	The second secon
1	KYLE T. JONES, Counsel (SBN 300751) Department of Real Estate P.O. BOX 137007 Sacramento, CA 95813-7007 Sacramento, CA 95813-7007
2	Department of Real Estate P.O. BOX 137007 AUG 2 5 2022
3	Sacramento, CA 95813-7007
4	Telephone: (916) 576-8700
5	(916) 263-3767 (Fax) (916) 576-7840 (Direct)
6	
7	
8	BEFORE THE DEPARTMENT OF REAL ESTATE
9	STATE OF CALIFORNIA
10	* * *
11	In the Matter of the Application of)
12) NO. H-3456 FR ALESSANDRA B. CASTANEDA,)
13) <u>STATEMENT OF ISSUES</u>
14	Respondent.)
15	The Complainant, BRENDA SMITH, acting in her official capacity as a
16	Supervising Special Investigator of the State of California, for this Statement of Issues against
17	ALESSANDRA B. CASTANEDA ("Respondent"), is informed and alleges as follows:
18	1
19	On or about June 22, 2021, Respondent made application to the Department of
20	Real Estate of the State of California for a real estate salesperson license.
21	2
22	On or about February 11, 2021, in the Superior Court of the State of California,
23	County of Kern, Case No. BM952798A, Respondent was convicted of violating Section
24	23152(b) (driving under the influence-over .08%) of the California Vehicle Code, a misdemeano
25	and a crime that bears a substantial relationship to the qualifications, functions or duties of a real
26	estate licensee pursuant to Section 2910, Title 10, of the California Code of Regulations
27	("Regulations").

1

2 3

4

5 6

7 8

9

10 11

12

13

14

15

16

17

18

19

20

22

23

24

25 ///

26

27

3

On or about February 9, 2021, in the Superior Court of the State of California, County of Kern, Case No. BF181702B, Respondent was convicted of violating Section 11359(b) (possession of cannabis for sale) of the California Health and Safety Code, a misdemeanor and a crime that bears a substantial relationship to the qualifications, functions or duties of a real estate licensee pursuant to Section 2910 of the Regulations.

On or about February 11, 2021, in the Superior Court of the State of California, County of Kern, Case No. BM929293A, Respondent was convicted of violating Section 23152(b) of the California Vehicle Code, a misdemeanor and a crime that bears a substantial relationship to the qualifications, functions or duties of a real estate licensee pursuant to Section 2910 of the Regulations.

GROUNDS FOR DENIAL

5

Respondent's criminal convictions described above in Paragraphs 2, 3, and 4 constitute cause for denial of Respondent's application for a real estate salesperson license pursuant to the provisions of Sections 480(a)(1) (conviction of crime) and 10177(b) (conviction of crime) of the California Business and Professions Code.

///

21 ///

///

///

///

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

BRENDA SMITH

Supervising Special Investigator

Dated at Fresno, California,

this 23 day of June 2022.

DISCOVERY DEMAND

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