

1 Department of Real Estate
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FILED

JUN 06 2023

DEPARTMENT OF REAL ESTATE
By B. Nicholas

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8 **DEPARTMENT OF REAL ESTATE**
9 **STATE OF CALIFORNIA**

10 * * *

11 In the Matter of the Application of

12 MATTHEW WILLIAM ODGERS,

13 Respondent.
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} DRE No. H-07214 SAC

} **STIPULATION AND WAIVER**

15 I, MATTHEW WILLIAM ODGERS, Respondent herein, do hereby affirm that I have applied
16 to the Department of Real Estate for a real estate broker license and that to the best of my
17 knowledge I have satisfied all of the statutory requirements for the issuance of the license,
18 including the payment of the fee therefor.

19 I acknowledge that I have received and read the Statement of Issues and the Statement to
20 Respondent filed by the Department on April 06, 2023, in connection with my application for a real
21 estate broker license. I understand that the Real Estate Commissioner ("Commissioner") may hold
22 a hearing on the Statement of Issues for the purpose of requiring further proof of my honesty and
23 truthfulness and to prove other allegations therein, or that he may in his discretion waive the
24 hearing and grant me a restricted real estate broker license based upon this Stipulation and Waiver.
25 I also understand that by filing the Statement of Issues in this matter the Commissioner is shifting
26 the burden to me to make a satisfactory showing that I meet all the requirements for issuance of a
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1 real estate broker license. I further understand that by entering into this Stipulation and Waiver I
2 will be stipulating that the Commissioner has found that I have failed to make such a showing,
3 thereby justifying the denial of the issuance to me of an unrestricted real estate broker license.

4 I hereby admit that the allegations of the Statement of Issues filed against me are true and
5 correct and request that the Commissioner in his discretion issue a restricted real estate broker
6 license to me under the authority of Section 10156.5 of the Business and Professions Code ("the
7 Code").

8 I am aware that by signing this Stipulation and Waiver, and if this Stipulation and Waiver is
9 accepted by the Commissioner, I am waiving my right to a hearing and the opportunity to present
10 evidence at the hearing to establish my rehabilitation in order to obtain an unrestricted real estate
11 broker license. I am not waiving my right to a hearing and to further proceedings to obtain a
12 restricted or unrestricted license if this Stipulation and Waiver is not accepted by the
13 Commissioner.

14 I agree that by signing this Stipulation and Waiver, the conditions, limitations, and restrictions
15 imposed on my restricted license, identified below, may be removed only by filing a Petition for
16 Removal of Restrictions ("Petition") with the Commissioner, and that my Petition must follow the
17 procedures set forth in Government Code Section 11522.

18 I further understand that the restricted license issued to me shall be subject to all of the
19 provisions of Section 10156.7 of the Code and to the following limitations, conditions and
20 restrictions imposed under authority of Section 10156.6 of the Code.

21 1. The restricted license shall not confer any property right in the privileges to be exercised
22 and the Real Estate Commissioner may by appropriate order suspend the right to exercise
23 any privileges granted under the restricted license in the event of:

- 24 a. Respondent's conviction (including a plea of nolo contendere) of a crime which bears
25 a substantial relationship to Respondent's fitness or capacity as a real estate licensee;
26 or
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1 In the event of time constraints before an administrative hearing, Respondent can signify
2 acceptance and approval of the terms and conditions of this Stipulation and Waiver by emailing a
3 scanned copy of the signature page, as actually signed by Respondent, to the Department counsel
4 assigned to this case. Respondent agrees, acknowledges and understands that by electronically
5 sending the Department a scan of Respondent's actual signature as it appears on the Stipulation and
6 Waiver, that receipt of the scan by the Department shall be binding on Respondent as if the
7 Department had received the original signed Stipulation and Waiver.

8
9 5/2/2023

Dated

Matthew Odgers

MATTHEW WILLIAM ODGERS, Respondent

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11 * * *

12 I have read the Statement of Issues filed herein and the foregoing Stipulation and Waiver
13 signed by Respondent. I am satisfied that the hearing for the purpose of requiring further proof as
14 to the honesty and truthfulness of Respondent need not be called and that it will not be inimical to
15 the public interest to issue a restricted real estate broker license to Respondent.

16 Therefore, IT IS HEREBY ORDERED that a restricted real estate broker license be issued to
17 Respondent, if Respondent has otherwise fulfilled all of the statutory requirements for licensure.
18 The restricted license shall be limited, conditioned, and restricted as specified in the foregoing
19 Stipulation and Waiver.

20 This Order is effective immediately.

21 IT IS SO ORDERED

6.1.23

22 DOUGLAS R. McCAULEY
23 REAL ESTATE COMMISSIONER
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