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FILED

OCT 24 2013

BUREAU OF REAL ESTATE

By K. Contreras

8 BEFORE THE DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Accusation of)

12 LEONARD IGNACIUS ILGUNAS,)

13 Respondent.)

NO. H-5962 SAC

FIRST AMENDED
ACCUSATION

14)
15 The Complainant, Tricia D. Sommers, a Deputy Real Estate Commissioner of
16 the State of California, for cause of First Amended Accusation against LEONARD IGNACIUS
17 ILGUNAS (hereinafter "Respondent") is informed and alleges as follows:

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

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

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26 On or about November 2, 1012, in the Superior Court of California, County of
27 Humboldt, Case No. CR1204754, Respondent was convicted of a violation of Section 14601.5(a)

1 of the California Vehicle Code (driving a motor vehicle with knowledge of a suspended license),
2 a misdemeanor which bears a substantial relationship under Section 2910 of the California Code
3 of Regulations (hereinafter the "Regulations"), to the qualifications, functions, or duties of a real
4 estate licensee

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

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17 On or about November 3, 2010, in the Superior Court of California, County of
18 Contra Costa, Case No. 01-149676-9, Respondent was convicted of a violation of Section
19 23103(a) of the California Vehicle Code (reckless driving while under the influence of drugs or
20 alcohol), a misdemeanor which bears a substantial relationship under Section 2910 of the
21 Regulations, to the qualifications, functions, or duties of a real estate licensee.

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

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1 MATTERS IN AGGRAVATION

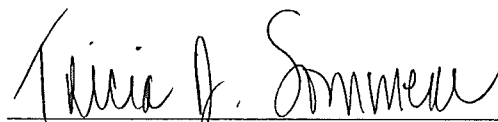
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3 On or about August 3, 1993, in the Superior Court of California, County of
4 San Joaquin, Case No. LM007126A, Respondent was convicted of a violation of Section
5 23152(b) of the California Vehicle Code (driving while having 0.08% or higher blood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

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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 First Amended Accusation and that upon proof thereof, a decision be rendered imposing
14 disciplinary action against all licenses and license rights of Respondent under the Real Estate
15 Law (Part 1 of Division 4 of the Business and Professions Code), and for such other and further
16 relief as may be 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 9th day of October, 2013.
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