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FILED

APR 15 2010

DEPARTMENT OF REAL ESTATE

By K. Max

8 BEFORE THE DEPARTMENT OF REAL ESTATE
9 STATE OF CALIFORNIA

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11 In the Matter of the Accusation of)
12) No. H-5374 SAC
13 TRACY LYNN BROWN, TBROWN)
14 REAL ESTATE GROUP, INC., and) ACCUSATION
15 MINISTER OF REAL ESTATE, INC.,)
16 Respondents.)

17 The Complainant, TRICIA D. SOMMERS, a Deputy Real Estate Commissioner
18 of the State of California, for cause of Accusation against TRACY LYNN BROWN, TBROWN
19 REAL ESTATE GROUP, INC. and MINISTER OF REAL ESTATE, INC., (hereafter
20 collectively "Respondent"), is informed and alleges as follows:

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22 The Complainant makes this Accusation in her official capacity.

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24 Respondents TRACY LYNN BROWN, TBROWN REAL ESTATE GROUP,
25 INC. and MINISTER OF REAL ESTATE, INC. are presently licensed and/or have license rights
26 under the Real Estate Law, Part 1 of Division 4 of the Business and Professions Code (hereafter
27 "the Code").

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At all times herein mentioned, Respondent TBROWN REAL ESTATE GROUP, INC. (hereafter "Respondent TBRE") was licensed by the Department as a corporate real estate broker, and such license expired on March 1, 2010.

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At all times herein mentioned, Respondent MINISTER OF REAL ESTATE, INC. (hereafter "Respondent MINISTER") was licensed by the Department as a corporate real estate broker, and such license expired on March 28, 2010.

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At all times herein mentioned, Respondent TRACY LYNN BROWN (hereafter "Respondent BROWN") was and now is licensed by the Department of Real Estate of the State of California (hereafter "the Department") as a real estate broker.

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Respondent BROWN is the designated broker/officer of Respondent TBRE and Respondent MINISTER, and was at all times mentioned herein responsible pursuant to Section 10159.2 of the Code for the supervision of the activities of the officers, agents, real estate licensees and employees of Respondent TBRE and Respondent MINISTER.

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All three Respondents herein have informed the Department that their main office and mailing addresses are 3539 Bradshaw Road, Suite B386, Sacramento, California 95827.

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At no time to the date of the filing of this Accusation has the Department received notice from any of the Respondents, or any other responsible party, that their main office and mailing addresses have changed from 3539 Bradshaw Road, Suite 386, Sacramento, California 95827.

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On or about December 21, 2009, a Deputy Real Estate Commissioner from the Department's Sacramento Office called the two telephone numbers listed for Respondent BROWN's broker license and discovered that both telephone numbers had been disconnected.

On or about December 21, 2009, two (2) Deputy Real Estate Commissioners from the Department's Sacramento Office drove to 3539 Bradshaw Road, Suite B386, Sacramento, California 95827 and found that 3539 Bradshaw Road is the location of a UPS Store and a Starbuck's Coffee. Number 386 at 3539 Bradshaw Road, Suite B, is a mail box located inside the UPS Store.

Based on the Stipulation and Agreement in Case No. H-4933 SAC, as discussed in Paragraph 14, below, an audit was requested of Respondent TBRE's trust fund accounts and records for the period of January 1, 2008 to October 1, 2009, to determine whether Respondent TBRE handled and accounted for trust funds in accordance with the Real Estate Law and the Commissioner's Regulations. On or about July 28, 2009, the auditor made several attempts to contact Respondent TBRE to schedule the follow-up audit, but all telephone numbers provided by Respondent TBRE were disconnected. On or about September 24, 2009, the auditor drove to the Bradshaw Road location listed as Respondent TBRE's main office and found it was a UPS Store and a Starbuck Coffee Shop. The auditor confirmed with one of the tenants of 3539 Bradshaw Road that they had been at that location for approximately two (2) years.

According to the records of California Secretary of State, Respondent TBRE filed a Certificate of Dissolution on December 8, 2008, and Respondent TBRE's powers, rights and privileges have ceased in California.

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According to the California Secretary of State, the California Franchise Tax Board suspended the powers, rights and privileges of Respondent MINISTER pursuant to the provisions of the California Revenue and Taxation Code. As a result, Respondent MINISTER's powers, rights and privileges remain suspended at this time.

PRIOR ADMINISTRATIVE PROCEEDINGS

On or about February 15, 2008, the Department filed an Accusation against Respondent BROWN and Respondent TBRE in Case No. H-4933 SAC, alleging violations of Sections 10145, 10148 and 10159.2 of the Code, and Sections 2831.2, 2832, 2832.1 and 2905 of the California Code of Regulations. Effective May 29, 2008, the parties entered into a Stipulation and Agreement whereby the real estate licenses of Respondent BROWN and Respondent TBRE were suspended for sixty (60) days, with that suspension being stayed for two (2) years.

The acts and/or omissions of Respondents described in Paragraphs 6 through 13, above violate Section 10162 of the Code (Maintenance of Definite Place of Business Within State) and Sections 2715 (Notification to Department of Principal Place of Business) and 2742(c) (Requirement of Good Legal Standing with Secretary of State), Title 10, California Code of Regulations, and are grounds for the revocation or suspension of all Respondents' licenses and/or license rights under Section 10177(d) (Willful Violation of Real Estate Law) of the Code.

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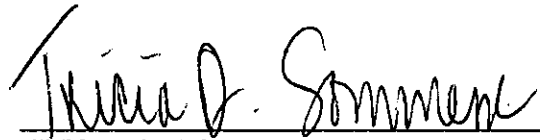
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1 WHEREFORE, Complainant prays that a hearing be conducted on the allegations
2 of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary
3 action against all licenses and license rights of Respondents under the Code, and for such other
4 and further relief as may be proper under the provisions of law.

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7 TRICIA D. SOMMERS

8 Deputy Real Estate Commissioner

9 Dated at Sacramento, California,

10 this 17th day of April, 2010.