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FILED

JAN 22 2015

BUREAU OF REAL ESTATE

By S. Black

BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

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In the Matter of the Accusation of

CASEY PAIK,

No. H-7769 SF

Respondent.

ORDER DENYING REINSTATEMENT OF LICENSE

On April 11, 2000, a Decision was rendered in Case No. H-7769 SF revoking the real estate broker license of Respondent effective May 11, 2000, but granting Respondent the right to the issuance of a restricted real estate broker license. A restricted real estate broker license was issued to Respondent on May 11, 2000, and Respondent has had a restricted licensee since that time.

On August 8, 2013, Respondent petitioned for reinstatement of said real estate broker license, and the Attorney General of the State of California has been given notice of the filing of said petition.

The burden of proving rehabilitation rests with the petitioner (*Feinstein v. State Bar* (1952) 39 Cal. 2d 541). A petitioner is required to show greater proof of honesty and integrity than an applicant for first time licensure. The proof must be sufficient to overcome the prior adverse judgment on the applicant's character (*Tardiff v. State Bar* (1980) 27 Cal. 3d 395).

1 I have considered the petition of Respondent and the evidence submitted in
2 support thereof. Respondent has failed to demonstrate to my satisfaction that Respondent has
3 undergone sufficient rehabilitation to warrant the reinstatement of Respondent's real estate
4 broker license at this time.

5 The Bureau has developed criteria in Section 2911 of Title 10, California Code of
6 Regulations (Regulations) to assist in evaluating the rehabilitation of an applicant for
7 reinstatement of a license. Among the criteria relevant in this proceeding are:

8 Regulation 2911(j) Discharge of, or bona fide efforts toward discharging,
9 adjudicated debts or monetary obligations to others.

10 Respondent has outstanding tax liens recorded by the State of California in the
11 amount of approximately \$18,000, and by the Internal Revenue Service in the amount of
12 approximately \$115,000. Although Respondent informed the Bureau's investigator that he is
13 working with the taxing agencies to satisfy their liens, he provided no corroborating evidence of
14 that claim.

15 Further, Respondent was contacted by CalBRE staff for updates and additional
16 information, but, he did not provide the same.

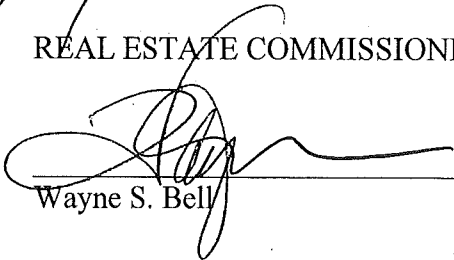
17 Given the violations found and the fact that Respondent has not established that
18 Respondent has satisfied Regulation 2911(j), I am not satisfied that Respondent is sufficiently
19 rehabilitated to receive a real estate broker license.

20 NOW, THEREFORE, IT IS ORDERED that Respondent's petition for
21 reinstatement of Respondent's real estate broker license is denied.

22 This Order shall become effective at 12 o'clock noon on FEB 12 2015

23 IT IS SO ORDERED 11/5/2015

24 REAL ESTATE COMMISSIONER

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26 
27 Wayne S. Bell