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FILED

APR 11 2017

BUREAU OF REAL ESTATE

By *[Signature]*

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BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

In the Matter of the Accusation of	)	No. H-04817 SD
	)	
ALAN EVERETT BLISS,	)	<u>SECOND AMENDED</u>
	)	<u>ACCUSATION</u>
Respondent.	)	
	)	

This Accusation amends the First Amended Accusation filed on November 28, 2016. The Complainant, Veronica Kilpatrick, a Supervising Special Investigator of the State of California, for cause of Accusation against ALAN EVERETT BLISS ("Respondent"), is informed and alleges as follows:

1.

The Complainant, Veronica Kilpatrick, acting in her official capacity as a Supervising Special Investigator of the State of California, makes this Accusation against ALAN EVERETT BLISS.

2.

Respondent presently has license rights under the Real Estate Law, Part 1 of Division 4 of the California Business and Professions Code ("Code"), as a real estate broker.

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Second Amended Accusation of Alan Everett Bliss

1 FIRST CAUSE OF ACTION
2 (PRIOR LICENSE DISCIPLINE)

3 3.

4 On or about April 3, 2015, the California Insurance Commissioner, in File
5 No. 09 SD 00547, revoked Respondent's licenses and licensing rights in the Default Decision
6 and Order of Revocation, and found the facts alleged in the Accusation to be true. As more
7 fully stated in the Accusation, Respondent violated California Insurance Code Section 1729.2
8 (Notification Required By Licensee When Background Information Changes) and
9 Section 1724.5 (Use Of Unauthorized Business Name) by: writing personal insurance policies
10 for his and his wife's benefit, allowing them to cancel for non-payment of premium,
11 subsequently rewriting the lapsed policies as new policies or reinstating the policies in order to
12 avoid paying the full premiums due and overdue on each policy while receiving the benefit of
13 coverage in the interim, filing a voluntary petition for bankruptcy protection and attempting to
14 discharge the premiums due without notifying the Insurance Commissioner, and transacting
15 under the business name Bliss Insurance Services without first notifying the Insurance
16 Commissioner. Respondent was served with the Accusation on June 13, 2012.

17 4.

18 The prior license discipline against Respondent, as described in Paragraph 3
19 above, constitutes cause under Section 10177(f) of the Code for the suspension or revocation of
20 the license and license rights of Respondent under the Real Estate Law.

21 SECOND CAUSE OF ACTION
22 (FRAUD OR DISHONEST DEALING)

23 5.

24 The conduct described in Paragraph 3 above involves dishonesty, fraud, or
25 deceit, which constitutes cause for the suspension or revocation of all real estate licenses and
26 license rights of Respondent under the provisions of Code Section 10177(j).

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Second Amended Accusation of Alan Everett Bliss

1 THIRD CAUSE OF ACTION

2 (FAILURE TO REVEAL PENDING DISCIPLINE ACTION ON LICENSE APPLICATION)

3 6.

4 On or about July 6, 2014, Respondent certified and submitted his Broker
5 Renewal Application. In response to Question 7, to wit, "ARE THERE ANY LICENSE
6 DISCIPLINARY ACTIONS PENDING AGAINST A BUSINESS OR PROFESSIONAL
7 LICENSE YOU HOLD AT THIS TIME", Respondent answered "NO," and failed to disclose
8 the pending license disciplinary action described in Paragraph 3 above.

9 7.

10 Respondent's failure to reveal the pending license disciplinary action, as set
11 forth in Paragraph 3 above, in his license renewal application constitutes procurement of a real
12 estate license renewal by fraud, misrepresentation, or deceit, or by making a false statement of
13 material fact required to be revealed in said application, and constitutes cause under
14 Section 10177(a) of the Code for the suspension or revocation of all the licenses and license
15 rights of Respondent under the Real Estate Law.

16 8.

17 Code Section 10106 provides, in pertinent part, that in any order issued in
18 resolution of a disciplinary proceeding before the Bureau of Real Estate, the Commissioner may
19 request the administrative law judge to direct a licensee found to have committed a violation of
20 this part to pay a sum not to exceed the reasonable costs of the investigation and enforcement of
21 the case.

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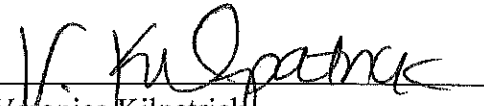
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Second Amended Accusation of Alan Everett Bliss

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

7
8 Dated at San Diego, California

9 this 10th day of April, 2017

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11 
12 Veronica Kilpatrick
13 Supervising Special Investigator

14
15 cc: ALAN EVERETT BLISS
16 Veronica Kilpatrick
17 Sacto.
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Second Amended Accusation of Alan Everett Bliss