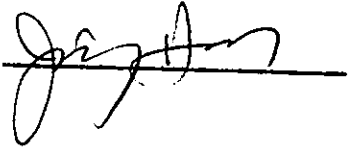


1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

FILED
DEC 20 2001

DEPARTMENT OF REAL ESTATE

By 

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Application of) NO. H-23731 LA
)
JOHN RANDOLPH NEWE,)
)
Respondent.)
)

ORDER GRANTING UNRESTRICTED LICENSE

On May 25, 1989, a Decision was rendered herein, denying Respondent's application for a real estate salesperson license, but granting Respondent the right to the issuance of a restricted real estate salesperson license. A restricted real estate salesperson license (conditional) was issued to Respondent on June 12, 1989. Respondent has operated as a restricted licensee without cause for disciplinary action against Respondent since that time.

On January 4, 2001, Respondent petitioned for the removal of restrictions attaching to Respondent's real estate salesperson license.

///

1 I have considered the petition of Respondent and
2 the evidence submitted in support thereof. Respondent has
3 demonstrated to my satisfaction that Respondent meets the
4 requirements of law for the issuance to Respondent of an
5 unrestricted real estate salesperson license and that it would
6 not be against the public interest to issue said license to
7 Respondent.
8

9 NOW, THEREFORE, IT IS ORDERED that Respondent's
10 petition for removal of restrictions is granted and that a real
11 estate salesperson license be issued to Respondent if
12 Respondent satisfies the following conditions within nine (9)
13 months from the date of this Order:

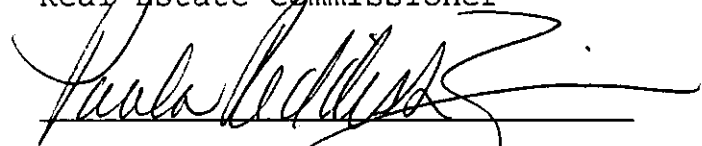

14 1. Submittal of a completed application and payment
15 of the fee for a real estate salesperson license.

16 2. Submittal of evidence of having since the most
17 recent issuance of an original or renewal real estate license,
18 taken and successfully completed the continuing education
19 requirements of Article 2.5 of Chapter 3 of the Real Estate
20 Law for renewal of a real estate license.

21 This Order shall be effective immediately.

22 Dated: December 12, 2001.

23 PAULA REDDISH ZINNEMANN
24 Real Estate Commissioner

25 
26 

27 cc: John Randolph Newe
4981 Padre Ave.
Rancho Cucamonga, CA 91739

ORIGINAL

JUN -2 1989

DEPT. OF REAL ESTATE
BY Laura B. Craig

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

♦ ♦ ♦

In the Matter of the Application of)

JOHN RANDOLPH NEWE,)

Respondent.)

No. H- 23731 LA

STIPULATION AND WAIVER

I, JOHN RANDOLPH NEWE, respondent herein, do hereby affirm that I have applied to the Department of Real Estate for a real estate salesperson license and that to the best of my knowledge I have satisfied all of the statutory requirements for the issuance of the license, including the payment of the fee therefor.

I acknowledge that I have received and read the Statement of Issues and the Statement to Respondent filed by the Department of Real Estate on May 9, 1989, in connection with my application for a real estate salesperson license. I understand that the Real Estate Commissioner may hold a hearing on this Statement of Issues for the purpose of requiring further proof of my honesty and truthfulness and to prove other allegations therein, or that he may in his discretion waive the hearing and grant me a restricted real estate salesperson license based upon this Stipulation and Waiver.

I hereby admit that the allegations of the Statement of Issues filed against me are true and correct and request that the Real Estate Commissioner in his discretion issue a restricted real estate salesperson license to me under the authority of Section 10156.5 of the Business and Professions Code. I understand that any

1 such restricted license will be issued subject to and be limited by Section 10153.4 of the Business and
2 Professions Code.

3 I am aware that by signing this Stipulation and Waiver, I am waiving my right to a hearing and the
4 opportunity to present evidence at the hearing to establish my rehabilitation in order to obtain an unrestricted
5 real estate salesperson license if this Stipulation and Waiver is accepted by the Real Estate Commissioner.
6 However, I am not waiving my right to a hearing and to further proceedings to obtain a restricted or unrestricted
7 license if this Stipulation and Waiver is not accepted by the Commissioner.

8 I further understand that the following conditions, limitations and restrictions will attach to a restricted
9 license issued by the Department of Real Estate pursuant hereto:

10 1. The license shall not confer any property right in the privileges to be exercised including the right
11 of renewal, and the Real Estate Commissioner may by appropriate order suspend the right to
12 exercise any privileges granted under this restricted license in the event of:

13 a. The conviction of respondent (including a plea of nolo contendere) to a crime which bears
14 a significant relation to respondent's fitness or capacity as a real estate licensee; or

15 b. The receipt of evidence that respondent has violated provisions of the California Real Estate
16 Law, the Subdivided Lands Law, Regulations of the Real Estate Commissioner or conditions
17 attaching to this restricted license.

