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1 DEPARTMENT OF REAL ESTATE
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3 Sacramento, CA 95813-7007
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FILED

JUN 05 2019

DEPARTMENT OF REAL ESTATE
By *K. Young*

8 BEFORE THE DEPARTMENT OF REAL ESTATE
9 STATE OF CALIFORNIA

10 * * * *

11 In the Matter of the Accusation of:)	No. H-6686 SAC
)	OAH Hearing No. 2018090059
12 EXP REALTY OF CALIFORNIA,)	
13 RAMEY JOSEPH MARQUEZ,)	ORDER FOR DISMISSAL
VICKI L. HOUFF, SHANTAE NICOLE)	<i>(as to Respondents Houff</i>
14 TEDTAOTAO, and NATASHA DEE)	<i>and Tedtaotao only)</i>
CARLENA DAVIS)	
)	
15 Respondents.)	
)	

17 ORDER FOR DISMISSAL

18 The Accusation herein filed on March 20, 2019, against VICKI L. HOUFF and
19 SHAUNTAE NICOLE TEDTAOTAO *only*, is DISMISSED.

20 IT IS SO ORDERED *June 4, 2019*

21 DANIEL J. SANDRI
22 ACTING REAL ESTATE COMMISSIONER

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24 *Daniel J. Sandri*
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26
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FILED

Department of Real Estate
P.O. Box 137007
Sacramento, CA 95813-7007

JUN 05 2019

Telephone: (916) 263-8670

DEPARTMENT OF REAL ESTATE
By R. Strong

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

In the Matter of the Accusation of)	
)	BRE Case No. H-6686 SAC
EXP REALTY OF CALIFORNIA, INC.)	
RAMEY JOSEPH MARQUEZ,)	<u>STIPULATION AND AGREEMENT</u>
<u>SHAUNTAE NICOLE TEDTAOTAO,</u>)	<u>TO CITATION AND FINE</u>
<u>AND VICKI L. HOUFF,</u>)	
)	
Respondents.)	
)	

It is hereby stipulated by and between SHAUNTAE NICOLE TEDTAOTAO and VICKI L. HOUFF, (Respondent), and the Complainant, acting by and through Richard K. Uno, Counsel for the Department of Real Estate (Department), as follows for the purpose of settling and disposing of the Accusation filed on May 15, 2018 and First Amended Accusation filed on March 20, 2019, in this matter:

1. All issues which were to be contested and all evidence which was to be presented by Complainant and Respondents at a formal hearing on the Accusation, which hearing was to be held in accordance with the provisions of the Administrative Procedure Act (APA), shall instead and in place thereof be submitted solely on the basis of the provisions of this Stipulation and Agreement to Citation and Fine.
2. Respondents have received, read, and understand the Statement to Respondent, and the Discovery Provisions of the APA filed by the Department in this proceeding.

3. Respondents filed a Notice of Defense pursuant to Section 11505 of the Government Code for the purpose of requesting a hearing on the allegations in the Accusation. Respondents hereby freely and voluntarily withdraw said Notice of Defense. Respondents acknowledge that Respondents understand that by withdrawing said Notice of Defense Respondents will thereby waive Respondents' rights to require the Real Estate Commissioner (Commissioner) to prove the allegations in the Accusation at a contested hearing held in accordance with the provisions of the APA, and that Respondents will waive other rights afforded to Respondents in connection with the hearing such as the right to present evidence in defense of the allegations in the Accusation and the right to cross-examine witnesses.

4. This Stipulation and Agreement to Citation and Fine is based on the factual allegations contained in the Accusation. The parties acknowledge that they improperly used a team name, "Dream Team Sells Home", in advertising and that they used the name "exp realty" when it was not registered with the Department. Respondents represent that this situation will not happen again. In the interest of expediency and economy, Respondents chooses not to contest these factual allegations, but to remain silent and understands that, as a result thereof, these factual statements will serve as a prima facie basis for the citation, administrative fine, and violations set for below. The Commissioner shall not be required to provide further evidence to prove such allegations.

5. This Stipulation and Agreement to Citation and Fine and Respondents' decision not to contest the Accusation and Citation are made for the purpose of reaching an agreed disposition of this proceeding and are expressly limited to this proceeding and any other proceeding or case in which the Department, the state or federal government, an agency of this state, or an agency of another state is involved. Respondents further understand that the sustained violation(s) may be considered in any future administrative or disciplinary matters by the Department.

