

FILED

MAR 17 2011

DEPARTMENT OF REAL ESTATE



BEFORE THE DEPARTMENT OF REAL ESTATE,

STATE OF CALIFORNIA

In the Matter of the Application of

LA SONJA KIMBERLY BROWN,

Respondent.

No. H-4111 SAC

ORDER GRANTING UNRESTRICTED LICENSE

On January 6, 2005, a Decision was rendered herein denying Respondent's application for a real estate salesperson license, but granting Respondent the right to the issuance of a restricted real estate salesperson license. A restricted real estate salesperson license was issued to Respondent on January 26, 2005, and Respondent has operated as a restricted licensee since that time.

On May 27, 2010, Respondent petitioned for the removal of restrictions attaching to Respondent's real estate salesperson license.

I have considered Respondent's petition and the evidence submitted in support thereof including Respondent's record as a restricted licensee. Respondent has demonstrated to my satisfaction that Respondent meets the requirements of law for the issuance to Respondent of

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1 an unrestricted real estate salesperson license and that it would not be against the public interest
2 to issue said license to Respondent.

3 NOW, THEREFORE, IT IS ORDERED that Respondent's petition for removal of
4 restrictions is granted and that a real estate salesperson license be issued to Respondent if

5 Respondent satisfies the following requirements:

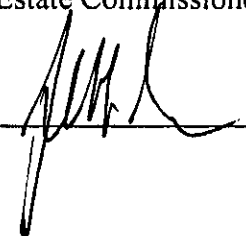
6 1. Submits a completed application and pays the fee for a real estate
7 salesperson license within the 12 month period following the date of this Order; and

8 2. Submits proof that Respondent has completed the continuing education
9 requirements for renewal of the license sought. The continuing education courses must be
10 completed either (i) within the 12 month period preceding the filing of the completed
11 application, or (ii) within the 12 month period following the date of this Order.

12 This Order shall become effective immediately.

13 IT IS SO ORDERED 3/8/2011

14 JEFF DAVI
15 Real Estate Commissioner

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FILED

MAY 05 2009

DEPARTMENT OF REAL ESTATE

By *[Signature]*

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

In the Matter of the Application of
LA SONJA KIMBERLY BROWN,
Respondent.

No. H-4111 SAC

ORDER GRANTING UNRESTRICTED LICENSE

On January 6, 2005, a Decision was rendered herein denying the Respondent's application for real estate salesperson license, but granting Respondent the right to the issuance of a restricted real estate salesperson license. A restricted real estate salesperson license was issued to Respondent on January 26, 2005, and Respondent has operated as a restricted licensee since that time.

On April 11, 2008, Respondent petitioned for the removal of restrictions attaching to Respondent's real estate salesperson license.

I have considered Respondent's petition and the evidence submitted in support thereof including Respondent's record as a restricted licensee. Respondent has demonstrated to my satisfaction that Respondent meets the requirements of law for the issuance to Respondent of an unrestricted real estate salesperson license and that it would not be against the public interest to issue said license to Respondent.

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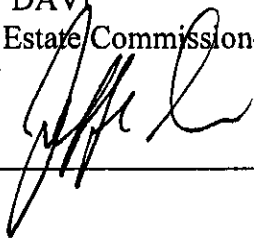
NOW, THEREFORE, IT IS ORDERED that Respondent's petition for removal of restrictions is granted and that a real estate salesperson license be issued to Respondent if, within nine (9) months from the date of this order, Respondent shall:

- (a) Submit a completed application and pay the appropriate fee for a real estate salesperson license, and
- (b) Submit evidence of having taken and successfully completed the continuing education requirements of Article 2.5 of Chapter 3 of the Real Estate Law for renewal of a real estate license.

This Order shall become effective immediately.

