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FILED

JUL 08 2015

BUREAU OF REAL ESTATE

By L. Rest

BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

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In the Matter of the Accusation of

KELLY R. CRAWFORD,

No. H-10398 SF

Respondent.

ORDER DENYING REINSTATEMENT OF LICENSE
BUT GRANTING RIGHT TO A RESTRICTED LICENSE

On December 29, 2008, a Decision was rendered in Case No. H-10398 SF
revoking the real estate salesperson license of Respondent effective February 19, 2009.

On January 25, 2015, Respondent petitioned for reinstatement of said real estate
salesperson 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).

I have considered the petition of Respondent and the evidence submitted in
support thereof.

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

4 Regulation 2911(c) Expungement of criminal convictions resulting from immoral
5 or antisocial acts.

6 Respondent has not had his convictions expunged.

7 Respondent has failed to demonstrate to my satisfaction that Respondent has
8 undergone sufficient rehabilitation to warrant the reinstatement of Respondent's unrestricted real
9 estate salesperson license.

10 I am satisfied, however, that it will not be against the public interest to issue a
11 restricted real estate salesperson license to Respondent.

12 A restricted real estate salesperson license shall be issued to Respondent pursuant
13 to Section 10156.5 of the Business and Professions Code, if Respondent satisfies the following
14 conditions prior to and as a condition of obtaining a restricted real estate salesperson license
15 within twelve (12) months from the effective date of this Order:

16 1. Respondent shall qualify for, take and pass the real estate salesperson
17 license examination.

18 2. Submittal of a completed application and payment of the fee for a real
19 estate salesperson license.

20 The restricted license issued to Respondent shall be subject to all of the provisions
21 of Section 10156.7 of the Business and Professions Code and to the following limitations,
22 conditions and restrictions imposed under authority of Section 10156.6 of that Code:

23 A. The restricted license issued to Respondent may be suspended prior to
24 hearing by Order of the Real Estate Commissioner in the event of Respondent's conviction or
25 plea of nolo contendere to a crime which is substantially related to Respondent's fitness or
26 capacity as a real estate licensee.

1 B. The restricted license issued to Respondent may be suspended prior to
2 hearing by Order of the Real Estate Commissioner on evidence satisfactory to the Commissioner
3 that Respondent has violated provisions of the California Real Estate Law, the Subdivided Lands
4 Law, Regulations of the Real Estate Commissioner or conditions attaching to the restricted
5 license.

6 C. Respondent shall not be eligible to apply for the issuance of an
7 unrestricted real estate license nor the removal of any of the limitations, conditions or restrictions
8 of a restricted license until three (3) years have elapsed from the date of the issuance of the
9 restricted license to Respondent.

10 D. Respondent shall submit with any application for license under an
11 employing broker, or any application for transfer to a new employing broker, a statement signed
12 by the prospective employing real estate broker on a form approved by the Bureau of Real Estate
13 which shall certify:

14 1. That the employing broker has read the Decision of the Commissioner
15 which granted the right to a restricted license; and

16 2. That the employing broker will exercise close supervision over the
17 performance by the restricted licensee relating to activities for which a real estate license is
18 required.

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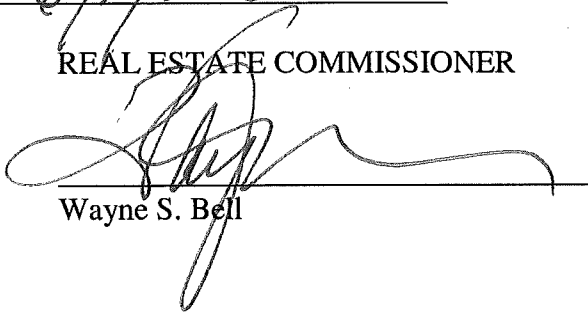
1 E. Respondent shall notify the Commissioner in writing within 72 hours of
2 any arrest by sending a certified letter to the Commissioner at the Bureau of Real Estate, Post
3 Office Box 137007, Sacramento, CA 95813-7007. The letter shall set forth the date of
4 Respondent's arrest, the crime for which Respondent was arrested and the name and address of
5 the arresting law enforcement agency. Respondent's failure to timely file written notice shall
6 constitute an independent violation of the terms of the restricted license and shall be grounds for
7 the suspension or revocation of that license.

8 This Order shall become effective at 12 o'clock noon on JUL 29 2015.

9 IT IS SO ORDERED

6/4/2015

10 REAL ESTATE COMMISSIONER

11 
12 Wayne S. Bell