

**FILED**

**AUG 25 2022**

DEPARTMENT OF REAL ESTATE  
By J. Taggart

1 DEPARTMENT OF REAL ESTATE  
2 P. O. Box 137007  
3 Sacramento, CA 95813-7007  
4 Telephone: (916) 576-8700  
5 Direct: (916) 576-7848  
6 Email: Richard.Uno@dre.ca.gov

7  
8 **BEFORE THE DEPARTMENT OF REAL ESTATE**  
9 **STATE OF CALIFORNIA**

10 \* \* \*

11 In the Matter of the Accusation of ) No. H-12583 SF  
12 )  
13 HASTINGS REALTY GROUP, INC., and )  
14 SAMMY LEE HASTINGS, )  
15 ) STIPULATION AND AGREEMENT  
Respondents. ) IN SETTLEMENT AND ORDER

16 It is hereby stipulated by and between SAMMY LEE HASTINGS (HASTINGS),  
17 Respondent, his attorney, Miranda McCroskey, and the Complainant, acting by and through  
18 Richard K. Uno, Counsel for the Department of Real Estate (Department); as follows for the  
19 purpose of settling and disposing of the Accusation filed on February 24, 2020, in this matter:

20 1. All issues which were to be contested and all evidence which was to be  
21 presented by Complainant and Respondent at a formal hearing on the Accusation, which hearing  
22 was to be held in accordance with the provisions of the Administrative Procedure Act (APA),  
23 shall instead and in place thereof be submitted solely on the basis of the provisions of this  
24 Stipulation and Agreement In Settlement and Order (Stipulation).

25 2. Respondent has received, read, and understand the Statement to  
26 Respondent, the Discovery Provisions of the APA and the Accusation filed by the Department of  
27 Real Estate in this proceeding.

1           3.       Respondent filed a Notice of Defense pursuant to Section 11505 of the  
2 Government Code for the purpose of requesting a hearing on the allegations in the Accusation.  
3 Respondent hereby freely and voluntarily withdraws said Notice of Defense. Respondent  
4 acknowledges that he understands that by withdrawing said Notice of Defense he will thereby  
5 waive his right to require the Real Estate Commissioner (Commissioner) to prove the allegations  
6 in the Accusation at a contested hearing held in accordance with the provisions of the APA and  
7 that he will waive other rights afforded to him in connection with the hearing such as the right to  
8 present evidence in defense of the allegations in the Accusation and the right to cross-examine  
9 witnesses.

10           4.       This Stipulation is based on the factual allegations contained in the  
11 Accusation. In the interest of expediency and economy, Respondent chose not to contest these  
12 factual allegations, but to remain silent and understands that, as a result thereof, these factual  
13 statements will serve as a prima facie basis for the "Determination of Issues" and "Order" set  
14 forth below. The Commissioner shall not be required to provide further evidence to prove such  
15 allegations.

16           5.       It is understood by the parties that the Commissioner may adopt the  
17 Stipulation as his Decision and Order in this matter, thereby imposing the penalty and sanctions  
18 on Respondent's real estate licenses and license rights as set forth in the below "Order". In the  
19 event that the Commissioner in his discretion does not adopt the Stipulation, it shall be void and  
20 of no effect, and Respondent shall retain the right to a hearing and proceeding on the Accusation  
21 under all the provisions of the APA and shall not be bound by any admission or waiver made  
22 herein.

23           6.       The Order or any subsequent Order of the Commissioner made pursuant to  
24 this Stipulation shall not constitute an estoppel, merger, or bar to any further administrative or  
25 civil proceedings by the Department of Real Estate with respect to any matters which were not  
26 specifically alleged to be causes for accusation in this proceeding.  
27

1                   7.     Respondent understands that by agreeing to this Stipulation, Respondent  
2 agrees to pay, pursuant to Section 10106 of the Business and Professions Code (Code), the cost  
3 of the investigation which resulted in the determination that Respondent committed the  
4 violations found in the Determination of Issues. The amount of said costs is \$3,390.75.

5   DETERMINATION OF ISSUES

6                   By reason of the foregoing stipulations, admissions and waivers, and solely for  
7 the purpose of settlement of the pending Accusation without a hearing, it is stipulated and agreed  
8 that the acts and/or omissions of Respondent, as described in the Accusation, constitute grounds  
9 for the suspension or revocation of the licenses and license rights of Respondent under the  
10 provisions of Sections 10177(d) of the Code.