IT IS SO ORDERED 4-8-09

JEFF DAVI
Real Estate Commissioner



1 Department of Real Estate
2 P.O. Box 187007
3 Sacramento, CA 95818-7007
4 Telephone: (916) 227-0789
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6

FILED
JAN 12 2005

DEPARTMENT OF REAL ESTATE

By 

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

9
10 *In the Matter of the Application of*

11 LA SONJA KIMBERLEY BROWN

12
13 Respondent
14

)
) No. H- 4111 SAC
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)

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

15 It is hereby stipulated by and between LA SONJA KIMBERLEY BROWN (hereinafter "Respondent")
16 and Respondent's attorney, J. Anne Rawlins, Esq, and the Complainant, acting by and through James L.
17 Beaver, Counsel for the Department of Real Estate, as follows for the purpose of settling and disposing of
18 the Statement of Issues filed on October 21, 2004, in this matter:

19 Respondent acknowledges that Respondent has received and read the Statement of Issues and the
20 Statement to Respondent filed by the Department of Real Estate in connection with Respondent's
21 application for a real estate salesperson license. Respondent understands that the Real Estate Commissioner
22 may hold a hearing on this Statement of Issues for the purpose of requiring further proof of Respondent's
23 honesty and truthfulness and to prove other allegations therein, or that he may in his discretion waive the
24 hearing and grant Respondent a restricted real estate salesperson license based upon this Stipulation and
25 Waiver. Respondent also understands that by filing the Statement of Issues in this matter the Real Estate
26 Commissioner is shifting the burden to Respondent to make a satisfactory showing that Respondent meets
27 all the requirements for issuance of a real estate salesperson license. Respondent further understands that by

1 entering into this stipulation and waiver Respondent will be stipulating that the Real Estate Commissioner
2 has found that Respondent has failed to make such a showing, thereby justifying the denial of the issuance
3 to Respondent of an unrestricted real estate salesperson license.

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

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

15 Respondent further understands that the following conditions, limitations, and restrictions will attach
16 to a restricted license issued by the Department of Real Estate pursuant hereto:

- 17 1. The license shall not confer any property right in the privileges to be exercised including the
18 right of renewal, and the Real Estate Commissioner may by appropriate order suspend the right
19 to exercise any privileges granted under this restricted license in the event of:
 - 20 a. The conviction of Respondent (including a plea of nolo contendere) to a crime which bears
21 a substantial relationship to Respondent's fitness or capacity as a real estate licensee; or
 - 22 b. The receipt of evidence that Respondent has violated provisions of the California Real
23 Estate Law, the Subdivided Lands Law, Regulations of the Real Estate Commissioner, or
24 conditions attaching to this restricted license.
- 25 2. Respondent shall not be eligible to apply for the issuance of an unrestricted real estate license
26 nor the removal of any of the conditions, limitations or restrictions attaching to the restricted
27

1 license until two years have elapsed from the date of issuance of the restricted license to
2 Respondent.

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

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

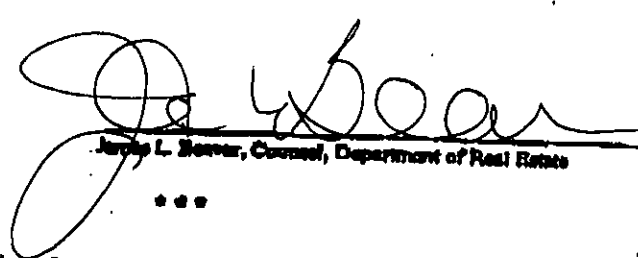
9 b. That broker will carefully review all transaction documents prepared by the restricted
10 licensee and otherwise exercise close supervision over the licensee's performance of acts
11 for which a license is required.

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

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

27

1 Dec. 20, 2004
2 Dated


James L. Sawyer, Counsel, Department of Real Estate
...

4 I have read the Stipulation and Waiver, have discussed it with my counsel, and its terms are
5 understood by me and are agreeable and acceptable to me. I understand that I am waiving rights given to me
6 by the California Administrative Procedure Act (including but not limited to Sections 11504, 11506, 11509,
7 and 11513 of the Government Code), and I willingly, intelligently, and voluntarily waive those rights,
8 including the right of a hearing on the Statement of Issues at which I would have the right to cross-examine
9 witnesses against me and to present evidence in defense and mitigation of the charges.

10 Respondent can signify acceptance and approval of the terms and conditions of this Stipulation and
11 Waiver by faxing a copy of the signature page, as actually signed by respondent, to the Department at fax
12 number (916) 227-9438. Respondent agrees, acknowledges and understands that by electronically sending
13 to the Department a fax copy of her actual signature as it appears on the Stipulation and Waiver, that receipt
14 of the faxed copy by the Department shall be as binding on Respondent as if the Department had received
15 the original signed Stipulation and Waiver.

