

1 TRULY SUGHRUE, Counsel
2 State Bar No. 223266
3 Department of Real Estate
4 P.O. Box 137007
5 Sacramento, CA 95813-7007

6 Telephone: (916) 576-8700
7 (916) 576-7847 (Direct)

FILED

FEB 13 2020

DEPARTMENT OF REAL ESTATE
By B. Nicholas

8 BEFORE THE DEPARTMENT OF REAL ESTATE
9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Application of)
12 ANTERO DAVID ITURRIRIA,) No. H-3297 FR
13 Respondent.) STATEMENT OF ISSUES

14 The Complainant, BRENDA SMITH, a Supervising Special Investigator of the
15 State of California, for Statement of Issues against ANTERO DAVID ITURRIRIA
16 ("Respondent"), is informed and alleges as follows:

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18 Complainant, BRENDA SMITH, a Supervising Special Investigator
19 of the State of California, makes this Statement of Issues in her official capacity.

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21 Respondent made application to the Department of Real Estate of the State of
22 California for a real estate broker license on or about August 13, 2018.

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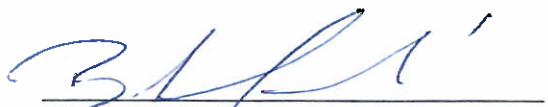
24 On or about March 23, 2017, after proceedings comparable to the Administrative
25 Procedure Act in which Respondent was given fair notice of the charges, an opportunity for a
26 hearing, and other due process protections the State of Idaho, Department of Finance, in Docket
27 No. 2016-1601, entered into a Consent Order which provided that Respondent's Idaho Mortgage

1 Loan Originator License would not be renewed. Within the Consent Order, the Consumer
2 Finance Bureau of the Idaho Department of Finance concluded that Respondent engaged in
3 violations of Idaho Code Sections 26-31-313(1)(b), 26-31-317(10), and 26-31-306, and
4 Respondent admitted to providing false statements to the Idaho Department of Finance. These
5 acts, if done by a real estate licensee, would be grounds for the suspension or revocation of a
6 California real estate license pursuant to the provisions of Sections 10177(a), 10177(d), and/or
7 10177(j) of the Business and Professions (Code).

8 4

9 The renewal denial of Respondent's license as described in Paragraph 3,
10 constitutes cause for denial of Respondent's application for a real estate license under Sections
11 480(a), 10177(f), and/or 10177(j) of the Code.

12 WHEREFORE, the Complainant prays that the above-entitled matter be set for
13 hearing and, upon proof of the charges contained herein, that the Commissioner refuse to
14 authorize the issuance of, and deny the issuance of, a real estate salesperson license to
15 Respondent, and for such other and further relief as may be proper under other provisions of law.

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18 BREANDA SMITH
19 Supervising Special Investigator
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21 Dated at Fresno, California,
22 this 10 day of February, 2020.
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1 DISCOVERY DEMAND

2 Pursuant to Sections 11507.6, *et seq.* of the *Government Code*, the Department of Real
3 Estate hereby makes demand for discovery pursuant to the guidelines set forth in the
4 *Administrative Procedure Act*. Failure to provide Discovery to the Department of Real Estate
5 may result in the exclusion of witnesses and documents at the hearing or other sanctions that the
6 Office of Administrative Hearings deems appropriate.

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