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FILED

MAY 08 2018

BUREAU OF REAL ESTATE

By B. Nicholas

BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of:) CalBRE No. H-3110 FR
DOUGLAS GERRY MATTHEWS and)
JOHN RYAN MLOTKOWSKI,)
Respondents.)

ORDER ACCEPTING VOLUNTARY SURRENDER OF REAL ESTATE LICENSE

On July 12, 2017, an Accusation was filed in this matter against Respondents DOUGLAS GERRY MATTHEWS and JOHN RYAN MLOTKOWSKI ("Respondents").

On March 26, 2018, Respondent JOHN RYAN MLOTKOWSKI petitioned the Commissioner to voluntarily surrender his real estate salesperson license pursuant to Section 10100.2 of the Business and Professions Code.

IT IS HEREBY ORDERED that Respondent JOHN RYAN MLOTKOWSKI's petition for voluntary surrender of his real estate salesperson license is accepted as of the effective date of this Order as set forth below, based upon the understanding and agreement expressed in Respondent's Declaration dated March 30, 2018, (attached as Exhibit "A" hereto). Respondent's license certificate and pocket card shall be sent to the below-listed address so that they reach the Bureau on or before the effective date of this Order:

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BUREAU OF REAL ESTATE
Attention: Licensing Flag Section
P. O. Box 137013
Sacramento, CA 95813-7013

This Order shall become effective at 12 o'clock noon on **MAY 29 2018**

DATED: May 1, 2018

WAYNE S. BELL
REAL ESTATE COMMISSIONER

By: Daniel J. Sandri
DANIEL J. SANDRI
Chief Deputy Commissioner

BEFORE THE
BUREAU OF REAL ESTATE
STATE OF CALIFORNIA

* * *



In the Matter of the Accusation of:

DOUGLAS GERRY MATTHEWS and
JOHN RYAN MLOTKOWSKI,

Respondents.

)
)
) NO. H-3110 FR
) (as to MLOTKOWSKI only)
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DECLARATION

My name is JOHN RYAN MLOTKOWSKI and I am currently licensed as a real estate salesperson and/or have license rights with respect to said license.

In lieu of proceeding in this matter in accordance with the provisions of the Administrative Procedure Act (sections 11400 et seq., of the Government Code), I wish to voluntarily surrender my real estate license(s) issued by the California Bureau of Real Estate ("the Bureau"), pursuant to Business and Professions Code section 10100.2.

I understand that by voluntarily surrendering my license(s), I may be re-licensed as a salesperson or as a broker only by petitioning for reinstatement pursuant to section 11522 of the Government Code. I also understand that by voluntarily surrendering my license(s), I agree to the following:

1. The filing of this Declaration shall be deemed as my petition for voluntary surrender.
2. It shall also be deemed to be an understanding and agreement by me that I waive all rights I have to require the Commissioner to prove the allegations contained in the Accusation filed in this matter at a hearing held in accordance with the provisions of the Administrative Procedure Act (Government Code sections 11400 et seq.), and that I also waive other rights afforded to me in connection with the hearing such as the right to discovery, the right to present evidence in defense of the allegations in the Accusation, and the right to cross-examine witnesses.
3. I further agree that upon acceptance by the Commissioner, as evidenced by an appropriate order, all affidavits and all relevant evidence obtained by the Bureau in this matter prior to the Commissioner's acceptance, and all allegations contained in the Accusation filed in the Bureau Case No. H-3110 FR may be considered by the Bureau to be true and correct for the purpose of deciding whether to grant re-licensure or reinstatement pursuant to Government Code section 11522.

4. I further understand and agree that upon acceptance by the Commissioner, as evidenced by an appropriate order, of my petition to voluntarily surrender all of my licenses and license rights under the Real Estate Law, the Bureau will take no further disciplinary action related to the Accusation filed in Bureau Case No. H-3110 FR, with the exception of the use of such affidavits, evidence, and allegations as outlined above in Paragraph 3.

5. I further understand and agree that prior to and as a condition of any petition for reinstatement made pursuant to Government Code section 11522 being granted, I agree to be jointly and severally responsible, along with my co-Respondent DOUGLAS GERRY MATTHEWS, for paying the Commissioner's reasonable cost of the investigation and enforcement which led to this disciplinary action in Bureau Case No. H-3110 FR. The amount of said costs are \$1,334.50.

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6. I freely and voluntarily surrender all my licenses and license rights under the Real Estate Law.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct and that this declaration was executed on 3-30-2018, 2018, at Fresno, California.
(City)


JOHN RYAN MLOTKOWSKI, Respondent