability for child support arrearages in
10 excess of \$5,000 for which he is currently making payments.

11 I am satisfied, however, that it will not be against the public interest to issue a
12 restricted real estate broker license to Respondent.

13 A restricted real estate broker license shall be issued to Respondent pursuant to
14 Section 10156.5 of the Business and Professions Code, if Respondent satisfies the following
15 conditions prior to and as a condition of obtaining a restricted real estate broker license within
16 twelve (12) months from the effective date of this Order:

17 1. Respondent shall qualify for, take and pass the real estate broker license
18 examination.

19 2. Submittal of a completed application and payment of the fee for a real
20 estate broker license.

21 The restricted license issued to Respondent shall be subject to all of the provisions
22 of Section 10156.7 of the Business and Professions Code and to the following limitations,
23 conditions and restrictions imposed under authority of Section 10156.6 of that Code:

24 A. The restricted license issued to Respondent may be suspended prior to
25 hearing by Order of the Real Estate Commissioner in the event of Respondent's conviction or
26 plea of nolo contendere to a crime which is substantially related to Respondent's fitness or
27 capacity as a real estate licensee.

1 B. The restricted license issued to Respondent may be suspended prior to
2 hearing by Order of the Real Estate Commissioner on evidence satisfactory to the Commissioner
3 that Respondent has violated provisions of the California Real Estate Law, the Subdivided Lands
4 Law, Regulations of the Real Estate Commissioner or conditions attaching to the restricted
5 license.

6 C. Respondent shall not be eligible to apply for the issuance of an
7 unrestricted real estate license nor the removal of any of the limitations, conditions or restrictions
8 of a restricted license until four (4) years have elapsed from the date of the issuance of the
9 restricted license to Respondent.

10 D. Respondent shall notify the Commissioner in writing within 72 hours of
11 any arrest by sending a certified letter to the Commissioner at the Department of Real Estate,
12 Post Office Box 137007, Sacramento, CA 95813-7007. The letter shall set forth the date of
13 Respondent's arrest, the crime for which Respondent was arrested and the name and address of
14 the arresting law enforcement agency. Respondent's failure to timely file written notice shall
15 constitute an independent violation of the terms of the restricted license and shall be grounds for
16 the suspension or revocation of that license.

17 This Order shall become effective at 12 o'clock noon on 4-22-14.

18 IT IS SO ORDERED 4/1/2014

19 Real Estate Commissioner

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23 By: JEFFREY MASON
24 Chief Deputy Commissioner
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