18 2. Respondent shall not be eligible to apply for the issuance of an unrestricted real estate license nor
19 the removal of any of the conditions, limitations or restrictions attaching to the restricted license
20 until one year has elapsed from the date of issuance of the restricted license to respondent.

21 3. With the application for license, or with the application for transfer to a new employing broker,
22 respondent shall submit a statement signed by the prospective employing broker on a form
23 approved by the Department of Real Estate wherein the employing broker shall certify as follows:

24 a. That broker has read the Statement of Issues which is the basis for the issuance of the restricted
25 license; and

26 b. That broker will carefully review all transaction documents prepared by the restricted
27 licensee and otherwise exercise close supervision over the licensee's performance of acts for

which a license is required.

4. Respondent shall, within eighteen (18) months of the date of issuance of the restricted license under the provisions of Section 10153.4 of the Business and Professions Code, submit evidence satisfactory to the Commissioner of successful completion at an accredited institution of two of the courses listed in Section 10153.2, other than real estate principles, advanced legal aspects of real estate, advanced real estate finance or advanced real estate appraisal. If respondent fails to present satisfactory evidence of successful completion of said courses, the restricted license shall be automatically suspended effective eighteen (18) months after the date of issuance of the restricted license. Said suspension shall not be lifted until respondent has submitted the required evidence of course completion and the Commissioner has given written notice to the respondent of lifting of the suspension.

DATED this 10 day of May, 19 89.

John Randolph Newe
Respondent, JOHN RANDOLPH NEWE

I have read the Statement of Issues filed herein and the foregoing Stipulation and Waiver signed by respondent. I am satisfied that the hearing for the purpose of requiring further proof as to the honesty and truthfulness of respondent need not be called and that it will not be inimical to the public interest to issue a restricted real estate salesperson license to respondent.

Therefore, IT IS HEREBY ORDERED that a restricted real estate salesperson license be issued to respondent JOHN RANDOLPH NEWE if respondent has otherwise fulfilled all of the statutory requirements for licensure. The restricted license shall be limited, conditioned and restricted as specified in the foregoing Stipulation and Waiver.

This Order is effective immediately.

DATED this 25th day of May, 19 89.

JAMES A. EDMONDS, JR.
Real Estate Commissioner

By:

John R. Liberator
JOHN R. LIBERATOR
Chief Deputy Commissioner

Page 3 of 3

1 JAMES R. PEEL, Counsel
2 Department of Real Estate
3 107 South Broadway, Room 8107
4 Los Angeles, CA 90012
5 (213) 620-4790

MAY -9 1989

DEPARTMENT OF REAL ESTATE
BY Laura B. Orma

8 DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * * *

11 In the Matter of the Application of) NO. H-23731 LA
12 JOHN RANDOLPH NEWE,)
13)
14 Respondent.)
15)

STATEMENT OF ISSUES

16 The Real Estate Commissioner, in conformity with Section
17 10152, Division 4, Business and Professions Code of the State of
18 California, requires further proof of the honesty and truthfulness
19 of JOHN RANDOLPH NEWE (hereinafter referred to as respondent),
20 in connection with respondent's application for a real estate
21 salesperson license, filed on January 23, 1989, and in relation
22 thereto, will consider the following:

23 I

24 - Respondent, pursuant to the provisions of Section 10153.3 of
25 the Business and Professions Code, made application to the
26 Department of Real Estate of the State of California for a real
27 estate salesperson license on or about January 23, 1989, with the

1 knowledge and understanding that any license issued as a result of
2 said application would be subject to the conditions of Section
3 10153.4 of the Business and Professions Code.

4 II

5 On or about April 12, 1984, in the Superior Court of
6 California, County of Los Angeles, respondent was convicted of
7 violating Penal Code Section 459 (burglary), a crime involving
8 moral turpitude.

9 III

10 The crime of which respondent was convicted bears a
11 substantial relationship to the qualifications, functions or
12 duties of a real estate licensee.

13 IV

14 Respondent's conviction, is grounds for denying respondent's
15 application for a real estate license under Sections 480 and
16 10177(b) of the Business and Professions Code of the State of
17 California.

18 These proceedings are brought under the provisions of Section
19 10100, Division 4 of the Business and Professions Code of the
20 State of California and Sections 11500 through 11528 of the
21 Government Code.

22 Dated at Los Angeles, California
23 this 9th day of May, 1989.

24 -


Deputy Real Estate Commissioner

25
26 cc: John Randolph Newe
27 E-N Realty and Development, Inc.
Sacto.
LK

lbo