

1 Department of Real Estate
2 320 West 4th Street, Suite 350
3 Los Angeles, California 90013

4 Telephone: (213) 576-6982

FILED

JUL 10 2025

DEPT. OF REAL ESTATE

By _____

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8 BEFORE THE DEPARTMENT OF REAL ESTATE
9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Application of) No. H-05859 SD
12 BRITTANY LAUREN BARBOUR,) **STIPULATION AND WAIVER**
13 Respondent.)
14 _____)

15 It is hereby stipulated by and between BRITTANY LAUREN BARBOUR (hereinafter
16 "Respondent"), represented by Frank Buda, Esq., and the Complainant, acting by and through
17 Diane Lee, Counsel for the Department of Real Estate, as follows for the purpose of settling and
18 disposing of the Statement of Issues filed on January 29, 2025 in this matter:

19 Respondent acknowledges that Respondent has received and read the Statement of
20 Issues and the Statement to Respondent filed by the Department of Real Estate in connection
21 with Respondent's application for a real estate salesperson license. Respondent understands
22 that the Real Estate Commissioner may hold a hearing on the Statement of Issues for the
23 purpose of requiring further proof of Respondent's honesty and truthfulness and to prove other
24 allegations therein, or that he may in his discretion waive the hearing and grant Respondent a
25 restricted real estate salesperson license based upon this Stipulation and Waiver. Respondent
26 also understands that by filing the Statement of Issues in this matter the Real Estate
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1 Commissioner is shifting the burden to Respondent to make a satisfactory showing that
2 Respondent meets all the requirements for issuance of a real estate salesperson license.
3 Respondent further understands that by entering into this Stipulation and Waiver, Respondent
4 will be stipulating that the Real Estate Commissioner has found that Respondent has failed to
5 make such a showing, thereby justifying the denial of the issuance to Respondent of an
6 unrestricted real estate salesperson license.

7 Respondent hereby admits that the allegations in the Statement of Issues filed against
8 Respondent are true and correct, and requests that the Real Estate Commissioner in his
9 discretion issue a restricted real estate salesperson license to Respondent under the authority of
10 California Business and Professions Code section 10156.5.

11 Respondent is aware that by signing this Stipulation and Waiver, Respondent is waiving
12 Respondent's right to a hearing and the opportunity to present evidence at the hearing to
13 establish Respondent's rehabilitation in order to obtain an unrestricted real estate salesperson
14 license if this Stipulation and Waiver is accepted by the Real Estate Commissioner. However,
15 Respondent is not waiving Respondent's right to a hearing and to further proceedings to obtain
16 a restricted or unrestricted license if this Stipulation and Waiver is not accepted by the
17 Commissioner.

18 Respondent agrees that by signing this Stipulation and Waiver, the conditions,
19 limitations, and restrictions imposed on Respondent's restricted license, identified below, may
20 be removed only by filing a Petition for Removal of Restrictions ("Petition") with the
21 Commissioner, and that Respondent's Petition must follow the procedures set forth in
22 California Government Code section 11522.


23 Respondent further understands that the restricted license issued to Respondent shall be
24 subject to all of the provisions of California Business and Professions Code section 10156.7 and
25 to the following conditions, limitations, and restrictions imposed under authority of California
26 Business and Professions Code section 10156.6:

