FILED

JAN 3 1 2013

DEPARTMENT OF REAL ESTATE

By By

BEFORE THE DEPARTMENT OF REAL ESTATE STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of

No. H-5808 SAC

NICHOLAS PANTELL,

Respondent.

No. 412-0213-008

ORDER ACCEPTING VOLUNTARY SURRENDER OF REAL ESTATE LICENSE

On May 1, 2012, an Accusation was filed in this matter against Respondent NICHOLAS PANTELL.

Respondent NICHOLAS PANTELL, petitioned the Commissioner to voluntarily surrender his real estate broker license pursuant to Section 10100.2 of the Business and Professions Code.

IT IS HEREBY ORDERED that Respondent NICHOLAS PANTELL's petition for voluntary surrender of his real estate broker license is accepted as of the effective date of this Order as set forth below, based upon the understanding and agreement expressed in the Declaration executed by Respondent NICHOLAS PANTELL, on December 5, 2012, (attached as Exhibit "A" hereto).

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Respondent NICHOLAS PANTELL's license certificate and pocket card shall be sent to the below-listed address so that they reach the Department on or before the effective date of this Order:

DEPARTMENT OF REAL ESTATE

Attention: Licensing Flag Section

P. O. Box 187000

Sacramento, CA 95818-7000

This Order shall become effective at 12 o'clock noon on

FEB 2 0 2013

DATED: ///8//3

Real Estate Commissioner

By AWET P. KIDANE Chief Deputy Commissioner BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of

No. H-5808 SAC

NICHOLAS PANTELL,

Respondents.

DECLARATION

My name is NICHOLAS PANTELL, and I am currently licensed as a real estate broker and/or have license rights with respect to said license. I am representing myself in this matter.

In lieu of proceeding in this matter in accordance with the provisions of the Administrative Procedures Act (Sections 11400 et seq., of the Government Code), I wish to voluntarily surrender my real estate license(s) issued by the Department of Real Estate ("Department"), pursuant to Business and Professions Code Section 10100.2.

I understand that by voluntarily surrendering my license(s), I may be relicensed as a real estate broker or as a salesperson only by petitioning for reinstatement pursuant to Section 11522 of the Government Code. I also understand that by so voluntarily surrendering my license(s), I agree to the following:

EXHIBIT

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- 1. The filing of this Declaration shall be deemed as my petition for voluntary surrender.
- 2. It shall also be deemed to be an understanding and agreement by me that I waive all rights I have to require the Commissioner to prove the allegations contained in the Accusation filed in this matter at a hearing held in accordance with the provisions of the Administrative Procedures Act (Government Code Sections 11400 et seq.), and that I also waives other rights afforded to me in connection with the hearing such as the right to discovery, the right to present evidence in defense of the allegations in the Accusation and the right to cross examine witnesses.
- 3. I further agree that upon acceptance by the Commissioner, as evidenced by an appropriate order, all affidavits and all relevant evidence obtained by the Department in this matter prior to the Commissioner's acceptance, and all allegations contained in the Accusation filed in the Department Case No. H-5808 SAC, may be considered by the Department to be true and correct for the purpose of deciding whether or not to grant relicensure or reinstatement pursuant to Government Code Section 11522.
- 4. I freely voluntarily surrender all my licenses and license rights under the Real Estate Law.

I declare under penalty of perjury under the laws of the State of California that the above is true and that this declaration was executed Declaration \(\subseteq \) \(\subseteq \) at

La Guista California

NICHOLAS PANTELI