- 1		
1	KILE I. JONES, Counsel (SBN 300/51)	FILED
2	Department of Real Estate P.O. BOX 137007	FILED
3	Sacramento, CA 95813-7007	JAN 1 7 2019
4	Telephone. (910) 203-8072	DEPARTMENT OF REAL ESTATE
5	(916) 263-3767 (Fax) (916) 263-7303 (Direct)	By K Lrupp
6	- 11	
7	7	
8	BEFORE THE DEPARTMENT OF REAL ESTATE	
9	STATE OF CALIFORNIA	
10	0 ***	
11	In the Matter of the Accusation of	N - W 100 15 05
12	MICHAEL WILLIAM MARR,	No. H-12345 SF
13	Respondent.	<u>ACCUSATION</u>
14	4	
15	The Complainant, ROBIN S. TANNER, acting in her official capacity as a	
16	Supervising Special Investigator of the State of California, for this Accusation against	
17	MICHAEL WILLIAM MARR ("Respondent"), is informed and alleges as follows:	
18		
19	Respondent is presently licensed and/or has license rights under the Real Estate	
20	Law, Part 1 of Division 4 of the Business and Professions Code ("Code") as a real estate broker.	
21	CRIMINAL CONVICTION	
22	2	
23	On or about March 21, 2018, in the United States District Court, Northern District	
24	of California, Case No. 4:14-cr-00580-PJH, Respondent was convicted of two counts of violating	
25	Section 1 (bid rigging), Title 15, of the United States Code, felonies and crimes that bear a	
26	substantial relationship to the qualifications, functions or duties of a real estate licensee pursuant	
27	to Section 2910, Title 10, of the California Code of Regulations.	

GROUNDS FOR DISCIPLINE

The facts alleged in Paragraph 2, above, constitute cause under Sections 490 (conviction of substantially related crime), 10177(b) (conviction of substantially related crime), and 10177(j) (fraud or dishonest dealing) of the Code for the suspension or revocation of all licenses and license rights of Respondent under the Real Estate Law.

COST RECOVERY

The Department will seek to recover cost of the investigation and prosecution of this case pursuant to section 10106 of the Code which provides, in pertinent part, that in any order issued in resolution of a disciplinary proceeding before the Department, the Commissioner may request the administrative law judge to direct a licensee found to have committed a violation of this part to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

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 Real Estate Law, for the cost of investigation and enforcement as permitted by law, and for such other and further relief as may be proper under other provisions of law.

ROBIN S. TANNER

Supervising Special Investigator

Dated at Oakland, California, this 24th day of Decem, 2018.

DISCOVERY DEMAND

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