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BUREAU OF REAL ESTATE

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9 BEFORE THE
10 BUREAU OF REAL ESTATE
11 STATE OF CALIFORNIA

12 * * *

12 In the Matter of the Application of)
13 TONY BAYARD DE VOLO,) H-6170 SAC
14 Respondent.) STATEMENT OF ISSUES
15)
16

17 The Complainant, SYLVIA YRIGOLLEN, in her official capacity as a Deputy
18 Real Estate Commissioner of the State of California, for Statement of Issues against TONY
19 BAYARD DE VOLO, also known as "Anthony Bayard De Volo", ("Respondent"), is informed
20 and alleges as follows:

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22 Respondent made application through the Nationwide Mortgage Licensing System
23 Registry to the State of California Bureau of Real Estate ("the Bureau") for a mortgage loan
24 originator license endorsement ("License Endorsement") on or about April 1, 2014.

25 2

26 On or about March 7, 2012, the Supreme Court of the State of California, Case
27 No. S201832, entered an order suspending Respondent's California State Bar license for a period

1 of ninety (90) days based on four (4) counts that Respondent failed to perform legal activities
2 with competence, one (1) count of seeking an agreement to not file/withdraw a State Bar
3 complaint, and two (2) counts of limiting liability to a client

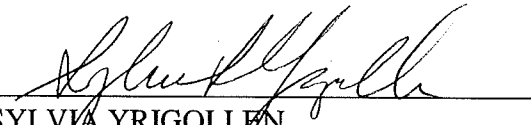
4 3

5 Effective July 31, 2013, in Case No. H-11471 SF, Respondent's real estate broker
6 license was revoked by the California Real Estate Commissioner ("Commissioner") pursuant to
7 Section 10177(f) (revocation or suspension of license by other government agency for acts that
8 would warrant revocation or suspension if performed by real estate licensee) of the California
9 Business and Professions Code (the "Code"), and Respondent was granted the right to a
10 restricted broker license.

11 4

12 Respondent's acts and/or omissions, described in Paragraphs 2 and 3, above,
13 constitute cause for denial of Respondent's application for a mortgage loan originator license
14 endorsement pursuant to the provisions of Section 10166.05(c) (failure to demonstrate such
15 financial responsibility, character, and general fitness to command the confidence of the
16 community and warrant a determination that mortgage loan originator will operate honestly,
17 fairly, and efficiently) of the Code.

18 WHEREFORE, Complainant prays that the above-entitled matter be set for
19 hearing and, upon proof of the charges contained herein, that the Commissioner refuse to
20 authorize the issuance of, and deny the issuance of, a mortgage loan originator license
21 endorsement to Respondent, and for such other and further relief as may be proper under the
22 provisions of the law.

23
24 
25 SYLVIA YRIGOLLEN
Deputy Real Estate Commissioner

26 Dated at Sacramento, California,
27 this 30th day of September, 2014.