

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

In the Matter of the Accusation of: DRE No. H-12613 SF DARWIN ASHLEY GREENWELL, Respondent.

ORDER ACCEPTING VOLUNTARY SURRENDER OF REAL ESTATE LICENSE

On August 29, 2022, an Accusation was filed in this matter against Respondent DARWIN ASHLEY GREENWELL ("Respondent").

On January 16, 2023, Respondent petitioned the Commissioner to voluntarily surrender his real estate broker license pursuant to Section 10100.2 of the Business and Professions Code.

IT IS HEREBY ORDERED that Respondent DARWIN ASHLEY GREENWELL's petition for voluntary surrender of his 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 January 16, 2023 (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:

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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 _

APR 04,2023

DATED: 3,2.23

DOUGLAS R. McCAULEY REAL ESTATE COMMISSIONER

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8	BEFORE THE
9	DEPARTMENT OF REAL ESTATE
10	STATE OF CALIFORNIA
11	* * *
12	In the Matter of the Accusation of:
13	DARWIN ASHLEY GREENWELL,) NO. H-12613 SF
14	Respondent.
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17	DECLARATION
18	DARWIN ASHLEY GREENWELL (GREENWELL) is curre
19	real estate broker.

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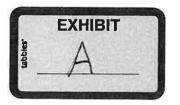
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LL) is currently licensed as a

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), GREENWELL wishes to voluntarily surrender his real estate license issued by the California Department of Real Estate ("the Department"), pursuant to Business and Professions Code section 10100.2.

GREENWELL understands that by voluntarily surrendering his license, he may be re-licensed as a salesperson or as a broker only by petitioning for reinstatement pursuant to section 11522 of the Government Code. He also understands that by voluntarily surrendering



his license, he agrees to the following:

- 1. The filing of this Declaration shall be deemed as GREENWELL's petition for voluntary surrender.
- 2. It shall also be deemed to be an understanding and agreement by GREENWELL that he waives all rights he has to require the Commissioner to prove the allegations contained in the Accusation filed in this matter at a hearing held in accordance with the provisions of the Administrative Procedure Act (Government Code sections 11400 et seq.), and that he also waives other rights afforded to him in connection with the hearing such as the right to discovery, the right to present evidence in defense of the allegations in the Accusation, and the right to cross-examine witnesses.
- 3. GREENWELL further agrees that upon acceptance by the Commissioner, as evidenced by an appropriate order, all affidavits and all relevant evidence obtained by the Department in this matter prior to the Commissioner's acceptance, and all allegations contained in the Accusation filed in the Department Case No. H-12613 SF may be considered by the Department to be true and correct for the purpose of deciding whether to grant re-licensure or reinstatement pursuant to Government Code section 11522.
- 4. GREENWELL further understands and agrees that upon acceptance by the Commissioner, as evidenced by an appropriate order, of His petition to voluntarily surrender all of his licenses and license rights under the Real Estate Law, the Department will take no further disciplinary action related to the Accusation filed in Department Case No. H-12613 SF, with the exception of the use of such affidavits, evidence, and allegations as outlined above in Paragraph 3.
- 5. GREENWELL further understands and agrees that prior to and as a condition of any petition for reinstatement made pursuant to Government Code section 11522 being granted, he agrees to be responsible for paying the Commissioner's reasonable cost of the investigation and enforcement which led to this disciplinary action in Department Case No. H-12613 SF The amount of said costs are \$5,422.55.

1	6. GREENWELL freely and voluntarily surrenders all his licenses and licenses
2	rights under the Real Estate Law.
3	I declare under penalty of perjury under the laws of the State of California that
4	the above is true and correct and that this declaration was executed on
5	2023, at, California.
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8	DARWIN ASHLEY GREENWELL, Respondent
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