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FILED
MAY 29 2012

DEPARTMENT OF REAL ESTATE
By A. Mar

7
8 BEFORE THE DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

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12 In the Matter of the Accusation of)
13 KEVIN JOSEPH HESLIN,) NO. H-11393 SF
14 Respondent.) ACCUSATION
15)

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17 The Complainant, E. J. HABERER, II, in his official capacity as a Deputy Real
18 Estate Commissioner of the State of California, for cause of Accusation against KEVIN
19 JOSEPH HESLIN, ("Respondent"), is informed and alleges as follows:

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

24 2

25 On or about April 29, 2010, in the Superior Court of the State of California,
26 County of Santa Cruz, Case No. M52688, Respondent was convicted of violating Section
27 14601.2(a) of the California Vehicle Code (driving on suspended license), a misdemeanor and

1 a crime which bears a substantial relationship under Section 2910, Title 10, California Code of
2 Regulations, to the qualifications, functions or duties of a real estate licensee.

3 3

4 On or about October 27, 2009, in the Superior Court of the State of California,
5 County of Santa Clara, Case No. CC938844, Respondent was convicted of violating Section
6 14601.2(a) of the California Vehicle Code (driving on suspended license), a misdemeanor and
7 a crime which bears a substantial relationship under Section 2910, Title 10, California Code of
8 Regulations, to the qualifications, functions or duties of a real estate licensee.

9 MATTERS IN AGGRAVATION

10 4

11 On or about December 15, 2008, in the Superior Court of the State of
12 California, County of Santa Clara, Case No. BB836727, Respondent was convicted of
13 violating Section 23152(b) of the California Vehicle Code (driving under the influence), a
14 misdemeanor.

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16 On or about June 13, 2008, in the Superior Court of the State of California,
17 County of Santa Clara, Case No. BB730019, Respondent was convicted of violating Section
18 23152(b) of the California Vehicle Code (driving under the influence), a misdemeanor.

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20 On or about March 24, 2004, in the Superior Court of the State of California,
21 County of Santa Clara, Case No. BB304822, Respondent was convicted of violating Section
22 12500(a) of the California Vehicle Code (driving without a license), a misdemeanor.

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24 The facts alleged in Paragraphs 2 and 3, above, constitute cause under Sections
25 490 (conviction of crime) and 10177(b) (conviction of crime) of the Code for suspension or
26 revocation of all licenses and license rights of Respondent under the Real Estate Law.

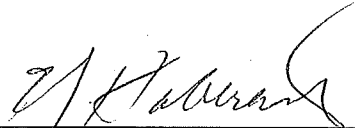
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1 COST RECOVERY

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3 Section 10106 of the Code provides, in pertinent part, that in any order issued in
4 resolution of a disciplinary proceeding before the department, the commissioner may request the
5 administrative law judge to direct a licensee found to have committed a violation of this part to
6 pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

7 WHEREFORE, Complainant prays that a hearing be conducted on the allegations
8 of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary
9 action against all licenses and license rights of Respondents under the Code, for the reasonable
10 cost of investigation and prosecution of this case, including agency attorney's fees, and for such
11 other and further relief as may be proper under other provisions of law.

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

16 Dated at Oakland, California,
17 this 23 day of May, 2012.