6. Respondents further understand and agrees that this Stipulation and Agreement to Citation and Fine or any subsequent Order of the Commissioner made pursuant to

this Stipulation and Agreement to Citation and Fine shall not constitute an estoppel, merger, or bar to any further administrative or civil proceedings by the Department with respect to any matters which were not specifically alleged in Accusation H-6686 SAC.

7. Each Respondent agrees to pay an administrative fine of \$250, pursuant to the authority provided by Section 10080.9 of the Business and Professions Code (Code), in conjunction with Sections 2907.1, 2907.2, and 2907.4 of Title 10, Chapter 6 of the Code of Regulations (Regulations), for the following violations: Sections 10177(g) of the Code.

8. Respondents agree to remit payment of the administrative fine in the form of a cashier's check made payable to the Department of the Real Estate, within 30 days of the date of Respondents' signature on the Stipulation and Agreement to Citation and Fine. The payment should include a reference to the citation number. The payment shall be delivered to the Department of Real Estate, Flag Section at P.O. Box 137013, Sacramento, CA 95813-7013.

9. Respondents further acknowledge that failure to remit timely payment of the administrative fine imposed in the citation, or to comply with any of the above conditions in the Stipulation and Agreement to Cite and Fine, will result in further formal disciplinary action by the Department, including, but not limited to the continued prosecution of Accusation H-6686 SAC. Respondents shall not be entitled to any repayment nor credit, prorated or otherwise, for money paid to the Department under the terms of this Stipulation and Agreement to Citation and Fine and the citation. In the event that Respondents do not comply with the terms of this Stipulation and Agreement to Citation and Fine and/or the citation, this Stipulation and Agreement to Citation and Fine shall be void and of no effect, and Respondents shall retain the right to a hearing and proceeding on the Accusation under all provision of the APA, and shall not be bound by any admission or waiver made herein.

10. The Department agrees that, upon timely receipt of the administrative fine imposed in the citation by Respondent, and upon timely completion of all of the above conditions in the Stipulation and Agreement to Citation and Fine, the Department will consider the Stipulation and Agreement to Citation and Fine satisfied and will obtain an Order dismissing Accusation H-6686 SAC. This Stipulation and Agreement to Citation and Fine shall not be part of the public record.

4/22/19
DATED


RICHARD K. UNO
Counsel for Complainant

Respondents can signify acceptance and approval of the terms and conditions of this Stipulation and Agreement to Citation and Fine by faxing or electronically e-mailing a copy of the signature page, as actually signed by Respondents, to the Department at fax number (916) 263-3767. Respondents agree, acknowledge and understand that by electronically sending to the Department a fax or other electronic copy of Respondent's actual signature as it appears on the Stipulation and Agreement to Citation and Fine, that receipt of the faxed or e-mailed copy by the Department shall be as binding on Respondent as if the Department had received the original signed Stipulation and Agreement to Citation and Fine.

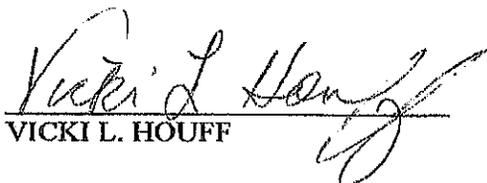
I have read the Stipulation and Agreement to Citation and Fine, and its terms are understood by me and are agreeable and acceptable to me. I understand that I am waiving rights given to me by the California Administrative Procedure Act, and I willingly, intelligently and voluntarily waive those rights, including the right of requiring the Commissioner to prove the allegations in the Accusations at a hearing at which I would have the right to cross-examine

witnesses against me and to present evidence in defense and mitigation of the charge

4-5-19
DATED


SHAUNTAE NICOLE TEDTAOTAO
Respondent

4-5-19
DATED


VICKI L. HOUFF

The foregoing Stipulation and Agreement to Citation and Fine is hereby adopted as my Decision as to all of the named Respondents, and shall become effective at 12 o'clock noon on JUN 26 2019.

IT IS SO ORDERED Daniel J. Sandri
DANIEL J. SANDRI,
ACTING REAL ESTATE COMMISSIONER

On or about 05-30-2019, on behalf of the Department, Luke S. Martin, Citation and Fine Compliance Officer, issued Citation No. 01190529004 C490529005 to Respondent^s. The Citation ordered Respondent^s to pay an administrative fine of \$ 250.00 by 07-04-2019. Respondent^s made payment of the administrative fine on 05-30-2019.

05-31-2019
DATED

LS Martin
LUKE MARTIN
Citation and Fine Compliance Officer