

FILED

AUG 24 2023

DEP
By _____ 

1 Department of Real Estate
Los Angeles, California 90013-1105
2 Telephone: (213) 576-6982

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

9 * * *

10 In the Matter of the Accusation of
11 **LAWAN KENTON BROWN,**
12 **Respondent.**

DRE Case No. H-05717-SD

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14
15 **ORDER SUSPENDING RESTRICTED REAL ESTATE LICENSE**

16 (Section 10186.1 of the California Business and Professions Code)

17 **TO:** Lawan Kenton Brown, Booking# 23725689
George F. Bailey Detention Facility
18 446 Alta Road, Suite 5300
San Diego, CA 92158

19 Lawan Kenton Brown
20 601-C E. Palomar St., #243
Chula Vista, CA 91911

21
22 On or about June 12, 2023, and August 2, 2023, the California Department of Real
23 Estate (“Department” or “DRE”) received certified copies of the records of your convictions of
24 felonies in San Diego County Superior Court Case Nos. SCD298293 and SCD299404, respectively,
25 and has confirmed that you are incarcerated after and as a result of your felony convictions.

26 On November 19, 2020, a restricted real estate salesperson license was issued by the
27 Department of Real Estate (“Department” or “DRE”) to Respondent **LAWAN KENTON BROWN**
28 (“Respondent” or “BROWN”) on the terms, conditions and restrictions set forth in the Real Estate

1 Commissioner's Order filed November 12, 2020, in DRE Case No. H-05122-SD ("November 2020
2 Order"). The November 2020 Order, which was effective November 4, 2020, granted Respondent
3 the right to the issuance of a restricted real estate salesperson license subject to the provisions of
4 California Business and Professions Code ("Code") section 10156.7 and to enumerated additional
5 terms, conditions and restrictions imposed under authority of Code section 10156.6. Among those
6 terms, conditions and restrictions, the Real Estate Commissioner may by appropriate order suspend
7 the right to exercise any privileges granted under the restricted license in the event of "Respondent's
8 conviction (including a plea of nolo contendere) of a crime which bears a substantial relationship
9 to Respondent's fitness or capacity as a real estate licensee."

10 On or about May 10, 2023, in the San Diego County Superior Court, Case No.
11 SCD298293, Respondent BROWN was convicted based on his guilty plea to violating California
12 Vehicle Code sections 23153(b) (driving with a measurable blood alcohol causing injury), 23558
13 (causing bodily injury or death to more than one victim), 23578 (blood alcohol concentration of
14 0.15% or more), and 23612 and 23577 (refusal to submit to and failure to complete breath or urine
15 tests for blood alcohol), all of which are felonies. On or about June 28, 2023, in the San Diego
16 County Superior Court, Case No. SCD299404, Respondent BROWN was convicted based on his
17 guilty plea to violating Vehicle Code sections 23152(a) and 23152(b), both felonies, with
18 enhancements for Vehicle Code section 23550.5(a) (separate violation of Vehicle Code section
19 23153 punished as a felony), and Penal Code section 12022.1(b) (arrest for secondary offense
20 committed while released from custody on primary offense).

21 On or about July 27, 2023, in San Diego County Superior Court Case Nos.
22 SCD298293 and SCD299404, the court suspended sentence, placed Respondent BROWN on
23 formal probation for three (3) years, and committed BROWN to the San Diego County Sheriff for
24 365 days, with credit for 65 days, subject to terms and conditions including but not limited to paying
25 restitution to the victim(s). The court also remanded Respondent BROWN to the custody of the San
26 Diego County Sheriff without bail for 150 days. The court ordered the sentence in Case No.
27 SCD298293 to be served concurrently with Case No. SCD299404.

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1 These convictions in San Diego County Superior Court Case Nos. SCD298293 and
2 SCD299404 bear a substantial relationship under Section 2910, Title 10, Chapter 6, California Code
3 of Regulations to the qualifications, functions or duties of a real estate licensee. Respondent
4 BROWN is presently incarcerated having been remanded to the custody of the San Diego County
5 Sheriff without bail for 150 days by the San Diego County Superior Court.

6 In addition, the November 2020 Order from DRE Case No. H-05122-SD required
7 Respondent BROWN to “[n]otify the Real Estate Commissioner in writing within 72 hours of any
8 arrest.” On or about October 16, 2022, Respondent BROWN was arrested by the San Diego Police
9 Department for violation of Vehicle Code section 23152(a) (DUI alcohol), a misdemeanor. On or
10 about June 14, 2023, Respondent BROWN was arrested by the California Highway Patrol for
11 violation of Vehicle Code sections 23152(a) (driving under the influence), 23152(b) (driving with
12 a blood alcohol level of 0.08% or more), and 12500(a) (driving without a valid driver’s license), all
13 of which are misdemeanors. On or about June 28, 2023, Respondent BROWN was arrested by the
14 San Diego County Sheriff’s Department pursuant to an order of remand into the custody of the
15 Sheriff by the San Diego County Superior Court. The Department has received certified copies of
16 the arrest reports for Respondent BROWN’s arrests on October 16, 2022, June 14, 2023, and June
17 28, 2023. Respondent BROWN failed to timely report his October 16, 2022, June 14, 2023, and
18 June 28, 2023, arrests to the Commissioner, which constitute independent violations of the terms
19 of the restricted license and cause under Code section 10177(k) for the suspension of Respondent
20 BROWN’s restricted license under the Real Estate Law.

21 The Commissioner has determined that as of the dates of Respondent BROWN’s
22 felony convictions on May 10, 2023, and June 28, 2023, Respondent BROWN is in violation of
23 Code section 10177(k) and Respondent BROWN’s restricted real estate salesperson license shall
24 be suspended automatically.

25 NOW, THEREFORE, IT IS ORDERED under authority of Section 10156.7 of the
26 Business and Professions Code of the State of California that the restricted real estate salesperson
27 license heretofore issued to Respondent BROWN and the exercise of any privileges thereunder is
28 hereby suspended until such time as Respondent BROWN provides proof satisfactory to the

1 Department of compliance with the condition(s) referred to above, or pending final determination
2 made after a hearing (see "Hearing Rights" set forth below).

3 IT IS FURTHER ORDERED that all license certificates and identification cards
4 issued by the Department which are in the possession of Respondent BROWN be immediately
5 surrendered by personal delivery or by mailing in the enclosed, self-addressed envelope to:

6 Department of Real Estate
7 Attn: Flag Section
8 P. O. Box 137013
9 Sacramento, CA 95813-7013

10 HEARING RIGHTS: Pursuant to the provisions of Section 10156.7 of the Business
11 and Professions Code, you have the right to a hearing to contest the Commissioner's determination
12 that you are in violation of Code section 10177(k). If you desire a hearing, you must submit a
13 written request. The request may be in any form, as long as it is in writing and indicates that you
14 want a hearing. Unless a written request for a hearing, signed by or on behalf of you, is delivered
15 or mailed to the Department at 320 W. 4th Street, Suite. 350, Los Angeles, California 90013-1105,
16 within 20 days after the date that this Order was mailed to or served on you, the Department will
17 not be obligated or required to provide you with a hearing.

18 This Order shall be effective immediately.

19 IT IS SO ORDERED: 8.22.23

20 DOUGLAS R. McCAULEY
21 REAL ESTATE COMMISSIONER



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26 cc: Acropolis Enterprise Inc.