FILED BUREAU OF REAL ESTATE 1 P. O. Box 137007 2 October 18, 2013 Sacramento, CA 95813-7007 3 **BUREAU OF REAL ESTATE** Telephone: (916) 263-8672 4 5 6 7 STATE OF CALIFORNIA 8 **BUREAU OF REAL ESTATE** 9 10 To: No. H-6025 SAC 11 HENRY MANAGEMENT GROUP, LLC, ORDER TO DESIST AND REFRAIN 12 and TAMURI L. HENRY (B&P Code Section 10086) 13 14 The Commissioner (Commissioner) of the California Bureau of Real Estate 15 (Bureau) caused an investigation to be made of the activities of HENRY MANAGEMENT 16 GROUP, LLC (HMG) and TAMURI L. HENRY (HENRY). Based on that investigation, the 17 Commissioner has determined that HMG and HENRY have engaged in, are engaging in, or are 18 attempting to engage in, acts or practices constituting violations of the California Business and 19 Professions Code (Code) and/or Title 10, Chapter 6, California Code of Regulations 20 (Regulations), including the business of, acting in the capacity of, and/or advertising or 21 assuming to act as, a real estate broker in the State of California within the meaning of Section 22 10131(b) (property management services). Furthermore, based on the investigation, the 23 Commissioner hereby issues the following Findings of Fact, Conclusions of Law, and Desist 24 and Refrain Order under the authority of Section 10086 of the Code. 25

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## **FINDINGS OF FACT**

- 1. At no time was HMG and/or HENRY licensed by the Bureau in any capacity.
- 2. During the period of time set forth below, HENRY and HMG, on behalf of others, for compensation or in expectation of compensation, leased or rented and offered to lease or rent, and solicited for prospective tenants of real property or improvements thereon, and collected rents from real property or improvements thereon.
- 3. Within the last three years, HENRY, who was acting on behalf HMG, in the course of the property management brokerage activities described above, solicited prospective tenants for, negotiated rental agreements for, and/or collected rents from real properties owned by another or others, including, but not limited to the rental properties located at 329 El Dorado, 331 El Dorado, and 335 El Dorado, Vallejo, California owned by Richard S.

## **CONCLUSIONS OF LAW**

4. Based on the findings of fact contained in Paragraphs 1 through 3, above, HENRY and HMG have performed and/or participated in property management activities which require a real estate license under Sections 10130 and 10131(b) of the Code during a period of time when HENRY and HMG was not licensed by the Bureau in any capacity.

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## DESIST AND REFRAIN ORDER

Based on the Findings of Fact and Conclusions of Law stated herein, HENRY and HMG, whether doing business under their own name, or any other names or fictitious names, ARE HEREBY ORDERED to immediately desist and refrain from performing any acts within the State of California for which a real estate broker license is required. In particular, HENRY and HMG are ordered to desist and refrain from soliciting or providing or participating in property management services for others and for compensation, unless and until they obtain a real estate broker license issued by the Bureau.

DATED: SEPTEMBER 26, 2013

REAL ESTATE COMMISSIONER

By: JEFFREY MASON Chief Deputy Commissioner

**Notice:** Business and Professions Code Section 10139 provides that "Any person acting as a real estate broker or real estate salesperson without a license or who advertises using words indicating that he or she is a real estate broker without being so licensed shall be guilty of a public offense punishable by a fine not exceeding twenty thousand dollars (\$20,000), or by imprisonment in the county jail for a term not to exceed six months, or by both fine and imprisonment; or if a corporation, be punished by a fine not exceeding sixty thousand dollars (\$60,000)."