11   ORDER

12                   All licenses and licensing rights of SAMMY LEE HASTINGS (HASTINGS),  
13 under the Real Estate Law are revoked; provided, however, a restricted real estate broker license  
14 shall be issued to Respondent, pursuant to Section 10156.5 of the Code, if HASTINGS makes  
15 application therefore and pays to the Department of Real Estate the appropriate fee for the  
16 restricted license within 90 days from the effective date of this Stipulation. The restricted license  
17 issued to HASTINGS shall be subject to all of the provisions of Section 10156.7 of the Code and  
18 to the following limitations, conditions, and restrictions imposed under authority of Section  
19 10156.6 of the Code:

20                   1.     The restricted license issued to HASTINGS may be suspended prior to  
21 hearing by Order of the Commissioner in the event of HASTINGS' conviction or plea of nolo  
22 contendere to a crime which is substantially related to HASTINGS' fitness or capacity as a real  
23 estate licensee.

24                   2.     The restricted license issued to HASTINGS may be suspended prior to  
25 hearing by Order of the Commissioner on evidence satisfactory to the Commissioner that  
26 HASTINGS has violated provisions of the California Real Estate Law, the Subdivided Lands  
27 Law, Regulations of the Commissioner or conditions attaching to the restricted license.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

3. HASTINGS shall not be eligible to apply for the issuance of any unrestricted real estate license nor the removal of any of the conditions, limitations, or restrictions of a restricted until two (2) years have elapsed from the effective date of this Stipulation. Respondent shall not be eligible to apply for any unrestricted licenses until all restrictions attaching to the license have been removed.

4. HASTINGS shall, within nine (9) months from the effective date of this Stipulation, present evidence satisfactory to the Commissioner that HASTINGS has, since the most recent issuance of an original or renewal real estate license, taken and successfully completed the continuing education requirements of Article 2.5 of Chapter 3 of the Real Estate Law for renewal of a real estate license. If HASTINGS fails to satisfy this condition, HASTINGS' real estate license shall automatically be suspended until HASTINGS presents evidence satisfactory to the Commissioner of having taken and successfully completed the continuing education requirements. Proof of completion of the continuing education courses must be delivered to the Department of Real Estate, Flag Section, at P.O. Box 137013, Sacramento, CA 95813-7013.

5. All licenses and licensing rights of HASTINGS are indefinitely suspended unless or until HASTINGS pays the sum of \$3,390.75 for the Commissioner's reasonable cost of the investigation and enforcement which led to this disciplinary action. Said payment shall be in the form of a cashier's check made payable to the Department of Real Estate. The investigative and enforcement costs must be delivered to the Department of Real Estate, Flag Section at P.O. Box 137013, Sacramento, CA 95813-7013, prior to the effective date of this Decision and Order.

July 8, 2022  
DATED

Richard K. Uno  
RICHARD K. UNO, Counsel III  
DEPARTMENT OF REAL ESTATE

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

\*\*\*

I have read the Stipulation and Agreement in Settlement and Order and its terms are understood by me and are agreeable and acceptable to me. I understand that I am waiving rights given to me by the California Administrative Procedure Act (including but not limited to Sections 11506, 11508, 11509 and 11513 of the Government Code), and I willingly, intelligently, and voluntarily waive those rights, including the right of requiring the Commissioner to prove the allegations in the Accusation at a hearing at which I would have the right to cross-examine witnesses against me and to present evidence in defense and mitigation of the charges.

7/7/22

DATED

Sammy L. Hastings

SAMMY LEE HASTINGS

...

*I have reviewed this Stipulation and Agreement as to form and content and have advised my client accordingly.*

7/7/22

DATED

Miranda McCroskey

MIRANDA McCROSKEY

Attorney for Respondents

\*\*\*

1  
2 The foregoing Stipulation and Agreement In Settlement and Order is hereby  
3 adopted by the Real Estate Commissioner as his Decision and Order and shall become  
4 effective at 12 o'clock noon on SEP 14 2022

5 IT IS SO ORDERED 8.12.22

6 DOUGLAS R. McCAULEY  
7 REAL ESTATE COMMISSIONER

8 Douglas R. McCauley  
9

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

**FILED**  
AUG 25 2022  
DEPARTMENT OF REAL ESTATE  
By J. Taggart

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

BEFORE THE DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

\* \* \*

In the Matter of the Accusation of: ) DRE No. H-12583 SF  
)  
HASTINGS REALTY GROUP, INC., and )  
SAMMY LEE HASTINGS )  
Respondents. )

ORDER ACCEPTING VOLUNTARY SURRENDER OF REAL ESTATE LICENSE  
(as to Hastings Realty Group, Inc., only)

On February 24, 2022, an Accusation was filed in this matter against Respondent HASTINGS REALTY GROUP, INC. (“Respondent”).

