1 2	KYLE T. JONES, Counsel (SBN 300751) Department of Real Estate
3	P.O. BOX 137007 Sacramento, CA 95813-7007
4	Telephone: (916) 576-8700 SEP 0 1 2020 (916) 263-3767 (Fax) DEPARTMENT OF DEAL FORMER
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8	BEFORE THE DEPARTMENT OF REAL ESTATE
9	STATE OF CALIFORNIA
10	* * *
11	In the Matter of the Accusation of)
12	OLIADIES CLAIDODNE VELLUN) No. H-12480 SF
13	CHARLES CLAIBORNE KELLUM,)) 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
17	CHARLES CLAIBORNE KELLUM ("Respondent"), is informed and alleges as follows:
18	1
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 broker.
22	2
23	On or about August 24, 2018, in the Superior Court of the State of California,
24	County of San Mateo, Case No. 17-NF-014662-A, Respondent was convicted of violating
25	Section 11360(a)(3) (unlawful transportation of marijuana for sale) of the California Health and
26	Safety Code, a felony and a crime that bears a substantial relationship to the qualifications,
27	///

functions or duties of a real estate licensee pursuant to Section 2910, Title 10, of the California
Code of Regulations.

3 3 4 On May 28, 2019, a diligent search was made of the records of the Department of 5 Real Estate ("Department") relating to Respondent's real estate broker license No. 00987965. 6 No record or written notice was received from Respondent notifying the Department, in writing, 7 of any arrest, conviction, indictment or license disciplinary action. 8 **GROUNDS FOR DISCIPLINE** 9 4 10 The facts alleged in Paragraph 2, above, constitute cause under Sections 490 11 (conviction of substantially related crime) and 10177(b) (conviction of substantially related 12 crime) of the Code for the suspension or revocation of all licenses and license rights of 13 Respondent under the Real Estate Law. 14 5 15 Respondent's failure to report the conviction to the Department, as described in 16 Paragraph 3, above, violates Section 10186.2 (a) (conviction reporting requirements) of the 17 Code, and constitutes cause under Section 10177(d) (willful disregard or violation of Real Estate 18 Law) of the Code for the suspension or revocation of all licenses and license rights of 19 Respondent under the Real Estate Law. 20 COST RECOVERY 21 6 22 The Department will seek to recover the costs of the investigation and prosecution 23 of this case pursuant to Section 10106 of the Code which provides, in pertinent part, that in any 24 order issued in resolution of a disciplinary proceeding before the Department, the Commissioner 25 may request the administrative law judge to direct a licensee found to have committed a violation 26 of this part to pay a sum not to exceed the reasonable costs of the investigation and enforcement 27 of the case.

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1	WHEREFORE, Complainant prays that a hearing be conducted on the allegations	
2	of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary	
3	action against all licenses and license rights of Respondent under the Real Estate Law, for the	
4	cost of investigation and enforcement as permitted by law, and for such other and further relief as	
5	may be proper under other provisions of law.	
6	Adding S.L	
7	ROBIN S. TANNER Supervising Special Investigator	
8	a af a same operation	
9		
10	Dated at Oakland, California,	
11	this 19th day our uport, 2020.	
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18	DISCOVERY DEMAND	
19	DISCOVERY DEMAND Pursuant to Sections 11507.6, et seq. of the Administrative Procedure Act, the	i
20	Department hereby makes demand for discovery pursuant to the guidelines set forth in the	
21	Administrative Procedure Act. Failure to provide Discovery to the Department may result in the	
22	exclusion of witnesses and documents at the hearing or other sanctions that the Office of	
23	Administrative Hearings deems appropriate.	
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