

FILED

MAR 21 2012

DEPARTMENT OF REAL ESTATE

By P. Jones

1 DEPARTMENT OF REAL ESTATE
2 P. O. Box 187007
3 Sacramento, CA 95818-7007

4 Telephone: (916) 227-0789

8 BEFORE THE DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Bar Order Against:)	
12)	DRÉ No. H-11303 SF
13 MARIA C. COMFORT,)	
14)	<u>FINAL BAR ORDER</u>
15 Respondent.)	(B&P Code § 10087)

16 TO: MARIA C. COMFORT
17 263 Bay Ridge Drive
18 Daly City, CA 94014

19 Pursuant to Section 10087(b) of the California Business and Professions Code
20 (hereinafter "the Code"), Respondent failed to request a hearing in writing within fifteen (15)
21 days of service of the *Notice of Preliminary Bar Order and Intention to Issue Final Bar Order*
22 filed and served upon Respondent on or about January 12, 2012, pursuant to the authority
23 granted the Commissioner under Section 10087 of the Code. After review and consideration of
24 the relevant facts herein, the Commissioner makes the following Findings of Facts and
25 Conclusions of Law and issues the following Final Bar Order against MARIA C. COMFORT.

26 FINDINGS OF FACT

27 (1) On or about December 16, 2010, in connection with a real estate
transaction in the United States District Court for the State of California, Northern District of

1 California, case number 3:10 cr-00062-SI-1, MARIA C. COMFORT was convicted of violating
2 18 U.S.C. 1349 of the United States Code (Bank Fraud), a felony;

3 (2) The conviction enumerated above involves dishonesty, fraud, or deceit;
4 and

5 (3) The conviction bears a substantial relationship under Section 2910, Title
6 10, California Code of Regulations to the qualifications, functions, or duties of a real estate
7 licensee.

8 CONCLUSIONS OF LAW

9 Based on the findings set forth above, the Commissioner has determined that:

- 10 1. A Bar Order is in the public interest;
- 11 2. Respondent has knowingly committed violations of the Real Estate Law;
- 12 and
- 13 3. Respondent's violations of the Real Estate Law have caused material
14 damage to the public.

15 FINAL BAR ORDER

16
17 NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to the authority of
18 Section 10087 of the Code, that MARIA C. COMFORT is hereby barred and prohibited from
19 engaging in any of the following activities in the State of California for a period of thirty-six (36)
20 months from the effective date of this Bar Order:

- 21 (A) Holding any position of employment, management, or control in a real
22 estate business;
- 23 (B) Participating in any business activity of a real estate salesperson or a real
24 estate broker;
- 25 (C) Engaging in any real estate related business activity on the premises
26 where a real estate salesperson or real estate broker is conducting
27 business; and participating in any real estate related business activity of a

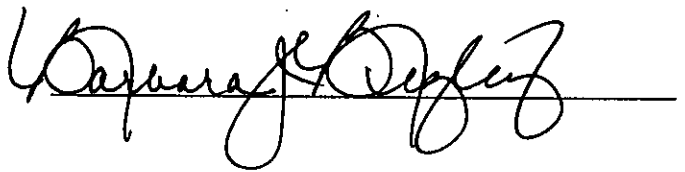
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finance lender; residential mortgage lender, bank, credit union, escrow
company, title company, or underwritten title company; and
(D) Engaging in any business activity involving real estate that is subject to
regulation under the Real Estate Law [Business and Professions Code
§§ 10000 et seq. and §§ 11000 et seq.].

THIS BAR ORDER IS EFFECTIVE IMMEDIATELY.

IT IS SO ORDERED 3/12/12

BARBARA J. BIGBY
Acting Real Estate Commissioner



NOTICE

Pursuant to Section 10185 of the Business and Professions Code: Any person, including
officers, directors, agents or employees of corporations, who willfully violates or knowingly
participates in the violation of this (Bar Order) shall be guilty of a misdemeanor punishable by a
fine not exceeding ten thousand dollars (\$10,000), or by imprisonment in the county jail not
exceeding six months, or by a fine and imprisonment.

