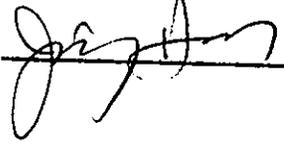


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**FILED**  
DEC 20 2001

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:

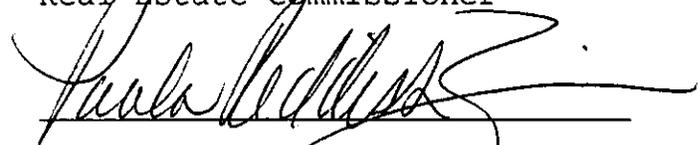
14 1. Submittal of a completed application and payment  
15 of the fee for a real estate salesperson license.

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

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BEFORE THE DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

◆ ◆ ◆

In the Matter of the Application of	)	
	)	No. H- 23731 LA
JOHN RANDOLPH NEWE,	)	
	)	STIPULATION AND WAIVER
	)	
Respondent.	)	
_____	)	

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

1 which a license is required.

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

12 DATED this 10 day of May, 19 89.

13  
14 John Randolph Newe  
Respondent, JOHN RANDOLPH NEWE

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

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

23 This Order is effective immediately.

24 DATED this 25<sup>th</sup> day of May, 19 89.

25  
26 JAMES A. EDMONDS, JR.  
Real Estate Commissioner

27 By: John R. Liberator

JOHN R. LIBERATOR  
Chief Deputy Commissioner

Page 3 of 3



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

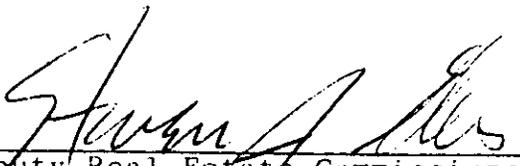
10 The crime of which respondent was convicted bears a  
11 substantial relationship to the qualifications, functions or  
12 duties of a real estate licensee.

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