On July 7, 2022, Respondent petitioned the Commissioner to voluntarily surrender its corporate real estate broker license pursuant to Section 10100.2 of the Business and Professions Code.

IT IS HEREBY ORDERED that Respondent HASTINGS REALTY GROUP, INC.’s petition for voluntary surrender of its corporate real estate broker license is accepted as of the effective date of this Order as set forth below, based upon the understanding and agreement expressed in Respondent’s Declaration dated July 7, 2022 (attached as Exhibit “A” hereto). Respondent’s license certificate and pocket card shall be sent to the below-listed address so that they reach the Department of Real Estate on or before the effective date of this Order:

DEPARTMENT OF REAL ESTATE  
Attention: Licensing Flag Section  
P. O. Box 137013  
Sacramento, CA 95813-7013

This Order shall become effective at 12 o'clock noon on SEP 14 2022

DATED: 8.17.22

DOUGLAS R. McCAULEY  
REAL ESTATE COMMISSIONER



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

BEFORE THE  
DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

\* \* \*

In the Matter of the Accusation of: )  
)  
HASTINGS REALTY GROUP, INC. ) NO. H-12583 SF  
and SAMMY LEE HASTINGS, )  
)  
Respondents. )

DECLARATION

HASTINGS REALTY GROUP, INC. (HRG) is currently licensed as a corporate real estate broker.

In lieu of proceeding in this matter in accordance with the provisions of the Administrative Procedure Act (sections 11400 et seq., of the Government Code), HRG wishes to voluntarily surrender its real estate license issued by the California Department of Real Estate ("the Department"), pursuant to Business and Professions Code section 10100.2.

HRG understands that by voluntarily surrendering its license, it may be re-licensed as a broker only by petitioning for reinstatement pursuant to section 11522 of the Government Code. It also understands that by voluntarily surrendering their licenses, it agrees to the following:



1                   1. The filing of this Declaration shall be deemed as HRG's petition for  
2 voluntary surrender.

3                   2. It shall also be deemed to be an understanding and agreement by HRG that  
4 it waives all rights it has to require the Commissioner to prove the allegations contained in the  
5 Accusation filed in this matter at a hearing held in accordance with the provisions of the  
6 Administrative Procedure Act (Government Code sections 11400 et seq.), and that it also  
7 waives other rights afforded to it in connection with the hearing such as the right to discovery,  
8 the right to present evidence in defense of the allegations in the Accusation, and the right to  
9 cross-examine witnesses.

10                  3. HRG further agrees that upon acceptance by the Commissioner, as  
11 evidenced by an appropriate order, all affidavits and all relevant evidence obtained by the  
12 Department in this matter prior to the Commissioner's acceptance, and all allegations  
13 contained in the Accusation filed in the Department Case No. H-12538 SF may be considered  
14 by the Department to be true and correct for the purpose of deciding whether to grant re-  
15 licensure or reinstatement pursuant to Government Code section 11522.

16                  4. HRG further understands and agrees that upon acceptance by the  
17 Commissioner, as evidenced by an appropriate order, of its petition to voluntarily surrender all  
18 of its licenses and license rights under the Real Estate Law, the Department will take no further  
19 disciplinary action related to the Accusation filed in Department Case No. H-12538 SF, with  
20 the exception of the use of such affidavits, evidence, and allegations as outlined above in  
21 Paragraph 3.

22                  5. HRG further understands and agrees that prior to and as a condition of any  
23 petition for reinstatement made pursuant to Government Code section 11522 being granted,  
24 they agrees to be responsible for paying the Commissioner's reasonable cost of the  
25 investigation which led to this disciplinary action in Department Case No. H 12538 SF. The  
26 amount of said costs are \$3,390.75.  
27

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

6. HRG freely and voluntarily surrenders all its licenses and license rights under the Real Estate Law.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct and that this declaration was executed on 7/7/22, 2022, at SAN FRANCISCO, California.  
(City)

HASTINGS REALTY GROUP, INC.

  
By: SAMMY LEE HASTINGS, D.O.