

1 JASON D. LAZARK, Counsel (SBN 263714)
2 Bureau of Real Estate
3 P. O. Box 137007
4 Sacramento, CA 95813-7007

5 Telephone: (916) 263-8672
6 -or- (916) 263-8684 (Direct)

FILED

AUG 12 2016

BUREAU OF REAL ESTATE

By B. Nicholas

8 BEFORE THE BUREAU OF REAL ESTATE
9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Application of:

12 COOPER ALLEN EISENMANN,

13 Respondent.
14

)
) No. H- 11994 SF
)

) STATEMENT OF ISSUES
)

15 The Complainant, ROBIN S. TANNER, acting in her official capacity as a
16 Supervising Special Investigator of the State of California, brings this Statement of Issues
17 against COOPER ALLEN EISENMANN ("Respondent"), and is informed and alleges as
18 follows:

19 1

20 Respondent made application to the Bureau of Real Estate of the State of
21 California for a real estate salesperson license on or about November 9, 2015.

22 CRIMINAL CONVICTIONS

23 2

24 On or about February 13, 2013, in the Superior Court of California, County of
25 Alameda, Case No. H53294A, Respondent was convicted of violating section 487(c) of the
26 Penal Code (grand theft), a misdemeanor which bears a substantial relationship under section
27 ///

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

3 3

4 On or about February 13, 2013, in the Superior Court of California, County of
5 Alameda, Case No. H53300, Respondent was convicted of violating section 11351 of the Health
6 and Safety Code (possession for sale of a controlled substance), a felony which bears a
7 substantial relationship under section 2910 of the Regulations, to the qualifications, functions,
8 or duties of a real estate licensee.

9 DISHONEST DEALING

10 4

11 On or about November 21, 2012, in the County of Alameda, State of California,
12 Respondent unlawfully took the personal property of another, to wit: a wallet containing cash,
13 by asking for change from the victim then absconding with the wallet when it was produced.

14 GROUND FOR DENIAL

15 5

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

19 6

20 The facts alleged above in Paragraph 4 constitute dishonest dealing which is
21 cause for denial of Respondent's application for a real estate salesperson license pursuant to the
22 provisions of sections 480(a)(2) and 10177(j) (fraud or dishonest acts) of the Code.

23 ///

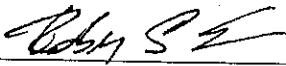
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1 WHEREFORE, Complainant prays that the above-entitled matter be set for
2 hearing and, upon proof of the charges contained herein, that the Commissioner refuse to
3 authorize the issuance of, and deny the issuance of a real estate salesperson license to
4 Respondent, and for such other and further relief as may be proper under other provisions of
5 law.

6
7 
8 ROBIN S. TANNER
Supervising Special Investigator

9 Dated at Oakland, California,
10 this 9th day of August, 2016.

11
12 DISCOVERY DEMAND

13 Pursuant to Sections 11507.6, *et seq.* of the *Administrative Procedure Act*, the Bureau
14 hereby makes demand for discovery pursuant to the guidelines set forth in the *Administrative*
15 *Procedure Act*. Failure to provide Discovery to the Bureau may result in the exclusion of
16 witnesses and documents at the hearing or other sanctions that the Office of Administrative
17 Hearings deems appropriate.