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2 P. O. Box 187000
3 Sacramento, CA 95818-7000

4 Telephone: (916) 227-0789

DEPARTMENT OF REAL ESTATE

By L. Jones

6 BEFORE THE DEPARTMENT OF REAL ESTATE

7 STATE OF CALIFORNIA

8 * * *

9 In the Matter of:)	NO. H-11303 SF
)	
10 MARIA C. COMFORT,)	<u>PRELIMINARY BAR ORDER</u>
)	<u>AND NOTICE OF INTENTION</u>
11)	<u>TO ISSUE FINAL BAR ORDER</u>
12 Respondent.)	(B&P Code § 10087)
)	

13
14 TO: MARIA C. COMFORT
15 263 Bay Ridge Drive
16 Daly City, CA 94014
(Hereinafter sometimes referred to as "RESPONDENT")

17 Pursuant to Section 10087(c) of the Business and Professions Code (hereinafter
18 "the Code"), MARIA C. COMFORT is hereby notified of the intention of the California Real
19 Estate Commissioner (hereinafter the "Commissioner") to issue a Bar Order pursuant to
20 Sections 10087(a)(2) of the Business and Professions Code¹ on the following grounds:
21

22 ¹ Business and Professions Code Section 10087: (a) In addition to acting pursuant to the authority provided under
23 Sections 10086, 10176, and 10177, the commissioner may, after appropriate notice and opportunity for a hearing, by
24 order, suspend, or bar from any position of employment, management, or control, for a period not exceeding 36
25 months, a real estate salesperson or real estate broker, or an unlicensed person issued an order under Section 10086,
26 if the commissioner finds either of the following:
27 (1) That the suspension or bar is in the public interest and that the person has committed or caused a violation of this
division or rule or order of the commissioner, which violation was either known or should have been known by the
person committing or causing it or has caused material damage to the public.
(2) That the person has been convicted of or pleaded nolo contendere to any crime, or has been held liable in any
civil action by final judgment, or any administrative judgment by any public agency, if that crime or civil or
administrative judgment involved any offense involving dishonesty, fraud, or deceit, or any other offense reasonably
related to the qualifications, functions, or duties of a person engaged in the real estate business in accordance with
the provisions of this division.

1 (1) On or about December 16, 2010, in the United States District Court for
2 the State of California, Northern District of California, case number 3:10 cr-00062-SI-1,
3 Respondent was convicted of violating 18 U.S.C. 1349 of the United States Code (Bank Fraud),
4 a felony in connection with a real estate transaction;

5 (2) The conviction enumerated above involves dishonesty, fraud, or deceit;
6 and,

7 (3) The conviction bears a substantial relationship under Section 2910, Title
8 10, California Code of Regulations to the qualifications, functions, or duties of a real estate
9 licensee.

10 Please take notice that the Commissioner seeks to bar and prohibit MARIA C.
11 COMFORT for a period of thirty-six (36) months from the effective date of the Bar Order from
12 engaging in any of the following activities in the State of California:

- 13
- 14 (A) Holding any position of employment, management, or control in a real
15 estate business;
 - 16 (B) Participating in any business activity of a real estate salesperson or a real
17 estate broker;
 - 18 (C) Engaging in any real estate related business activity on the premises
19 where a real estate salesperson or real estate broker is conducting
20 business; and,
 - 21 (D) Participating in any real estate related business activity of a finance
22 lender, residential mortgage lender, bank, credit union, escrow company,
23 title company, or underwritten title company.

24 **YOU ARE IMMEDIATELY PROHIBITED FROM ENGAGING IN ANY BUSINESS**
25 **ACTIVITY INVOLVING REAL ESTATE THAT IS SUBJECT TO REGULATIONS**
26 **UNDER THE REAL ESTATE LAW.**
27

