

1 Department of Real Estate  
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**FILED**  
JUN 07 2007

DEPARTMENT OF REAL ESTATE

By Carne Shan

7 **DEPARTMENT OF REAL ESTATE**  
8 **STATE OF CALIFORNIA**

9  
10 *In the Matter of the Application of*

11 CHRISTINA INEZ LOPEZ

12  
13 Respondent

)  
) No. H- 3679 SD  
)  
)

) **STIPULATION AND**  
) **WAIVER**  
)  
)

14  
15 I, CHRISTINA INEZ LOPEZ, respondent herein, do hereby affirm that I have applied to the  
16 Department of Real Estate for a real estate salesperson license and that to the best of my knowledge I have  
17 satisfied all of the statutory requirements for the issuance of the license, including the payment of the fee  
18 therefor.

19 I acknowledge that I have received and read the Statement of Issues and the Statement to Respondent  
20 filed by the Department of Real Estate on March 22, 2007, in connection with my application for a real  
21 estate salesperson license. I understand that the Real Estate Commissioner may hold a hearing on this  
22 Statement of Issues for the purpose of requiring further proof of my honesty and truthfulness and to prove  
23 other allegations therein, or that he may in his discretion waive the hearing and grant me a restricted real  
24 estate salesperson license based upon this Stipulation and Waiver. I also understand that by filing the  
25 Statement of Issues in this matter the Real Estate Commissioner is shifting the burden to me to make a  
26 satisfactory showing that I meet all the requirements for issuance of a real estate salesperson license. I  
27 further understand that by entering into this stipulation and waiver I will be stipulating that the Real Estate

1 Commissioner has found that I have failed to make such a showing, thereby justifying the denial of the  
2 issuance to me of an unrestricted real estate salesperson license.

3 I hereby admit that the allegations of the Statement of Issues filed against me are true and correct and  
4 requests that the Real Estate Commissioner in his discretion issue a restricted real estate salesperson license  
5 to me under the authority of Section 10156.5 of the Business and Professions Code. I understand that any  
6 such restricted license will be issued subject to and be limited by Section 10153.4 of the Business and  
7 Professions Code.

8 I am aware that by signing this Stipulation and Waiver, I am waiving my right to a hearing and the  
9 opportunity to present evidence at the hearing to establish my rehabilitation in order to obtain an  
10 unrestricted real estate salesperson license if this Stipulation and Waiver is accepted by the Real Estate  
11 Commissioner. However, I am not waiving my right to a hearing and to further proceedings to obtain a  
12 restricted or unrestricted license if this Stipulation and Waiver is not accepted by the Commissioner.

13 I further understand that the following conditions, limitations, and restrictions will attach to a  
14 restricted license issued by the Department of Real Estate pursuant hereto:

- 15 1. The license shall not confer any property right in the privileges to be exercised including the  
16 right of renewal, and the Real Estate Commissioner may by appropriate order suspend the right  
17 to exercise any privileges granted under this restricted license in the event of:
  - 18 a. The conviction of respondent (including a plea of nolo contendere) to a crime which bears a  
19 substantial relationship to respondent's fitness or capacity as a real estate licensee; or
  - 20 b. The receipt of evidence that respondent has violated provisions of the California Real  
21 Estate Law, the Subdivided Lands Law, Regulations of the Real Estate Commissioner, or  
22 conditions attaching to this restricted license.
- 23 2. I shall not be eligible to apply for the issuance of an unrestricted real estate license nor the  
24 removal of any of the conditions, limitations or restrictions attaching to the restricted license  
25 until two years have elapsed from the date of issuance of the restricted license to respondent.

1           3. With the application for license, or with the application for transfer to a new employing broker, I  
2 shall submit a statement signed by the prospective employing broker on a form approved by the  
3 Department of Real Estate wherein the employing broker shall certify as follows:

4           a. That broker has read the Statement of Issues which is the basis for the issuance of the  
5           restricted license; and

6           b. That broker will carefully review all transaction documents prepared by the restricted  
7           licensee and otherwise exercise close supervision over the licensee's performance of acts  
8           for which a license is required.

9           4. My restricted real estate salesperson license is issued subject to the requirements of Section  
10           10153.4 of the Business and Professions Code, to wit: I am required, within eighteen (18) months  
11           of the issuance of the restricted license, to submit evidence satisfactory to the Commissioner of  
12           successful completion, at an accredited institution, of two of the courses listed in Section  
13           10153.2, other than real estate principles, advanced legal aspects of real estate, advanced real  
14           estate finance, or advanced real estate appraisal. If I fail to timely present to the Department  
15           satisfactory evidence of successful completion of the two required courses, the restricted license  
16           shall be automatically suspended effective eighteen (18) months after the date of its issuance.  
17           Said suspension shall not be lifted unless, prior to the expiration of the restricted license, I have  
18           submitted the required evidence of course completion and the Commissioner has given written  
19           notice to Respondent of the lifting of the suspension.

20           5. Pursuant to Section 10154, if I have not satisfied the requirements for an unqualified license  
21           under Section 10153.4, Respondent shall not be entitled to renew the restricted license, and shall  
22           not be entitled to the issuance of another license which is subject to Section 10153.4 until four  
23           years after the date of the issuance of the preceding restricted license.

