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FILED

JUL 15 2025

DEPARTMENT OF REAL ESTATE
By B. McIntosh

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

11 In the Matter of the Accusation of)
12) No. H-3618 FR
DONOVAN RICHARD MCCARTHY,)
13) ACCUSATION
Respondent.)
14)

15 The Complainant, RUBEN CORONADO, acting in his official capacity as a
16 Supervising Special Investigator of the State of California, for this Accusation against
17 DONOVAN RICHARD MCCARTHY ("Respondent"), is informed and alleges as follows:

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19 Respondent is presently licensed and/or has license rights under the Real Estate
20 Law, Part 1 of Division 4 of the California Business and Professions Code ("Code"), as a real
21 estate salesperson.

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23 On or about August 15, 2024, in the Superior Court of the State of California,
24 County of Tulare, Case No. 447402, Respondent was convicted of violating Section
25 20001(a)/20001(b)(1) (hit and run resulting in injury to another person) of the Vehicle Code, a
26 misdemeanor and a crime that bears a substantial relationship to the qualifications, functions or

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duties of a real estate licensee pursuant to Section 2910, Title 10, Chapter 6, of the California Code of Regulations.

GROUNDS FOR DISCIPLINE

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The facts alleged in Paragraph 2, above, constitute cause under Sections 490 (conviction of substantially related crime), 10177(b) (conviction of substantially related crime), and 10177(j) (fraud or dishonest dealing) of the Code for the suspension or revocation of all licenses and license rights of Respondent under the Real Estate Law.

MATTERS IN AGGRAVATION

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On or about October 28, 2016, in the Superior Court of the State of California, County of San Francisco, Case No. 16000102, Respondent was convicted of violating Section 243(e)(1) (battery) of the Penal Code, a misdemeanor.

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On or about January 10, 2014, in the Superior Court of the State of California, County of Tulare, Case No. VCM279939, Respondent was convicted of violating Sections 14601.1 (driving when license suspended or revoked) and 23152(b) (driving under the influence-over .08%) of the Vehicle Code, misdemeanors.

COST RECOVERY

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The Department will seek to recover the costs of the investigation and prosecution of this case pursuant to Section 10106 of the Code which provides, in pertinent part, that in any order issued in resolution of a disciplinary proceeding before the Department, 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.

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1 WHEREFORE, Complainant prays that a hearing be conducted on the allegations
2 of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary
3 action against all licenses and license rights of Respondent under the Real Estate Law, for the
4 cost of investigation and enforcement as permitted by law, and for such other and further relief
5 as may be proper under other provisions of law.

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8 RUBEN CORONADO
9 Supervising Special Investigator

10 Dated at Fresno, California,
11 this 2nd day of July, 2025.
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13 DISCOVERY DEMAND
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15 Pursuant to Sections 11507.6, *et seq.* of the *Administrative Procedure Act*, the
16 Department hereby makes demand for discovery pursuant to the guidelines set forth in the
17 *Administrative Procedure Act*. Failure to provide Discovery to the Department may result in the
18 exclusion of witnesses and documents at the hearing or other sanctions that the Office of
19 Administrative Hearings deems appropriate.
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