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**FILED**  
DEC 31 2003

DEPARTMENT OF REAL ESTATE  
*Shelly Coy*

**DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA**

<i>In the Matter of the Application of</i>	)	No. H- H-8556 SF
	)	
CHAUNDRA ROCHELLE DIXON,	)	<b>STIPULATION AND</b>
	)	<b>WAIVER</b>
Respondent	)	

I, CHAUNDRA ROCHELLE DIXON, respondent herein, do hereby affirm that I have applied to the Department of Real Estate for a real estate salesperson license and that to the best of my knowledge I have satisfied all of the statutory requirements for the issuance of the license, including the payment of the fee therefor.

I acknowledge that I have received and read the Statement of Issues and the Statement to Respondent filed by the Department of Real Estate on October 16, 2003, in connection with my application for a real estate salesperson license. I understand that the Real Estate Commissioner may hold a hearing on this Statement of Issues for the purpose of requiring further proof of my honesty and truthfulness and to prove other allegations therein, or that she may in her discretion waive the hearing and grant me a restricted real estate salesperson license based upon this Stipulation and Waiver. I also understand that by filing the Statement of Issues in this matter the Real Estate Commissioner is shifting the burden to me to make a satisfactory showing that I meet all the requirements for issuance of a real estate salesperson license. I further understand that by entering into this stipulation and waiver I will be stipulating that the Real Estate

1 Commissioner has found that I have failed to make such a showing, thereby justifying the denial of the  
2 issuance to me of an unrestricted real estate salesperson license.

3 I hereby admit that the allegations of the Statement of Issues filed against me are true and correct and  
4 request that the Real Estate Commissioner in her discretion issue a restricted real estate salesperson license  
5 to me under the authority of Section 10156.5 of the Business and Professions Code. I understand that any  
6 such restricted license will be issued subject to and be limited by Section 10153.4 of the Business and  
7 Professions Code.

8 I am aware that by signing this Stipulation and Waiver, I am waiving my right to a hearing and the  
9 opportunity to present evidence at the hearing to establish my rehabilitation in order to obtain an  
10 unrestricted real estate salesperson license if this Stipulation and Waiver is accepted by the Real Estate  
11 Commissioner. However, I am not waiving my right to a hearing and to further proceedings to obtain a  
12 restricted or unrestricted license if this Stipulation and Waiver is not accepted by the Commissioner.

13 I further understand that the following conditions, limitations, and restrictions will attach to a  
14 restricted license issued by the Department of Real Estate pursuant hereto:

15 1. The license shall not confer any property right in the privileges to be exercised including the  
16 right of renewal, and the Real Estate Commissioner may by appropriate order suspend the right  
17 to exercise any privileges granted under this restricted license in the event of:

18 a. The conviction of respondent (including a plea of nolo contendere) to a crime which bears a  
19 substantial relationship to respondent's fitness or capacity as a real estate licensee; or

20 b. The receipt of evidence that respondent has violated provisions of the California Real  
21 Estate Law, the Subdivided Lands Law, Regulations of the Real Estate Commissioner, or  
22 conditions attaching to this restricted license.

23 2. I shall not be eligible to apply for the issuance of an unrestricted real estate license nor the  
24 removal of any of the conditions, limitations or restrictions attaching to the restricted license  
25 until two years have elapsed from the date of issuance of the restricted license to respondent.  
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1 3. With the application for license, or with the application for transfer to a new employing broker, I  
2 shall submit a statement signed by the prospective employing broker on a form approved by the  
3 Department of Real Estate wherein the employing broker shall certify as follows:

4 a. That broker has read the Statement of Issues which is the basis for the issuance of the  
5 restricted license; and

6 b. That broker will carefully review all transaction documents prepared by the restricted  
7 licensee and otherwise exercise close supervision over the licensee's performance of acts  
8 for which a license is required.

9 4. My restricted real estate salesperson license is issued subject to the requirements of Section  
10 10153.4 of the Business and Professions Code, to wit: I am required, within eighteen (18)  
11 months of the issuance of the restricted license, to submit evidence satisfactory to the  
12 Commissioner of successful completion, at an accredited institution, of two of the courses listed  
13 in Section 10153.2, other than real estate principles, advanced legal aspects of real estate,  
14 advanced real estate finance, or advanced real estate appraisal. If I fail to timely present to the  
15 Department satisfactory evidence of successful completion of the two required courses, the  
16 restricted license shall be automatically suspended effective eighteen (18) months after the date  
17 of its issuance. Said suspension shall not be lifted unless, prior to the expiration of the restricted  
18 license, I have submitted the required evidence of course completion and the Commissioner has  
19 given written notice to me of the lifting of the suspension.

20 5. Pursuant to Section 10154, if I have not satisfied the requirements for an unqualified license  
21 under Section 10153.4, I shall not be entitled to renew the restricted license, and shall not be  
22 entitled to the issuance of another license which is subject to Section 10153.4 until four years  
23 after the date of the issuance of the preceding restricted license.