16 12/20/04
17 Dated


La Sonya Kimberly Brown, Respondent

18 I have reviewed the Stipulation and Waiver as to form and content and have advised my client
19 accordingly.

20 12.20.04
21 Dated


J. Anne Rawlins, Attorney for Respondent

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

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

This Order is effective immediately.

IT IS SO ORDERED 1-6-05



Jeff Davi
Real Estate Commissioner

FILED
OCT 21 2004

**BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA**

DEPARTMENT OF REAL ESTATE

By *Laurie L. Zin*

In the Matter of the Application of

LaSONJA KIMBERLY BROWN,



Case No. H-4111 SAC

OAH No. N-2004100172

Respondent

NOTICE OF HEARING ON APPLICATION

To the above named respondent:

You are hereby notified that a hearing will be held before the Department of Real Estate at **THE OFFICE OF ADMINISTRATIVE HEARINGS, 560 J STREET, SUITE 340/360, SACRAMENTO, CA 95814** on **WEDNESDAY, DECEMBER 22, 2004**, at the hour of **9:00 A.M.**, or as soon thereafter as the matter can be heard, upon the Statement of Issues served upon you. If you object to the place of hearing, you must notify the presiding administrative law judge of the Office of Administrative Hearings within ten (10) days after this notice is served on you. Failure to notify the presiding administrative law judge within ten days will deprive you of a change in the place of the hearing.

You may be present at the hearing. You have the right to be represented by an attorney at your own expense. You are not entitled to the appointment of an attorney to represent you at public expense. You are entitled to represent yourself without legal counsel. If you are not present in person nor represented by counsel at the hearing, the Department may take disciplinary action against you based upon any express admission or other evidence including affidavits, without any notice to you.

The burden of proof is upon you to establish that you are entitled to the license or other action sought. If you are not present nor represented at the hearing, the Department may act upon your application without taking evidence.

You may present any relevant evidence and will be given full opportunity to cross-examine all witnesses testifying against you. You are entitled to the issuance of subpoenas to compel the attendance of witnesses and the production of books, documents or other things by applying to the Department of Real Estate.

The hearing shall be conducted in the English language. If you want to offer the testimony of any witness who does not proficiently speak the English language, you must provide your own interpreter and pay his or her costs. The interpreter must be certified in accordance with Sections 11435.30 and 11435.55 of the Government Code.

DEPARTMENT OF REAL ESTATE

Dated: OCTOBER 21, 2004

By *James L. Beaver*
JAMES L. BEAVER, Counsel

1 JAMES L. BEAVER, Counsel (SBN 60543)
2 Department of Real Estate
3 P. O. Box 187007
4 Sacramento, CA 95818-7007

5 Telephone: (916) 227-0789
6 -or- (916) 227-0788 (Direct)

FILED
OCT 21 2004

DEPARTMENT OF REAL ESTATE

Laurie A. Z...

7 BEFORE THE DEPARTMENT OF REAL ESTATE

8 STATE OF CALIFORNIA

9 * * *

10 In the Matter of the Application of)
11 LaSONJA KIMBERLY BROWN,)
12 Respondent.)

No. H-4111 SAC

FIRST AMENDED
STATEMENT OF ISSUES

13
14 The Complainant, Charles W. Koenig, a Deputy Real
15 Estate Commissioner of the State of California, for First
16 Amended Statement of Issues against LaSONJA KIMBERLY BROWN
17 (herein "Respondent"), alleges as follows:

18 I

19 Complainant, Charles W. Koenig, a Deputy Real Estate
20 Commissioner of the State of California, makes this First
21 Amended Statement of Issues in his official capacity.

22 II

23 Respondent made application to the Department of Real
24 Estate of the State of California for a real estate salesperson
25 license on or about June 1, 2004 with the knowledge and
26 understanding that any license issued as a result of said
27 application would be subject to the conditions of Section

1 10153.4 of the California Business and Professions Code
2 (hereinafter "the Code").

3 III

4 In response to Question 25 of said application, to
5 wit: "Have you ever been convicted of any violation of law?
6 Convictions expunged under Penal Code Section 1203.4 must be
7 disclosed. However, you may omit minor traffic citations which
8 do not constitute a misdemeanor or felony offense", Respondent
9 concealed and failed to disclose the conviction described in
10 Paragraph IV, below.

