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DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

In the Matter of the Application of

ANTONIO J. NEWSON,

Respondent.

DRE No. H-7432 SAC

STIPULATION AND WAIVER

(B&P 10100.4)

ANTONIO J. NEWSON, ("Respondent") does hereby affirm that on December 21, 2023, he applied to the Department of Real Estate ("Department") for a real estate salesperson license, and that to the best of his knowledge he satisfied all of the statutory requirements for the issuance of the license, including, but not limited to, the payment of the fee therefore.

FACTUAL BASIS

On or about January 23, 2023, in the Superior Court of California, County of Merced, Case No. 22CR-01204, Respondent was convicted of violating Section 23152 (b) of the California Vehicle Code, a misdemeanor.

On or about August 7, 2006, in the Superior Court of California, County of Alameda, Case No. H-40906A, Respondent was convicted of violation Section 211 of the California Penal Code, a serious felony.

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GROUNDS FOR DENIAL

Respondent's criminal convictions constitutes grounds under Sections 480 (a) and 10177 (b) of the Business and Professions Code ("Code") for the denial of Respondent's application for an unrestricted real estate salesperson license.

TERMS AND CONDITIONS

Respondent understands that the Real Estate Commissioner ("Commissioner") may hold a hearing regarding the matters discussed above for the purpose of requiring further proof of Respondent's honesty and truthfulness and to prove other allegations therein, or that the Commissioner may waive the hearing and grant Respondent a restricted real estate salesperson license based upon this Stipulation and Waiver. Respondent also understands that by entering into this Stipulation and Waiver, Respondent will be stipulating that the Commissioner has found that Respondent has failed to make a showing that Respondent meets all the requirements for issuance of a real estate salesperson license thereby justifying the denial of the issuance of an unrestricted real estate salesperson license.

Respondent hereby admits the above Factual Basis is true and correct and requests that the Commissioner issue a restricted real estate salesperson license to Respondent under the authority of section 10100.4 and 10156.5 of the Code. Respondent understands that any such restricted license will be issued subject to the provisions of and limitations of sections 10156.6 and 10156.7 of the Code.

Respondent understands that by signing this Stipulation and Waiver, provided this Stipulation and Waiver is accepted and signed by the Commissioner, the Commissioner will not file a Statement of Issues based on the grounds herein, and Respondent is waiving his right to a hearing and the opportunity to present evidence at the hearing to establish his rehabilitation in order to obtain an unrestricted real estate salesperson license. Respondent is not waiving his right to a hearing and to further proceedings to obtain a restricted or unrestricted license if this Stipulation and Waiver is not accepted by the Commissioner.

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Respondent agrees that by signing this Stipulation and Waiver, the conditions, limitations, and restrictions imposed on Respondent's restricted salesperson license, identified below, may be removed only by filing a Petition for Removal of Restrictions ("Petition") with the Commissioner, and that Respondent's Petition must follow the procedures set forth in Government Code Section 11522. Respondent understands that this Stipulation and Waiver, which was executed pursuant to the authority under section 10100.4 and 10156.5 of the Code, is considered discipline by the Department.

Respondent further understands that the restricted salesperson license issued to Respondent shall be subject to all of the provisions of Section 10156.7 of the Code and to the following limitations, conditions, and restrictions imposed under the authority of Section 10156.6 of the Code:

- 1. The restricted salesperson license shall not confer any property right in the privileges to be exercised and the Commissioner may by appropriate order suspend the right to exercise any privileges granted under this restricted license in the event of:
- a. Respondent's conviction (including a plea of nolo contendere) of a crime which bears a substantial relationship to Respondent's fitness or capacity as a real estate licensee; or
- b. The receipt of evidence that Respondent has violated provisions of the California Real Estate Law, the Subdivided Lands Law, Regulations of the Commissioner, or conditions attaching to this restricted license.
- 2. Respondent shall not be eligible to petition for the issuance of an unrestricted real estate license nor the removal of any of the conditions, limitations, or restrictions attaching to the restricted real estate salesperson license until two (2) years have elapsed from the date of issuance of the restricted real estate license to Respondent. Respondent shall not be eligible to apply for any unrestricted licenses until all restrictions attaching to the license have been removed.

but not limited to, Government Code Sections 11504, 11506, 11508, 11509, and 11513), and

to, the right to a hearing on a Statement of Issues at which Respondent would have the right to

Respondent willingly, intelligently, and voluntarily waives those rights, including, but not limited

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l	cross-examine witnesses against Respondent and to present evidence in defense and mitigation of		
2	the charges.		
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4	die		
5	04/03/2025 ANTONIO I. NEWSON		
6 DATE	Respondent		
7.			
8	* * *		
9	I have read the foregoing Stipulation and Waiver signed by Respondent. I am		
10	satisfied that the hearing for the purpose of requiring further proof as to the honesty and		
11	truthfulness of Respondent need not be called and that it will not be inimical to the public interest		
12	to issue a restricted real estate salesperson license to Respondent.		
13	Therefore, IT IS HEREBY ORDERED that a restricted real estate salesperson		
14	license be issued to Respondent, if Respondent has otherwise fulfilled all of the statutory		
15	requirements for licensure. The restricted salesperson license shall be limited, conditioned, and		
16	restricted as specified in the foregoing Stipulation and Waiver.		
17	This Order is effective immediately.		
18	IT IS SO ORDERED 5/2/2021		
19	CHIKA SUNQUIST		
20	REAL ESTATE COMMISSIONER		
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