24           Respondent can signify acceptance and approval of the terms and conditions of this Stipulation and  
25           Waiver by faxing a copy of the signature page, as actually signed by respondent, to the Department at fax  
26           number (916) 227-9458. Respondent agrees, acknowledges and understands that by electronically sending  
27           to the Department a fax copy of her actual signature as it appears on the Stipulation and Waiver, that receipt

1 of the faxed copy by the Department shall be as binding on respondent as if the Department had received  
2 the original signed Stipulation and Waiver.

3 4/11/07

Dated

  
CHRISTINA INEZ LOPEZ, Respondent

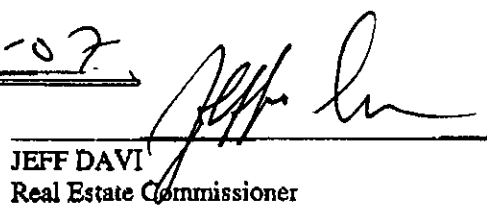
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5 I have read the Statement of Issues filed herein and the foregoing Stipulation and Waiver signed by  
6 respondent. I am satisfied that the hearing for the purpose of requiring further proof as to the honesty and  
7 truthfulness of respondent need not be called and that it will not be inimical to the public interest to issue a  
8 restricted real estate salesperson license to respondent.

9 Therefore, IT IS HEREBY ORDERED that a restricted real estate salesperson license be issued to  
10 respondent CHRISTINA INEZ LOPEZ if respondent has otherwise fulfilled all of the statutory  
11 requirements for licensure. The restricted license shall be limited, conditioned, and restricted as specified in  
12 the foregoing Stipulation and Waiver.

13 This Order is effective immediately.

14 IT IS SO ORDERED 6-5-07

  
JEFF DAVI  
Real Estate Commissioner

**FILED**  
MAR 22 2007

DEPARTMENT OF REAL ESTATE

By *Carne Khan*

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2 State Bar No. 223266  
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BEFORE THE DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

\* \* \*

In the Matter of the Application of )	No. H-3679 SD
CRISTINA INEZ LOPEZ, )	<u>STATEMENT OF ISSUES</u>
Respondent. )	

14 The Complainant, JOSEPH AIU, a Deputy Real Estate  
15 Commissioner of the State of California, for Statement of Issues  
16 against CRISTINA INEZ LOPEZ (hereinafter "Respondent"), is  
17 informed and alleges as follows:

I

19 Respondent made application to the Department of Real  
20 Estate of the State of California for a real estate salesperson  
21 license on or about June 8, 2006, with the knowledge and  
22 understanding that any license issued as a result of said  
23 application would be subject to the conditions of Section 10153.4  
24 of the Business and Professions Code.

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II

Complainant, JOSEPH AIU, a Deputy Real Estate Commissioner of the State of California, makes this Statement of Issues in his official capacity and not otherwise.

III

On or about June 20, 1995, in the Superior Court, County of San Joaquin, Respondent was convicted of a violation of Section 484 of the California Penal Code (Theft), a misdemeanor and crime involving moral turpitude which bears a substantial relationship under Section 2910, Title 10, California Code of Regulations, to the qualifications, functions, or duties of a real estate licensee.

IV

On or about November 18, 1996, in the Superior Court, County of Placer, Respondent was convicted of a violation of Section 245(a)(1) of the California Penal Code (Assault with a Deadly Weapon Likely to Produce Great Bodily Injury), a misdemeanor and crime involving moral turpitude which bears a substantial relationship under Section 2910, Title 10, California Code of Regulations, to the qualifications, functions, or duties of a real estate licensee.

V

On or about April 2, 2002, in the Superior Court, County of Solano, Respondent was convicted of a violation of Section 23152(b) of the California Vehicle Code (Driving Under the Influence), a misdemeanor and crime involving moral turpitude which bears a substantial relationship under Section 2910, Title

1 10, California Code of Regulations, to the qualifications,  
2 functions, or duties of a real estate licensee.

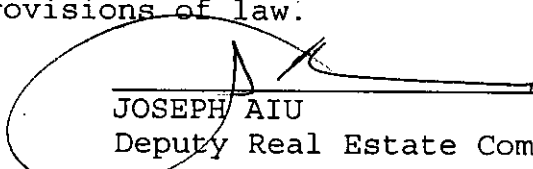
3 VI

4 On or about September 18, 2002, in the Superior Court,  
5 County of Sacramento, Respondent was convicted of a violation of  
6 Section 23152(a) of the California Vehicle Code (Driving Under  
7 the Influence), a misdemeanor, and a violation of Section  
8 14601.1(a) of the California Vehicle Code (Driving With a  
9 Suspended License), a misdemeanor; both crimes involve moral  
10 turpitude, which bear a substantial relationship under Section  
11 2910, Title 10, California Code of Regulations, to the  
12 qualifications, functions, or duties of a real estate licensee.

13 VII

14 The crimes of which Respondent was convicted, as  
15 alleged above, constitute cause for denial of Respondent's  
16 application for a real estate license under Sections 480(a) and  
17 10177(b) of the California Business and Professions Code.

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

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JOSEPH AIU  
Deputy Real Estate Commissioner

26 Dated at San Diego, California,  
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1 this 20 day of May, 2007.  
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