11 IV

12 On or about April 9, 1996, in the Municipal Court of
13 the State of California, County of Stanislaus, Respondent was
14 convicted of the crime of Petty Theft in violation of Penal Code
15 Section 484, a misdemeanor and a crime involving moral turpitude
16 which bears a substantial relationship under Section 2910, Title
17 10, California Code of Regulations (herein "the Regulations"),
18 to the qualifications, functions or duties of a real estate
19 licensee.

20 V

21 In concealing and failing to disclose the conviction
22 described in Paragraph IV, above, in said application,
23 Respondent attempted to procure a real estate license by fraud,
24 misrepresentation, or deceit, or by making a material
25 misstatement of fact in said application, which constitutes
26 cause for denial of Respondent's application for a real estate

27 ///

1 license under Sections 480(c) and 10177(a) of the California
2 Business and Professions Code.

3 VI

4 Respondent's criminal conviction described in
5 Paragraph IV, above, constitutes cause for denial of
6 Respondent's application for a real estate license under
7 Sections 480(a) and 10177(b) of the California Business and
8 Professions Code.

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

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CHARLES W. KOENIG
Deputy Real Estate Commissioner

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Dated at Sacramento, California,
this 21st day of October, 2004.

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1 JAMES L. BEAVER, Counsel (SBN 60543)
2 Department of Real Estate
3 P. O. Box 187007
4 Sacramento, CA 95818-7007

5 Telephone: (916) 227-0789
6 -or- (916) 227-0788 (Direct)

FILED
SEP 27 2004

DEPARTMENT OF REAL ESTATE

By Laurie A. Zier

7 BEFORE THE DEPARTMENT OF REAL ESTATE

8 STATE OF CALIFORNIA

9 * * *

10 In the Matter of the Application of)
11 LaSONYA KIMBERLY BROWN,) No. H- 4111 SAC
12 Respondent.) STATEMENT OF ISSUES

13
14 The Complainant, Charles W. Koenig, a Deputy Real
15 Estate Commissioner of the State of California, for Statement of
16 Issues against LaSONYA KIMBERLY BROWN (herein "Respondent"),
17 alleges as follows:

18 I

19 Complainant, Charles W. Koenig, a Deputy Real Estate
20 Commissioner of the State of California, makes this Statement of
21 Issues in his official capacity.

22 II

23 Respondent made application to the Department of Real
24 Estate of the State of California for a real estate salesperson
25 license on or about June 1, 2004 with the knowledge and
26 understanding that any license issued as a result of said
27 application would be subject to the conditions of Section

1 10153.4 of the California Business and Professions Code
2 (hereinafter "the Code").

3 III

4 In response to Question 25 of said application, to
5 wit: "Have you ever been convicted of any violation of law?
6 Convictions expunged under Penal Code Section 1203.4 must be
7 disclosed. However, you may omit minor traffic citations which
8 do not constitute a misdemeanor or felony offense", Respondent
9 concealed and failed to disclose the conviction described in
10 Paragraph IV, below.

11 IV

12 On or about April 9, 1996, in the Municipal Court of
13 the State of California, County of Stanislaus, Respondent was
14 convicted of the crime of Petty Theft in violation of Penal Code
15 Section 484, a misdemeanor and a crime involving moral turpitude
16 which bears a substantial relationship under Section 2910, Title
17 10, California Code of Regulations (herein "the Regulations"),
18 to the qualifications, functions or duties of a real estate
19 licensee.

20 V

21 In concealing and failing to disclose the conviction
22 described in Paragraph IV, above, in said application,
23 Respondent attempted to procure a real estate license by fraud,
24 misrepresentation, or deceit, or by making a material
25 misstatement of fact in said application, which constitutes
26 cause for denial of Respondent's application for a real estate

27 ///

1 license under Sections 480(c) and 10177(a) of the California
2 Business and Professions Code.

3 VI

4 Respondent's criminal conviction described in
5 Paragraph IV, above, constitutes cause for denial of
6 Respondent's application for a real estate license under
7 Sections 480(a) and 10177(b) of the California Business and
8 Professions Code.

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

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CHARLES W. KOENIG
Deputy Real Estate Commissioner

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Dated at Sacramento, California,
this 17th day of September, 2004.

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