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BUREAU OF REAL ESTATE

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BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

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In the Matter of the Accusation of:

GORDON JIN,

Respondent.

No. H-6542 SAC

AMENDED ACCUSATION

The Complainant, TRICIA D. PARKHURST, in her official capacity as a Supervising Special Investigator of the Bureau of Real Estate ("Bureau") of the State of California, brings this Accusation against Respondent GORDON JIN ("Respondent"), and is informed and alleges as follows:

1

Respondent is presently licensed and/or has license rights under the Real Estate Law (Part 1 of Division 4 of the California¹ Business and Professions Code) ("Code") as a real estate salesperson.

2

On or about August 17, 2016, in the Superior Court of the State of California, County of Sacramento, Case No. 16FE012531, Respondent was convicted of violating Health

¹ All references are to California Codes and Regulations, unless otherwise stated.

and Safety Code Section 11359 (possession of marijuana for sale), a felony and crime which bears a substantial relationship to the qualifications, functions, or duties of a real estate licensee pursuant to Section 2910, Title10, California Code of Regulations.

A diligent search was made of the records of the Bureau, relating to Respondent's Real Estate Salesperson License. As a result of said search, no record was discovered having been received from Respondent notifying the Bureau, in writing, of the filing of the felony complaint and/or any conviction.

GROUNDS FOR DISCIPLINE

The facts identified in Paragraph 2, above, constitute cause for the suspension or revocation of all licenses and license rights of Respondent under the Real Estate Law under Sections 490 (conviction of crime), and 10177(b) (conviction of substantially related crime) of the Code.

The facts identified in Paragraph 3, above, constitute grounds for the suspension or revocation of all licenses and license rights of Respondent pursuant to Section 10177(d) (willful disregard or violation of the Real Estate Law), in conjunction with Section 10186.2 (failing to report in writing the filing of a felony complaint and/or the conviction of a crime within 30 days) of the Code.

COST RECOVERY

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

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

TRICIA D. PARKHURST Supervising Special Investigator

Dated at Sacramento, California, this I have

. 2017.

DISCOVERY DEMAND

Pursuant to Sections 11507.6, et seq. of the Government Code, the Bureau hereby makes demand for discovery pursuant to the guidelines set forth in the Administrative Procedure Act. Failure to provide Discovery to the Bureau may result in the exclusion of witnesses and documents at the hearing or other sanctions that the Office of Administrative Hearings deems appropriate.