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FILED

FEB 27 2013

DEPARTMENT OF REAL ESTATE

By K. Contreras

7
8 BEFORE THE
9 DEPARTMENT OF REAL ESTATE
10 STATE OF CALIFORNIA

11 * * *

12 In the Matter of the Accusation of)

13 LEONARD IGNACIUS ILGUNAS,)

14 Respondent.)
15)

NO. H-5962 SAC

ACCUSATION

16 The Complainant, Tricia D. Sommers, a Deputy Real Estate Commissioner of
17 the State of California, for cause of Accusation against LEONARD IGNACIUS ILGUNAS
18 (hereinafter "Respondent") is informed and alleges as follows:

19 I

20 Respondent is presently licensed and/or has license rights under the Real Estate
21 Law, Part 1 of Division 4 of the Business and Professions Code (hereinafter "Code") as a real
22 estate salesperson.

23 II

24 The Complainant makes this Accusation against Respondent in her official
25 capacity.

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1 III

2 On or about September 19, 2011, in the Superior Court of California,
3 County of Alameda, Case No. H50786, Respondent was convicted of the following violations:
4 Section 23152(a) of the California Vehicle Code (driving under the influence of alcohol or
5 drugs); Section 23152(b) of the California Vehicle Code (driving while having 0.08% or higher
6 blood alcohol concentration); Section 417(a)(2) of the California Penal Code (exhibition of a
7 firearm in a rude, angry, or threatening manner); Section 12025 of the California Vehicle Code
8 (carrying a concealed firearm within a vehicle); and, Section 25631 of the California Business
9 and Professions Code (knowingly purchasing any alcoholic beverage between the hours of
10 2:00 a.m. and 6:00 a.m.), each misdemeanors which bear a substantial relationship under
11 Section 2910, Title 10, California Code of Regulations (hereinafter the "Regulations"), to the
12 qualifications, functions, or duties of a real estate licensee.

13 IV

14 On or about November 3, 2010, in the Superior Court of California, County of
15 Contra Costa, Case No. 01-149676-9, Respondent was convicted of a violation of Section
16 23103(a) of the California Vehicle Code (reckless driving while under the influence of drugs or
17 alcohol), a misdemeanor which bears a substantial relationship under Section 2910 of the
18 Regulations, to the qualifications, functions, or duties of a real estate licensee.

19 V

20 The facts alleged above constitute cause under Sections 490 (conviction of
21 substantially related crime) and/or 10177(b) (further grounds for disciplinary action – conviction
22 of crime) of the Code for suspension or revocation of all licenses and license rights of
23 Respondent under the Real Estate Law.

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1 MATTERS IN AGGRAVATION

2 VI

3 On or about August 3, 1993, in the Superior Court of California, County of
4 San Joaquin, Case No. LM007126A, Respondent was convicted of a violation of Section
5 23152(b) of the California Vehicle Code (driving while having 0.08% or higher blood alcohol
6 concentration), a misdemeanor.

7 VII

8 Section 10106 of the Code provides, in pertinent part, that in any order issued in
9 resolution of a disciplinary proceeding before the department, the Commissioner may request the
10 Administrative Law Judge to direct a licensee found to have committed a violation of this part to
11 pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

12 WHEREFORE, Complainant prays that a hearing be conducted on the allegations
13 of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary
14 action against all licenses and license rights of Respondent under the Real Estate Law (Part 1 of
15 Division 4 of the Business and Professions Code), and for such other and further relief as may be
16 proper under other provisions of law.

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21 TRICIA D. SOMMERS
22 Deputy Real Estate Commissioner
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24 Dated at Sacramento, California,
25 this 19th day of February, 2013.
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