

FILED

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BUREAU OF REAL ESTATE

By S. Black

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BEFORE THE
BUREAU OF REAL ESTATE
STATE OF CALIFORNIA

In the Matter of the Accusation of)
) NO. H-6233 SAC
MITCHELL LUKE ABDALLAH,)
) ACCUSATION
Respondent.)
)

The Complainant, TRICIA PARKHURST, a Deputy Real Estate Commissioner
(herein "Complainant") of the State of California, Bureau of Real Estate (herein the "Bureau"),
makes this Accusation in her official capacity against MITCHELL LUKE ABDALLAH
(herein the "Respondent"), is informed and alleges as follows:

1

At all times herein mentioned, Respondent is licensed and/or has license
rights under the Real Estate Law, Part 1 of Division 4 of the Business and Professions Code
(herein "Code") as a real estate broker.

3

Effective about February 14, 2014, in Case Nos. 12-O-15890-PEM and
12-O-15304, the California Supreme Court, after giving Respondent fair notice of the charges, an
opportunity for a hearing, and other due process protections required by the Administrative

1 Procedure Act, suspended, with a stay, Respondent from the practice of law in California for
2 one (1) year and placed Respondent on probation for two (2) years, for twice violating Sections
3 6068(o)(3) (failing to report two (2) sanctions from the U.S. Bankruptcy Court, Eastern District
4 of California (Bankruptcy Court) to the California State Bar) and 6103 (violated two (2) orders
5 of the Bankruptcy Court) of the Code.

6 4

7 On February 5, 2014, two separate and diligent searches were made of the records
8 of the Bureau relating to Respondent's real estate license, License ID # 01015381, and as a result
9 of said searches, no record was discovered having been received from Respondent notifying the
10 Bureau, in writing, of the two (2) separate sanctions, described in Paragraph 3, above, that were
11 taken against the Respondent by an agency of the federal government (Bankruptcy Court) nor
12 was there a record discovered of any disciplinary action taken against Respondent by another
13 licensing entity (California State Bar) or authority of this state (California Supreme Court).

14 5

15 Respondent's State Bar Number 231804, was restricted and suspended with a stay,
16 as described in Paragraph 3, above, for acts which, if committed by a real estate licensee, would
17 constitute grounds for the suspension or revocation of a California real estate license, pursuant to
18 the provisions of Sections 10186.2(a)(1)(C) and 10186.2(a)(2) (failure to report in writing within
19 30 days to the Bureau of any disciplinary action brought by authority of the federal government
20 or another licensing entity or authority of the state) of the Code.

21 6

22 Respondent's acts and omissions described in Paragraphs 3 through 5, above,
23 constitute cause for suspension or revocation of Respondent's real estate broker license under
24 Section 10177(f) of the Code.

25 7

26 Respondent's acts and omissions described in Paragraph 4, above, constitute
27 cause for suspension or revocation of Respondent's real estate broker license under Sections

1 10186.2(a)(1)(C), 10186.2(a)(2) and 10186.2(b) (failure to make a report required by this section
2 shall constitute cause for discipline) of the Code.

3 8

4 MATTER IN AGGRAVATION

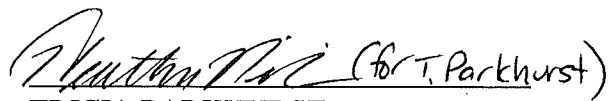
5 On or about March 23, 2011, in the Superior Court of the State of California,
6 County of Sacramento, Respondent was convicted of the crime of Wet Reckless Driving, in
7 violation of Section 23103.5 of the California Vehicle Code, a misdemeanor which bears a
8 substantial relationship under Section 2910, Chapter 6, Title 10, California Code of Regulations,
9 to the qualifications, functions or duties of a real estate license.

10 9

11 Investigation and Enforcement Costs

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

16 WHEREFORE, Complainant prays that a hearing be conducted on the allegations
17 of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary
18 action against all licenses and license rights of Respondent under the Real Estate Law (Part 1 of
19 Division 4 of the Business and Professions Code), for the cost of the investigation and
20 enforcement as permitted by law, and for such other and further relief as may be proper under
21 other applicable provisions of law.

22
23  (for T. Parkhurst)
24 TRICIA PARKHURST
25 Deputy Real Estate Commissioner

26 Dated at Sacramento, California.

27 this 4th day of March, 2015.