24 DATED this 20<sup>th</sup> day of October, 2003.

25 Chaundra Rochelle Dixon  
26 Respondent-CHAUNDR A ROCHELLE DIXON  
27

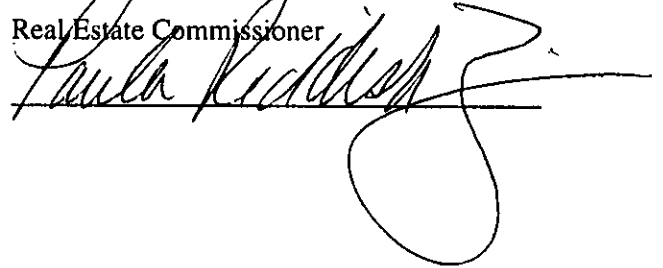
1 I have read the Statement of Issues filed herein and the foregoing Stipulation and Waiver signed by  
2 respondent. I am satisfied that the hearing for the purpose of requiring further proof as to the honesty and  
3 truthfulness of respondent need not be called and that it will not be inimical to the public interest to issue a  
4 restricted real estate salesperson license to respondent.

5 Therefore, IT IS HEREBY ORDERED that a restricted real estate salesperson license be issued to  
6 respondent CHAUNDRA ROCHELLE DIXON if respondent has otherwise fulfilled all of the statutory  
7 requirements for licensure. The restricted license shall be limited, conditioned, and restricted as specified in  
8 the foregoing Stipulation and Waiver.

9 This Order is effective immediately.

10 DATED this 10<sup>th</sup> day of November, 2003.

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13 Real Estate Commissioner

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FILED  
OCT 16 2003  
DEPARTMENT OF REAL ESTATE  
*Shelly Kelly*

8 BEFORE THE DEPARTMENT OF REAL ESTATE  
9 STATE OF CALIFORNIA

10 \* \* \*

11 In the Matter of the Application of )  
12 CHAUNDRA ROCHELLE DIXON, ) No. H-8556 SF  
13 Respondent. ) STATEMENT OF ISSUES  
14 \_\_\_\_\_ )

15 The Complainant, LES R. BETTENCOURT, a Deputy Real  
16 Estate Commissioner of the State of California, for Statement of  
17 Issues against CHAUNDRA ROCHELLE DIXON (hereinafter  
18 "Respondent"), is informed and alleges as follows:

19 I

20 Respondent made application to the Department of Real  
21 Estate of the State of California for a real estate salesperson  
22 license on or about January 24, 2003, with the knowledge and  
23 understanding that any license issued as a result of said  
24 application would be subject to the conditions of Section 10153.4  
25 of the Business and Professions Code.

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II

Complainant, LES R. BETTENCOURT, a Deputy Real Estate Commissioner of the State of California, makes this Statement of Issues in his official capacity and not otherwise.

III

On or about June 19, 1990, in the Municipal Court of the State of California, County of Alameda, Respondent was convicted of a violation of Section 415 of the California Penal Code (Unlawfully fights or challenges another to fight in a public place, maliciously disturbs another by loud and unreasonable noise, and/or uses offensive words in a public place likely to provoke a violent reaction), a crime involving moral turpitude which bears a substantial relationship under Section 2910, Title 10, California Code of Regulations, to the qualifications, functions, or duties of a real estate licensee.

IV

On or about November 16, 1994, in the Municipal Court of the State of California, County of Alameda, Respondent was convicted of a violation of Section 242 of the California Penal Code (Battery), a crime involving moral turpitude which bears a substantial relationship under Section 2910, Title 10, California Code of Regulations, to the qualifications, functions, or duties of a real estate licensee.

V

In responses to Questions 25 and 27 of the license application, requiring Respondent to reveal the court conviction, arresting agency, date of conviction, type of conviction, code

1 name and section number violated, disposition and case number,  
2 for each conviction of any violation of law (other than for  
3 convictions for minor traffic citations not constituting a  
4 misdemeanor or felony offense), Respondent concealed and failed  
5 to reveal the conviction described in Paragraph III above.

6 VI

7 Respondent's failure to reveal the conviction described  
8 in Paragraph III, above, in the Application constitutes an  
9 attempt to procure a real estate license by fraud,  
10 misrepresentation, or deceit, or by making a material  
11 misstatement of fact in the application, which failure is cause  
12 for denial of Respondent's license application under Sections  
13 480(c) and 10177(a) of the California Business and Professions  
14 Code.

15 VII

16 The crimes of which Respondent was convicted, as  
17 alleged in Paragraphs III, and IV, individually and/or  
18 collectively, constitute cause for denial of Respondent's  
19 application for a real estate license under Sections 480(a)  
20 and/or 10177(b) of the California Business and Professions Code.

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