

FILED

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DEPT. OF REAL ESTATE
By Adelou

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BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of)	No. H-03286 FR
)	
KEVIN GLEN LYNCH,)	<u>A C C U S A T I O N</u>
doing business as Lynch & Associates)	
and Lynch & Associates Real Estate,)	
)	
Respondent.)	
)	

The Complainant, Brenda Smith, a Supervising Special Investigator of the State of California, for cause of Accusation against KEVIN GLEN LYNCH, doing business as Lynch & Associates and Lynch & Associates Real Estate ("Respondent"), is informed and alleges as follows:

1.

The Complainant, Brenda Smith, acting in her official capacity as a Supervising Special Investigator of the State of California, makes this Accusation against KEVIN GLEN LYNCH.

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Accusation of Kevin Glen Lynch

1 2.

2 Clear Choice Property Management, Inc. presently has license rights under the
3 Real Estate Law, Part 1 of Division 4 of the California Business and Professions Code
4 ("Code"), as a corporate real estate broker.

5 3.

6 Respondent KEVIN GLEN LYNCH presently has license rights as a real estate
7 broker. Respondent also presently has license rights as the designated officer of Clear Choice
8 Property Management, Inc.

9 4.

10 On or about January 10, 2019, Respondent pled no contest and was convicted in
11 the Superior Court of California, County of San Luis Obispo, Case No. 18M-07712, for
12 violation of California Vehicle Code section 20002(a) (Hit and Run), a misdemeanor, and
13 Vehicle Code section 23152(b) with enhancement under Vehicle Code section 23578 (Driving
14 with a Blood Alcohol Level of 0.08 Percent or Higher), a misdemeanor. Respondent was
15 placed on three years of court supervised probation, and ordered to serve two days in jail and
16 pay restitution, fines and fees. Additionally, Respondent was ordered to complete a Driving
17 Under the Influence 3 month program.

18 5.

19 The convictions described in Paragraph 4 bear a substantial relationship under
20 section 2910, Title 10, Chapter 6, California Code of Regulations to the qualifications,
21 functions or duties of a real estate licensee.

22 6.

23 The crimes of which Respondent was convicted, as described in Paragraph 4
24 above, constitute cause under sections 490 and 10177(b)(1) of the Code for the suspension or
25 revocation of all the licenses and license rights of Respondent under the Real Estate Law.

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Accusation of Kevin Glen Lynch

7.

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

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 Respondent KEVIN GLEN LYNCH under the Real Estate Law, for the cost 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 Fresno, California

this 15 day of November, 20 19



Brenda Smith
Supervising Special Investigator

cc: KEVIN GLEN LYNCH
Brenda Smith
Sacto.

Accusation of Kevin Glen Lynch