

JASON D. LAZARK, Counsel (SBN 263714)
Department of Real Estate
P. O. Box 187007
Sacramento, CA 95818-7007
Telephone: (916) 227-0822

FILED

AUG 06 2012

DEPARTMENT OF REAL ESTATE

By L. Frost

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

In the Matter of the Application of

STEPHEN ROBERT BRANAM,

Respondent.

No. H-11419 SF

FIRST AMENDED
STATEMENT OF ISSUES

The Complainant, ROBIN S. TANNER, acting in her official capacity as a
Deputy Real Estate Commissioner of the State of California, for Statement of Issues against
STEPHEN ROBERT BRANAM (herein "Respondent"), alleges as follows:

1.

On or about December 22, 2011, Respondent made application to the Department
of Real Estate of the State of California (herein "the Department") for a real estate broker
license.

2.

On or about June 28, 1983, in the Superior Court of the State of California,
County of Solano, Case No. SC15707, Respondent was convicted of violating section 192 of the
California Penal Code (voluntary manslaughter) and section 11350 of the Health & Safety Code
(possession of a controlled substance), felonies which bear a substantial relationship under

///

1 section 2910, title 10, California Code of Regulations (herein "the Regulations") to the
2 qualifications, functions or duties of a real estate licensee.

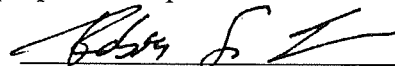
3 3.

4 On or about November 8, 1976, in the Superior Court of the State of California,
5 County of Vallejo, Case No. 34676, Respondent was convicted of violating section 484 of the
6 California Penal Code (petty theft), a misdemeanor which bears a substantial relationship under
7 section 2910, title 10 of the Regulations to the qualifications, functions or duties of a real estate
8 licensee.

9 4.

10 Respondent's criminal convictions, as alleged above in Paragraphs 2 and 3,
11 constitute grounds under sections 480(a) and 10177(b) of the Code for the denial of
12 Respondent's application for a real estate license.

13 WHEREFORE, Complainant prays that the above-entitled matter be set for
14 hearing and, upon proof of the charges contained herein, that the Commissioner refuse to
15 authorize the issuance of, and deny the issuance of a real estate broker license to Respondent,
16 and for such other and further relief as may be proper in the premises.

17 

18 ROBIN S. TANNER
19 Deputy Real Estate Commissioner

20 Dated at Oakland, California,
21 this 19th day of July, 2012.

22 DISCOVERY DEMAND

23 Pursuant to Sections 11507.6, *et seq.* of the *Administrative Procedure Act*, the Department of
24 Real Estate hereby makes demand for discovery pursuant to the guidelines set forth in the
25 *Administrative Procedure Act*. Failure to provide Discovery to the Department of Real Estate
26 may result in the exclusion of witnesses and documents at the hearing or other sanctions that the
27 Office of Administrative Hearings deems appropriate.

FLAG

JASON D. LAZARK, Counsel (SBN 263714)
Department of Real Estate
P. O. Box 187007
Sacramento, CA 95818-7007
Telephone: (916) 227-0822

FILED

JUL 09 2012

DEPARTMENT OF REAL ESTATE
By L. J. [Signature]

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Application of

STEPHEN ROBERT BRANAM,

Respondent.

No. H-11419 SF

STATEMENT OF ISSUES

The Complainant, ROBIN TANNER, acting in her official capacity as a Deputy Real Estate Commissioner of the State of California, for Statement of Issues against STEPHEN ROBERT BRANAM (herein "Respondent"), alleges as follows:

1.

On or about December 22, 2011, Respondent made application to the Department of Real Estate of the State of California (herein "the Department") for a real estate broker license.

2.

On or about June 28, 1983, in the Superior Court of the State of California, County of Solano, Case No. SC15707, Respondent was convicted of violating section 192 of the California Penal Code (voluntary manslaughter) and section 11350 of the Health & Safety Code (possession of a controlled substance), felonies which bear a substantial relationship under

///

1 section 2910, title 10, California Code of Regulations (herein "the Regulations") to the
2 qualifications, functions or duties of a real estate licensee.

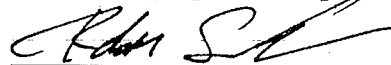
3 3.

4 On or about November 8, 1976, in the Superior Court of the State of California,
5 County of Vallejo, Case No. 34676, Respondent was convicted of violating section 484 of the
6 California Penal Code (petty theft), a misdemeanor which bears a substantial relationship under
7 section 2910, title 10 of the Regulations to the qualifications, functions or duties of a real estate
8 licensee.

9 4.

10 Respondent's criminal convictions, as alleged above in Paragraphs 2 and 3,
11 constitute grounds under sections 480(a) and 10177(b) of the Code for the denial of
12 Respondent's application for a real estate license.

13 WHEREFORE, Complainant prays that the above-entitled matter be set for
14 hearing and, upon proof of the charges contained herein, that the Commissioner refuse to
15 authorize the issuance of, and deny the issuance of a real estate salesperson license to
16 Respondent, and for such other and further relief as may be proper in the premises.

17 

18 ROBIN TANNER
19 Deputy Real Estate Commissioner

20 Dated at Oakland, California,
21 this 6th day of July, 2012.

22 DISCOVERY DEMAND

23 Pursuant to Sections 11507.6, *et seq.* of the *Administrative Procedure Act*, the Department of
24 Real Estate hereby makes demand for discovery pursuant to the guidelines set forth in the
25 *Administrative Procedure Act*. Failure to provide Discovery to the Department of Real Estate
26 may result in the exclusion of witnesses and documents at the hearing or other sanctions that the
27 Office of Administrative Hearings deems appropriate.