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- 1 1. The restricted license shall not confer any property right in the privileges to be
2 exercised including the right of renewal, and the Real Estate Commissioner may
3 by appropriate order suspend the right to exercise any privileges granted under
4 this restricted license in the event of:
 - 5 a. Respondent's conviction (including a plea of nolo contendere) to a crime
6 that bears a substantial relationship to Respondent's fitness or capacity as
7 a real estate licensee; or
 - 8 b. The receipt of evidence that Respondent has violated provisions of the
9 California Real Estate Law, the Subdivided Lands Law, Regulations of
10 the Real Estate Commissioner, or conditions attaching to this restricted
11 license.
- 12 2. Respondent shall not be eligible to apply for the issuance of an unrestricted real
13 estate license nor the removal of any of the conditions, limitations, or restrictions
14 attaching to the restricted license until three (3) years have elapsed from the date
15 of issuance of the restricted license to Respondent. Respondent shall not be
16 eligible to apply for any unrestricted licenses until all restrictions attaching to the
17 license have been removed.
- 18 3. With the application for license or with the application for transfer to a new
19 employing broker, Respondent shall submit a statement signed by the
20 prospective employing broker on a form approved by the Department of Real
21 Estate, such as the Restricted Salesperson Change Application (RE 214A),
22 wherein the employing broker shall certify as follows:
 - 23 a. That broker has read the Statement of Issues which is the basis for the
24 issuance of the restricted license; and
 - 25 b. That broker will carefully review all transaction documents prepared by
26 the restricted licensee and otherwise exercise close supervision over the
27 licensee's performance of acts for which a license is required.

1 4. Respondent shall notify the Real Estate Commissioner in writing within 72 hours
2 of any arrest by sending a certified letter to the Real Estate Commissioner at the
3 Department of Real Estate, 651 Bannan Street, Suite 504, Sacramento, California
4 95811. The letter shall set forth the date of Respondent's arrest, the crime for
5 which Respondent was arrested, and the name and address of the arresting law
6 enforcement agency. Respondent's failure to timely file written notice shall
7 constitute an independent violation of the terms of the restricted license and shall
8 be grounds for the suspension or revocation of that license.

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10 DATED: 05/20/2025


Diane Lee, Counsel
Department of Real Estate

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13 Respondent has read this Stipulation and Waiver and its terms are understood by
14 Respondent and are agreeable and acceptable to Respondent. Respondent understands that
15 Respondent is waiving rights given to Respondent by the California Administrative Procedure
16 Act (including, but not limited to, California Government Code sections 11504, 11506, 11508,
17 11509, and 11513), and Respondent willingly, intelligently, and voluntarily waives those rights,
18 including, but not limited to, the right to a hearing on the Statement of Issues at which
19 Respondent would have the right to cross-examine witnesses against Respondent and to present
20 evidence in defense and mitigation of the charges.

21 Respondent shall mail the original signed signature page of this Stipulation herein
22 to Department of Real Estate, Attention: Legal Section – Diane Lee, 320 West Fourth Street,
23 Suite 350, Los Angeles, California 90013-1105.

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1 In the event of time constraints before an administrative hearing, Respondent can signify
2 acceptance and approval of the terms and conditions of this Stipulation and Waiver by emailing a
3 scanned copy of the signature page, as actually signed by Respondent, to the Department of Real
4 Estate counsel assigned to this case. Respondent agrees, acknowledges, and understands that by
5 electronically sending the Department of Real Estate a scan of Respondent's actual signature
6 as it appears on the Stipulation and Waiver that receipt of the scan by the Department of Real
7 Estate shall be binding on Respondent as if the Department of Real Estate had received the
8 original signed Stipulation and Waiver.

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10 DATED: 5/19/2025


BRITTANY LAUREN BARBOUR
Respondent

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14 DATED: 5-20-25


FRANK BUDA, ESQ.
Attorney for Respondent BRITTANY LAUREN
BARBOUR
Approved as to Form and Content

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18 I have read the foregoing Stipulation and Waiver signed by Respondent. I am satisfied
19 that the hearing for the purpose of requiring further proof as to the honesty and truthfulness of
20 Respondent need not be called and that it will not be inimical to the public interest to issue a
21 restricted real estate salesperson license to Respondent.

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Therefore, IT IS HEREBY ORDERED that a restricted real estate salesperson license be issued to Respondent BRITTANY LAUREN BARBOUR if Respondent has otherwise fulfilled all of the statutory requirements for licensure. The restricted salesperson license shall be limited, conditioned, and restricted as specified in the foregoing Stipulation and Waiver.

This Order is effective immediately,

IT IS SO ORDERED

CHIKA SUNQUIST
REAL ESTATE COMMISSIONER

By Marcus L. McCarther
Chief Deputy Real Estate Commissioner