

1 TRULY SUGHRUE, Counsel
2 State Bar No. 223266
3 Department of Real Estate
4 P.O. Box 137007
5 Sacramento, CA 95813-7007
6
7 Telephone: (916) 576-8700
8 (916) 576-7847 (Direct)

FILED

APR 06 2023

DEPARTMENT OF REAL ESTATE
By B. Nicholas

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

11 In the Matter of the Application of)
12 MATTHEW WILLIAM ODGERS,)
13 Respondent.)

No. H-7214 SAC

STATEMENT OF ISSUES

14 The Complainant, TRICIA D. PARKHURST, a Supervising Special Investigator
15 of the State of California, for Statement of Issues against MATTHEW WILLIAM ODGERS
16 ("Respondent"), is informed and alleges as follows:

1

18 Complainant, TRICIA D. PARKHURST, a Supervising Special Investigator
19 of the State of California, makes this Statement of Issues in her official capacity.

2

21 Respondent made application to the Department of Real Estate of the State of
22 California for a real estate salesperson license on or about March 14, 2022.

23 ///

24 ///

25 ///

26 ///

27 ///

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27

- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

16
17
18
19
20
21
22
23
24
25
26
27

23
24
25
26
27

Case 18-O-12360: intentionally, recklessly, or repeatedly failed to perform with competence (Rules of Professional Conduct, former rule 3-110(A)); failed to respond regarding reasonable status inquiries (Section 6068(m) of the Code); and failed to cooperate with disciplinary investigation Section 6068(i) of the Code).

The recommended discipline in the Stipulation was Respondent be suspended from the practice of law for one year, the execution of that suspension stayed for a period of one year probation upon the following conditions: review rules of professional conduct; comply with State Bar Act, Rules of Professional Conduct, and probation conditions; maintain valid official membership address; meet and cooperate with office of probation; cooperate with State Bar Court, file quarterly and final reports; and complete State Bar Ethics School. Respondent was also required to complete the Multi-State Professional Responsibility Exam (MPRE) within one year, and pay costs of \$3,857.

6

On or about April 10, 2019, the Supreme Court of California, case No. S253913 adopted the recommended discipline in the Stipulation, as described in Paragraph 5.

7

On or about May 29, 2020, an Order suspending was filed for failure to pass the MPRE. The Order was effective June 22, 2020.

On or about October 22, 2020, an Order terminating suspension was filed.

8

The suspension of Respondent's license to practice law, as described above, was for acts, if done by a real estate licensee, would be grounds for the suspension or revocation of a California real estate license pursuant to the provisions of Sections 10085, 10177(d), 10177(g), and/or 10177(k) of the Code of Section 2972 of Title 10, Chapter 6, of the California Code of Regulations.

///

///

The discipline of Respondent's license, as described above, constitutes cause for denial of Respondent's application for a real estate license under Sections 480(a) and 10177(f) of the Code.

WHEREFORE, the Complainant prays that the above-entitled matter be set for hearing and, upon proof of the charges contained herein, that the Commissioner refuse to authorize the issuance of, and deny the issuance of, a real estate broker license to Respondent, 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 3rd day of April, 2023.

DISCOVERY DEMAND

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