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FILED
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DEPARTMENT OF REAL ESTATE
By J. Taggart

7
8 BEFORE THE DEPARTMENT OF REAL ESTATE
9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Accusation of)
12) No. H-7458 SAC
13 ROBERT EARL MCCANN,)
14) ACCUSATION
15)
16 Respondent.

17 The Complainant, HEATHER NISHIMURA, acting in her official capacity as a
18 Supervising Special Investigator of the State of California, for cause of Accusation against
19 ROBERT EARL MCCANN (“Respondent”), is informed and alleges as follows:

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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 and
23 Professions Code (“the Code”) by the Department of Real Estate (“the Department”) as a real
24 estate salesperson.

25 2

26 On or about October 11, 2024, the State Bar Court of the State of California,
27 with the approval of the California Supreme Court, in consolidated Case Nos. SBC-19-O-
30228, SBC-21-O-30115, and SBC-22-O-30110, after proceedings comparable to the
Administrative Procedure Act, in which Respondent was given fair notice of the charges, an

1 opportunity for a hearing, and other due process protections comparable to the Administrative
2 Procedure Act, suspended Respondent's California State Bar License (No. 170286), for acts
3 which, if done by a real estate licensee, would be grounds for the suspension or revocation of a
4 California real estate license pursuant to the provisions of Sections 10177(g) (negligence or
5 incompetence) of the Code.

6 3

7 The facts alleged above in Paragraph 2 constitute grounds under Section
8 10177(f) (other license discipline) of the Code for suspension or revocation of all licenses and
9 license rights of Respondent under the Real Estate Law.

10 MATTER IN AGGRAVATION

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12 On or about April 17, 2005, the State Bar Court of the State of California, with
13 the approval of California Supreme Court, in consolidated Case Nos. SBC-02-O-15313, SBC-02-
14 O-15834, SBC-03-O-03017, SBC-02-O-15299, and SBC-04-O-11219 after proceedings
15 comparable to the Administrative Procedure Act, in which Respondent was given fair notice of
16 the charges, an opportunity for a hearing, and other due process protections comparable to the
17 Administrative Procedure Act, suspended Respondent's California State Bar License (No.
18 170286), for acts which, if done by a real estate licensee, would be grounds for the suspension or
19 revocation of a California real estate license pursuant to the provisions of Sections 10177(g)
20 (negligence or incompetence) of the Code.

21 COST RECOVERY

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

