

FAG

1 DEPARTMENT OF REAL ESTATE
2 P. O. Box 187007
3 Sacramento, CA 95818-7000
4 Telephone: (916) 227-0789

FILED
AUG 20 2012
DEPARTMENT OF REAL ESTATE
By *L. Just*

8 BEFORE THE DEPARTMENT OF REAL ESTATE
9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of:) NO. H-5865 SAC
12)
13 FRANK LIVINGSTON HICKS,) PRELIMINARY BAR ORDER
14) AND NOTICE OF INTENTION
15) TO ISSUE BAR ORDER
) (B&P Code § 10087)
) Respondent.)
)

16 TO: FRANK LIVINGSTON HICKS
17 CDC# AK4000
18 North Kern State Prison
19 PO Box 587
20 Delano, CA 93216
21 FRANK LIVINGSTON HICKS
22 3820 Woodcrest Rd.
23 Sacramento, CA 95821

24 Pursuant to section 10087(c) of the California Business and Professions Code
25 (herein "the Code"), you, FRANK LIVINGSTON HICKS (herein "Respondent"), are hereby
26 notified of the intention of the California Real Estate Commissioner (herein "Commissioner") to
27 issue a Bar Order pursuant to section 10087(a)(2) of the Code on the following grounds:

On or about November 14, 2011, in the Superior Court of the State of California,
County of Sacramento, Case No. 11F00941, Respondent was convicted of violating Penal Code

1 sections 184(a)(1) (conspiracy), 524 (attempted extortion), 523 (threatening letters), and two
2 counts of section 422 (terrorist threats), all felonies which bear a substantial relationship under
3 section 2910, title 10, California Code Regulations to the qualifications, functions or duties of a
4 real estate licensee and constitutes grounds under sections 490 and 10177(b) of the Code for the
5 suspension or revocation of all licenses and license rights of Respondent under Part 1 of Division
6 4 of the Business and Professions Code (herein "the Real Estate Law").

7 The events and circumstances leading to the above convictions are that
8 Respondent attempted to extort \$3,000,000 from the Chief Executive Officer (herein "CEO") of
9 a local corporation by delivering a threatening note to the home of said CEO detailing how to
10 deliver the money to Respondent.

11 Please take notice that the Commissioner seeks to bar and prohibit you for a
12 period of thirty-six (36) months from the effective date of the Bar Order from engaging in any of
13 the following activities in the State of California:

- 14 (A) Holding any position of employment, management, or control in a real estate
15 business;
- 16 (B) Participating in any business activity of a real estate salesperson or a real
17 estate broker;
- 18 (C) Engaging in any real estate related business activity on the premises where a
19 real estate salesperson or real estate broker is conducting business; and,
- 20 (D) Participating in any real estate related business activity of a finance lender,
21 residential mortgage lender, bank credit union, escrow company, title
22 company, or underwritten title company.

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24 **YOU ARE IMMEDIATELY PROHIBITED FROM ENGAGING IN ANY BUSINESS**
25 **ACTIVITY INVOLVING REAL ESTATE THAT IS SUBJECT TO REGULATION**
26 **UNDER THE REAL ESTATE LAW.**

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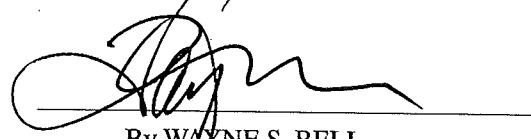
NOTICE OF RIGHT AND OPPORTUNITY FOR A HEARING

Pursuant to Section 10087 of the Code, you have the right to request a hearing under the California Administrative Procedure Act (Chapter 4.5 – commencing with Section 11400 of the Government Code). If you desire a hearing, you must submit a written request within fifteen (15) days after the mailing or service of this “Notice of Intention to Issue Bar Order and Preliminary Bar Order.” The request may be in any form provided it is in writing, includes your current return address, indicates that you want a hearing, is signed by you or on your behalf, and is mailed to the Department of Real Estate, P. O. Box 187007, Sacramento, California 95818-7007, attention: Legal Section; or, delivered personally to the offices of the Department of Real Estate, 2201 Broadway, Sacramento, California.

If no hearing is requested within said fifteen (15) day time period, your failure to request a hearing shall constitute a waiver of the right to a hearing.

It is so ordered this 13th day of July, 2012.

Real Estate Commissioner



By WAYNE S. BELL
Chief Counsel