

FILED

AUG 19 2009

DEPARTMENT OF REAL ESTATE

By K. Mar

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

In the Matter of the Accusation of)	
)	
ALTON L. JONES,)	H-10704 SF
)	
Respondent.)	
_____)	

DECISION

This Decision is being issued in accordance with the provisions of Section 11520 of the Government Code, on evidence of compliance with Section 11505 of the Government Code and pursuant to the Order of Default filed on August 13, 2009, and the findings of fact set forth herein, which are based on one or more of the following:
(1) Respondent's express admissions; (2) affidavits and (3) other evidence.

This Decision revokes a real estate license on grounds of the conviction of a crime.

The right to reinstatement of a revoked real estate license is controlled by Section 11522 of the Government Code. A copy of Section 11522 and a copy of the Commissioner's Criteria of Rehabilitation are attached hereto for the information of Respondent.

FINDINGS OF FACT

1

On June 11, 2009, E. J. Haberer, II, made the Accusation in his official capacity as a Deputy Real Estate Commissioner of the State of California. The Accusation, Statement to Respondent and Notice of Defense were mailed, by certified mail, return receipt requested, to Respondent's last known mailing address on file with the Department on June 16, 2009.

On August 13, 2009, no Notice of Defense having been received or filed herein within the time prescribed by Section 11506 of the Government Code, Respondent's default was entered herein.

2

Respondent is presently licensed and/or has license rights under the Real Estate Law, Part 1 of Division 4 of the California Business and Professions Code (the Code) as a real estate salesperson.

3

On or about March 30, 2009, in the Superior Court of the State of California, County of Alameda, Case No. 545571, Respondent was convicted of violating Section 11357(a) of the California Health and Safety Code (Possession of Marijuana), a felony and a crime 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.

DETERMINATION OF ISSUES

1

Cause for disciplinary action against Respondent exists with reference to the conviction set out in Paragraph 3, above, pursuant to Business and Professions Code Sections 490 and 10177(b).

2

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

ORDER

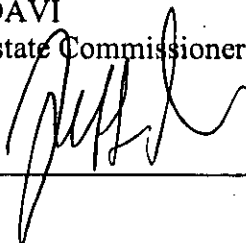
All licenses and licensing rights of Respondent ALTON L. JONES, under the provisions of Part I of Division 4 of the Business and Professions Code are revoked.

This Decision shall become effective at 12 o'clock noon on

SEP --9.2009

DATED: 8-17-09

JEFF DAVI
Real Estate Commissioner



1 Department of Real Estate
2 P. O. Box 187007
3 Sacramento, CA 95818-7007

4 Telephone: (916) 227-0789

FILED

AUG 13 2009

DEPARTMENT OF REAL ESTATE

By K. Mar

9 BEFORE THE
10 DEPARTMENT OF REAL ESTATE
11 STATE OF CALIFORNIA

12 * * *

13 In the Matter of the Accusation of

14 ALTON L. JONES,

15 Respondent.

No. H-10704 SF

DEFAULT ORDER

16
17 Respondent, ALTON L. JONES, having failed to file a Notice of Defense within
18 the time required by Section 11506 of the Government Code, is now in default. It is, therefore,
19 ordered that a default be entered on the record in this matter.

20 IT IS SO ORDERED August 13, 2009.

21 JEFF DAVI
22 Real Estate Commissioner

23
24 By:

Charles W. Koenig
25 CHARLES W. KOENIG
26 Northern Regional Manager
27

1 RICHARD K. UNO, Counsel (SBN 98275)
2 Department of Real Estate
3 P. O. Box 187007
4 Sacramento, CA 95818-7007
5 Telephone: (916) 227-2380

FILED

JUN 16 2009

DEPARTMENT OF REAL ESTATE

By K. Mar

9 BEFORE THE DEPARTMENT OF REAL ESTATE
10 STATE OF CALIFORNIA

11 * * *

12 In the Matter of the Accusation of)
13 ALTON L. JONES,) No. H-10704 SF
14) ACCUSATION
15 Respondent.)

16 The Complainant, E. J. HABERER, II, a Deputy Real Estate Commissioner of
17 the State of California, for cause of Accusation against ALTON L. JONES, (Respondent), is
18 informed and alleges as follows:

19 1

20 The Complainant makes this Accusation in his official capacity.

21 2

22 Respondent is presently licensed and/or has license rights under the Real Estate
23 Law Part 1 of Division 4 of the Business and Professions Code (the Code) as a real estate
24 salesperson.

25 3

26 On or about March 30, 2009, in the Superior Court of the State of California,
27 County of Alameda, Case No. 545571, Respondent was convicted of violating Section 11357(a)

1 of the California Health and Safety Code (Possession of Marijuana), a felony and a crime which
2 bears a substantial relationship under Section 2910, Title 10, California Code of the Regulations
3 to the qualifications, functions or duties of a real estate licensee.

4 4

5 The facts alleged in Paragraph 3, above, constitute cause under Sections 490
6 and 10177(b) of the Code for suspension or revocation of all licenses and license rights of
7 Respondent under the Real Estate Law.

8 WHEREFORE, Complainant prays that a hearing be conducted on the
9 allegations of this Accusation and that upon proof thereof, a decision be rendered imposing
10 disciplinary action against all licenses and license rights of Respondent under the Real Estate
11 Law (Part 1 of Division 4 of the Business and Professions Code), and for such other and further
12 relief as may be proper under the provisions of law.

13 
14 E. J. HABERER, II
15 Deputy/Real Estate Commissioner

16 Dated at Oakland, California,
17 this 11th day of June, 2009.
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