

Part 1 of Division 4 of the California Business and Professions Code as a designated broker officer of a real estate broker corporation. The license expired on September 4, 1999, subject to the right of late renewal thereof for two years.

III

On or about April 25, 1997, in the Superior Court of California, County of Santa Clara, Respondent was convicted of violation of California Penal Code Section 118 (PERJURY) (two counts), Section 132 (OFFERING FORGED DOCUMENT AS GENUINE), and Section 134 (FALSIFYING DOCUMENTS TO BE USED IN EVIDENCE), felonies.

IV

The evidence established that the crimes set forth in Paragraph III above involve moral turpitude, and are substantially related to the qualifications, functions, and duties of a real estate licensee.

DETERMINATION OF ISSUES

I

The facts found in Paragraph III above constitute cause under Sections 490 and 10177(b) of the Code for suspension or revocation of all license and license rights of Respondent under the Real Estate Law.

II

The standard of proof applied was clear and convincing proof to a reasonable certainty.

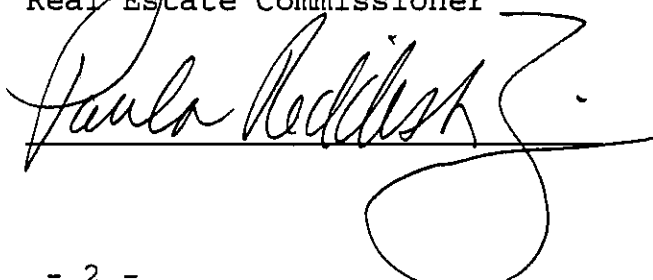
ORDER

The real estate license and license rights of Respondent RICHARD ROGERS SUTHERLAND under the provisions of Part I of Division 4 of the Business and Professions Code are hereby revoked.

This Decision shall become effective at 12 o'clock noon on June 6, 2000.

DATED: May 16, 2000.

PAULA REDDISH ZINNEMANN
Real Estate Commissioner



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FILED
OCT 20 1999

DEPARTMENT OF REAL ESTATE

By *Jan R. ...*

8 BEFORE THE DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Accusation of)
12 RICHARD ROGERS SUTHERLAND,)
13)
14 Respondent.)

NO. H-7762 SF

ACCUSATION

15 The Complainant, Les R. Bettencourt, a Deputy Real
16 Estate Commissioner of the State of California, for cause of
17 Accusation against RICHARD ROGERS SUTHERLAND, is informed and
18 alleges as follows:

19 I

20 Respondent RICHARD ROGERS SUTHERLAND, is presently
21 licensed and/or has license rights under the Real Estate Law,
22 Part 1 of Division 4 of the California Business and Professions
23 Code (hereafter Code) as a designated broker officer of a
24 licensed corporation.

25 II

26 The Complainant, Les R. Bettencourt; a Deputy Real
27 Estate Commissioner of the State of California, makes this

1 Accusation against Respondent in his official capacity and not
2 otherwise.

3 III

4 On or about April 25, 1997, in the Superior Court of
5 California, County of Santa Clara, Respondent was convicted of
6 violation of California Penal Code Section 118 (PERJURY) (two
7 counts), Section 132 (OFFERING FORGED DOCUMENT AS GENUINE), and
8 Section 134 (FALSIFYING DOCUMENTS TO BE USED IN EVIDENCE),
9 felonies, crimes involving moral turpitude, and crimes which are
10 substantially related under Section 2910, Title 10, California
11 Code of Regulations to the qualifications, functions or duties of
12 a real estate licensee. On or about March 3, 1999, said
13 conviction became final after appeal.

14 IV

15 The facts alleged above constitute cause under Sections
16 490 and 10177(b) of the Code for suspension or revocation of all
17 license(s) and license rights of Respondent under the Real Estate
18 Law.

19 WHEREFORE, Complainant prays that a hearing be
20 conducted on the allegations of this Accusation and that upon
21 proof thereof a decision be rendered imposing disciplinary action
22 against all license(s) and license rights of Respondent under the

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1 Real Estate Law (Part 1 of Division 4 of the Business and
2 Professions Code), and for such other and further relief as may
3 be proper under other provisions of law.

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6 LES R. BETTENCOURT
7 Deputy Real Estate Commissioner

8 Dated at Oakland, California,
9 this 13th day of October, 1999.

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