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DEPARTMENT OF REAL ESTATE
By J. Taggart

8 BEFORE THE DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Accusation of)	No. H-7247 SAC
)	
12 JOSHUA ALEXANDER MARKS,)	<u>ACCUSATION</u>
)	
13 Respondent.)	

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15 The Complainant, Tricia D. Parkhurst, a Supervising Special Investigator of the
16 State of California, for cause of Accusation against JOSHUA ALEXANDER MARKS
17 (Respondent), is informed and alleges as follows:

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19 Complainant makes this Accusation against Respondent in her official capacity.

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21 At all times herein mentioned, Respondent was and is presently licensed and/or
22 has license rights under the Real Estate Law, Part 1 of Division 4, of the California Business
23 and Professions Code (the Code), by the Department of Real Estate (the Department) as a real
24 estate salesperson.

25 3

26 On or about March 24, 2022, in the Superior Court of the State of California,
27 County of Los Angeles, Case No. OPD 01281, Respondent was convicted of violating Section

1 273.5(A). of the California Penal Code (corporal injury on spouse/co-habitant), a misdemeanor
2 which bears a substantial relationship under Section 2910, Title 10, California Code of
3 Regulations, to the qualifications, functions, or duties of a real estate licensee.

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5 The facts alleged above constitute cause under Section 10177(b) (Further Grounds
6 for Disciplinary Action-Conviction of Crime) and Section 490 (Conviction Substantially Related
7 Crime) of the Code for suspension or revocation of Respondent's license under the Real Estate
8 Law.

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10 A diligent search was made of the records of the Department, relating to
11 Respondent's Real Estate Salesperson License. As a result of said search, no record was
12 discovered having been received from Respondent notifying the Department, in writing, of any
13 conviction.

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15 The facts alleged above, in Paragraphs 3 and 5, constitute a violation of Section
16 10186.2 (failure to report, in writing, a conviction within 30 days) of the Code, and are grounds
17 for revocation of all licenses and license rights of Respondent under Section 10177(d) of the
18 Code.

19 7

20 Section 10106 of the Code provides, in pertinent part, that in any order issued in
21 resolution of a disciplinary proceeding before the Department, the Commissioner may request
22 the Administrative Law Judge to direct a licensee found to have committed a violation of this
23 part to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the
24 case.

25 WHEREFORE, Complainant prays that a hearing be conducted on the allegations
26 of this Accusation and that, upon proof thereof, a Decision be rendered imposing disciplinary
27 action against all licenses and license rights of Respondent under the Code, for the reasonable

1 costs of investigation and prosecution of this case, including agency attorney's fees and for such
2 other and further relief as may be proper under provisions of law.

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4 
5 TRICIA D. PARKHURST
6 Supervising Special Investigator

7 Dated at Sacramento, California
8 this 17th day of July, 2023.

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10 DISCOVERY DEMAND

11 The Department of Real Estate hereby requests discovery pursuant to Section
12 11507.6 of the California Government Code. Failure to provide discovery to the Department
13 may result in the exclusion of witnesses and/or documents at the hearing, and other sanctions as
14 the Administrative Law Judge deems appropriate.