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FILED
JUL 07 1993

DEPARTMENT OF REAL ESTATE

By Lynda Montiel
Lynda Montiel

BEFORE THE
DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of)
ELIZABETH ANN BARSELL,)
Respondent.)

NO. H-6654 SF

ORDER VACATING ORDER SUSPENDING
RESTRICTED REAL ESTATE LICENSE

The ORDER SUSPENDING RESTRICTED REAL ESTATE LICENSE
herein filed on April 29, 1992, against respondent ELIZABETH ANN
BARSELL is vacated.

IT IS SO ORDERED this 29th day of June, 1993.

CLARK WALLACE
Real Estate Commissioner

John R. Liberator

Hay

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APR 29 1992

DEPARTMENT OF REAL ESTATE

By Maria Juarez

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of) No. H-6654 SF
ELIZABETH ANN BARSELL,)
Respondent.)

ORDER SUSPENDING RESTRICTED REAL ESTATE LICENSE

TO: ELIZABETH ANN BARSELL

On May 23, 1991, a restricted real estate salesperson license was issued by the Department of Real Estate to Respondent on the terms, conditions and restrictions set forth in the Real Estate Commissioner's Decision of March 15, 1991, in Case No. H-6321 SF. This Decision granted the right to the issuance of a restricted real estate salesperson license subject to the provisions of Section 10156.7 of the Business and Professions Code and to enumerated additional terms, conditions and restrictions imposed under authority of Section 10156.6 of said Code.

On March 20, 1992, in Case No. H-6654 SF, an Accusation by a Deputy Real Estate Commissioner of the State of California

1 California was filed charging Respondent with violation of Section
2 10177(k) of the Business and Professions Code of the State of
3 California.

4 NOW, THEREFORE, IT IS ORDERED under authority of Section
5 10156.7 of the Business and Professions Code of the State of
6 California that the restricted real estate salesperson license
7 heretofore issued to respondent and the exercise of any privileges
8 thereunder is hereby suspended pending final determination made
9 after a hearing on the aforesaid Accusation.

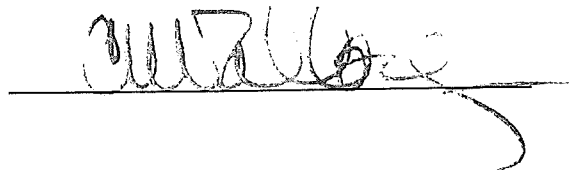
10 IT IS FURTHER ORDERED that all license certificates and
11 identification cards issued by Department of Real Estate which are
12 in the possession of Respondent be immediately surrendered by
13 personal delivery or by mailing in the enclosed, self-addressed
14 envelope to:

15 Department of Real Estate
16 Attn: Flag Section
17 P. O. Box 187000
Sacramento, CA 95818-7000

18 This Order shall be effective immediately.

19 DATED: 4/14/92

20 DEPARTMENT OF REAL ESTATE
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MAR 20 1992

1 DAVID B. SEALS, Counsel
2 Department of Real Estate
3 185 Berry Street, Room 3400
4 San Francisco, California 94107-1770
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11
12
13 (415) 904-5917
14

DEPARTMENT OF REAL ESTATE

By *Edward V. ChioLO*

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of)	
ELIZABETH ANN BARSELL,)	NO. H-6654 SF
Respondent.)	<u>ACCUSATION</u>

The Complainant, EDWARD V. CHIOLO, a Deputy Real Estate Commissioner of the State of California, for cause of Accusation against ELIZABETH ANN BARSELL (hereinafter Respondent) is informed and alleges as follows:

I

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

II

The Complainant, EDWARD V. CHIOLO, a Deputy Real Estate Commissioner of the State of California, makes this Accusation in his official capacity and not otherwise.

III

On or about May 23, 1991, a restricted real estate salesperson license was issued by the Department of Real Estate to Respondent on the terms, conditions and restrictions set forth in the Real Estate Commissioner's Order of March 15, 1991 in Case No. H-6321 SF.

IV

Included in said terms, conditions and restrictions was the following:

"C. The restricted license may be suspended prior to hearing by Order of the Real Estate Commissioner on evidence satisfactory to the Commissioner that Respondent has violated the provisions of the California Real Estate Law, the Subdivided Lands Law, Regulations of the Commissioner or conditions attaching to the restricted license.

. . .

G. Respondent shall within nine (9) months from the effective date of this Decision present evidence satisfactory to the Commissioner that she has, since the most recent issuance of an original or renewal real estate license, taken and successfully completed the continuing education requirements of BPC Section 10170.5(a) and (b) for renewal of a real estate license. If Respondent fails to satisfy this condition, the Commissioner may further order the suspension of the restricted license until Respondent presents such evidence. The Commissioner shall afford Respondent the opportunity for a hearing pursuant to the Administrative Procedure Act to present such evidence."

/ / / /

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V

Respondent has failed to comply with the terms, conditions and restrictions as set forth in Paragraph IV above and the Commissioner's Order of March 15, 1991 in that she has presented no evidence to the Commissioner that she has successfully completed the continuing education requirements of Business and Professions Code Section 10170.5(a) and (b) within nine (9) months from May 23, 1991.

VI

The facts alleged above are grounds for the suspension or revocation of Respondent's license under Section 10177(k) of the Business and Professions Code.

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

Edward V. ChioLO

EDWARD V. CHIOLO
Deputy Real Estate Commissioner

Dated at San Francisco, California
this 19th day of MARCH, 1992.