

FILED

FEB 22 2008

1 DEPARTMENT OF REAL ESTATE  
2 P. O. Box 187007  
3 Sacramento, CA 95818-7007

4 Telephone: (916) 227-0789

DEPARTMENT OF REAL ESTATE

By 

8 BEFORE THE DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

10 \* \* \*

11 TO:	)	
	)	NO. H-4936 SAC
12 CAPITAL ACCESS,	)	
13 NORMA RINCAND, and	)	<u>ORDER TO</u>
14 RAMON BARRIENTOS	)	<u>DESIST AND REFRAIN</u>
	)	

15

16 The Real Estate Commissioner of the State of

17 California (hereinafter "Commissioner") has caused an

18 investigation to be made of your activities and based upon the

19 findings herein below set forth, is of the opinion that you,

20 CAPITAL ACCESS, RAMON BARRIENTOS and NORMA RINCAND have violated

21 Section 10130 of the California Business and Professions Code

22 (hereinafter Code) by engaging in the business of or acting as a

23 real estate salesperson or broker, within the meaning of

24 Sections 10130 and 10131(a) and (b) of the Code without first

25 having obtained a real estate license from the California

26 Department of Real Estate (hereinafter Department).

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At no time herein mentioned were you, RAMON BARRIENTOS, you, NORMA RINCAND, or you, CAPITAL ACCESS licensed by the Department as a real estate broker or salesperson.

II

At all times herein mentioned you, RAMON BARRIENTOS and you, NORMA RINCAND, were in the employ of CAPITAL ACCESS and were compensated for performing acts pursuant to said employment in furtherance of the activities discussed in Paragraph III below.

III

During the period beginning on or about June or July 2006 and continuing, you, CAPITAL ACCESS, solicited prospective sellers or purchasers of real property, assisted in property management activities, for but not limited to Anthony and Leslie Kelly and Larisa Swartz, for or in expectation of compensation.

IV

The acts you, CAPITAL ACCESS, RAMON BARRIENTOS and NORMA RINCAND performed, for or in expectation of compensation, described in Paragraph III above are acts requiring a real estate salesperson or broker license under the provisions of Sections 10130, 10131(a) and 10131(b) of the Code.

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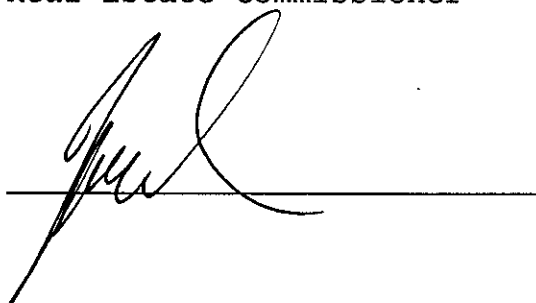
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You, CAPITAL ACCESS, RAMON BARRIENTOS and NORMA RINCAND, violated Section 10130 of the Code by engaging in the activities described above in Paragraph III without first obtaining a real estate salesperson or broker license from the Department.

NOW THEREFORE, YOU, CAPITAL ACCESS, RAMON BARRIENTOS AND NORMA RINCAND, ARE HEREBY ORDERED TO DESIST AND REFRAIN from performing any and all acts for which a real estate license is required until such time as you obtain the required license from the Department.

DATED: 2/20/08

JEFF DAVI  
Real Estate Commissioner



cc: CAPITAL ACCESS  
NORMA RINCAND  
RAMON BARRIENTOS  
1301 TENNESSEE STREET  
VALLEJO, CA 94590