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FILED

MAY 14 2019

DEPARTMENT OF REAL ESTATE
By H. Skaggs

8 BEFORE THE DEPARTMENT OF REAL ESTATE
9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Accusation of)
12 LI LI,) No. H-12379 SF
13) ACCUSATION
14 Respondent.)

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 LI LI
17 ("Respondent"), is informed and alleges as follows:

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

22 2

23 On or about February 13, 2018, in the Superior Court of the State of California,
24 County of Santa Clara, Case No. B1895993, Respondent was convicted of violating Section 484
25 (theft) of the California Penal Code, a misdemeanor and a crime that bears a substantial
26 relationship to the qualifications, functions or duties of a real estate licensee pursuant to Section
27 2910, Title 10, of the California Code of Regulations.

On December 28, 2018, a diligent search was made of the records of the Department of Real Estate ("Department") relating to Respondent's real estate salesperson license No. 01280267. No record or written notice was received from Respondent notifying the Department, in writing, of any arrest, conviction, indictment or license disciplinary action.

GROUND 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.

Respondent's failure to report the conviction to the Department, as described in Paragraph 3, above, violates Section 10186.2 (a) (conviction reporting requirements) of the Code, and constitutes cause under Section 10177(d) (willful disregard or violation of Real Estate Law) of the Code for suspension or revocation of all licenses and license rights of Respondent under the Real Estate Law.

MATTERS IN AGGRAVATION

On or about March 8, 2005, in the Superior Court of the State of California, County of Santa Clara, Case No. CC470844, Respondent was convicted of violating Section 484/488 (petty theft) of the California Penal Code, a misdemeanor.

On or about October 10, 2002, in the Superior Court of the State of California, County of Santa Clara, Case No. BB258530, Respondent was convicted of violating Section 484/488 of the California Penal Code, a misdemeanor.

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1 COST RECOVERY

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

9 WHEREFORE, Complainant prays that a hearing be conducted on the allegations
10 of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary
11 action against all licenses and license rights of Respondent under the Real Estate Law, for the
12 cost of investigation and enforcement as permitted by law, and for such other and further relief as
13 may be proper under other provisions of law.

14 

15 ROBIN S. TANNER
16 Supervising Special Investigator

17 Dated at Oakland, California,
18 this 3rd day of May, 2019.
19

20 DISCOVERY DEMAND

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