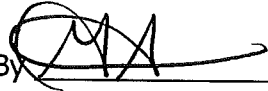


FILED

August 16, 2012

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

DEPARTMENT OF REAL ESTATE

BY 

5 Telephone: (916) 227-0789
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7
8 BEFORE THE DEPARTMENT OF REAL ESTATE
9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Accusation of)
12 DAVID CHARLES RYAN.) H-11441 SF
13 Respondent.) ACCUSATION
14)

15 The Complainant, ROBIN S. TANNER, a Deputy Real Estate Commissioner of
16 the State of California, for cause of Accusation against DAVID CHARLES RYAN
17 (Respondent), is informed and alleges as follows:

18 1

19 Complainant makes this Accusation against Respondent in her official capacity.

20 2

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 salesperson.

24 3

25 On or about May 25, 2012, in the Superior Court of the State of California,
26 County of Mendocino, Case No. MCUK-CRCR 120021070-002, Respondent was convicted of
27 violating Section 484/488 of the California Penal Code (Petty Theft), a misdemeanor and a crime

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

3 4

4 On or about August 10, 2011, in the Superior Court of the State of California,
5 County of Mendocino, Case No. MCKU-CRTR-1117882-01, Respondent was convicted of
6 violating Section 23152(a) (driving under the influence of alcohol or drugs), a misdemeanor and
7 a crime which bears a substantial relationship under Section 2910 of the Regulations to the
8 qualifications, functions, or duties of a real estate licensee.

9 5

10 On or about April 26, 2010, in the Superior Court of the State of California,
11 County of Mendocino, Case No. MCKU-CRTR-1011348-01, Respondent was convicted of a
12 violation of Vehicle Code Section 23152(B) (driving under the influence of alcohol or a drug), a
13 misdemeanor and a crime which bears a substantial relationship under Section 2910 of the
14 Regulations to the qualifications, functions, or duties of a real estate licensee. On or about
15 March 27, 2012, the Court revoked Respondent's probation on this matter based on the
16 conviction set forth in Paragraph 4, above.

17 6

18 The facts alleged in Paragraphs 3 through 6, above, constitute cause under
19 Sections 490 (Conviction of Substantially Related Crime) and 10177(b) (Further Grounds for
20 Disciplinary Action-Conviction of a Crime) of the Business and Professions Code for suspension
21 or revocation of Respondent's license under the Real Estate Law.

22 7

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

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



ROBIN S. TANNER
Deputy Real Estate Commissioner

Dated at Oakland, California
this 13th day of August, 2012.