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FILED

AUG 27 2025

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 Accusation of)
12) No. H-3625 FR
BRIAN EUGENE BENNETT,)
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 BRIAN
17 EUGENE BENNETT ("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 March 13, 2024, Respondent submitted a salesperson renewal
24 application to the Department of Real Estate ("Department").

25 3

26 In response to Question 13 of said salesperson renewal application to wit: "ARE
27 THERE CRIMINAL CHARGES PENDING AGAINST YOU AT THIS TIME, OR ARE YOU

1 CURRENTLY AWAITING JUDGMENT AND SENTENCING FOLLOWING ENTRY OF A
2 PLEA OR JURY VERDICT? **IF YES, COMPLETE ITEM 18,** Respondent concealed and
3 failed to disclose the pending charges described below in paragraph 4.

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5 On or about April 10, 2023, in the Superior Court of the State of California,
6 County of Orange, Case No. 23HM02798, Respondent was charged with violating Sections
7 20002(a) (hit and run with property damage), 23152(a) (driving under the influence), and
8 23152(b) (driving under the influence-over .08%) of the Vehicle Code, misdemeanors. The
9 charges against Respondent were disposed of on March 14, 2024.

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11 On or about March 14, 2024, in the Superior Court of the State of California,
12 County of Orange, Case No. 23HM02798, Respondent was convicted of violating Sections
13 20002(a), 23152(a), and 23152(b) of the Vehicle Code, misdemeanors and crimes that bear a
14 substantial relationship to the qualifications, functions or duties of a real estate licensee pursuant
15 to Section 2910, Title 10, Chapter 6, of the California Code of Regulations.

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17 On June 24, 2025, a diligent search was made of the records of the Department of
18 Real Estate ("Department") relating to Respondent's real estate salesperson license No.
19 01276203. No record or written notice was received within 30 days from Respondent notifying
20 the Department, in writing, of any conviction, license disciplinary action, criminal complaint,
21 information, or indictment charging a felony.

22 GROUND FOR DISCIPLINE

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24 The facts alleged in Paragraphs 5, above, constitute cause under Sections 490
25 (conviction of substantially related crime), 10177(b) (conviction of substantially related crime),
26 and 10177(j) (engaged in conduct that constitutes fraud or dishonest dealing) of the Code for

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1 the suspension or revocation of all licenses and license rights of Respondent under the Real
2 Estate Law.

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4 Respondent's failure to report the conviction to the Department, as described in
5 Paragraph 4, above, violates Section 10186.2 (a) (conviction reporting requirements) of the
6 Code, and constitutes cause under Section 10177(d) (willful disregard or violation of Real Estate
7 Law) of the Code for the suspension or revocation of all licenses and license rights of
8 Respondent under the Real Estate Law.

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10 The facts alleged in Paragraphs 2, 3, and 4, above, constitute cause under Sections
11 498 (license secured by fraud, deceit or knowing misrepresentation) and 10177(a) (attempt to
12 procure a license renewal by fraud, misrepresentation, or deceit) of the Code for the suspension
13 or revocation of all licenses and license rights of Respondent under the Real Estate Law.

14 MATTER IN AGGRAVATION

15 10

16 On or about March 9, 2021, in the Superior Court of the State of California,
17 County of Los Angeles, Case No. 0BL05721, Respondent was convicted of violating Section
18 23152(b) of the Vehicle Code, a misdemeanor.

19 COST RECOVERY

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21 The Department will seek to recover the costs of the investigation and prosecution
22 of this case pursuant to Section 10106 of the Code which provides, in pertinent part, that in any
23 order issued in resolution of a disciplinary proceeding before the Department, the Commissioner
24 may request the administrative law judge to direct a licensee found to have committed a violation
25 of this part to pay a sum not to exceed the reasonable costs of the investigation and enforcement
26 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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7 RUBEN CORONADO
8 Supervising Special Investigator

9 Dated at Fresno, California,
10 this 20th day of August, 2025.
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21 DISCOVERY DEMAND

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