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FILED
AUG 28 2002

DEPARTMENT OF REAL ESTATE

By *[Signature]*

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of)	
MICHAEL JOSEPH BENEDETTO, JR.,)	No. H-25896 LA
Respondent.)	

ORDER EXTENDING TIME

On February 13, 1995, a Decision was rendered herein revoking the real estate salesperson license of Respondent.

On February 26, 2001, Respondent petitioned for reinstatement of said real estate salesperson license.

Effective November 29, 2001, Respondent's petition for reinstatement was granted. An Order was issued that a real estate salesperson license will be issued to Respondent if Respondent satisfies the following conditions within nine (9) months from the effective date of the Order:

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

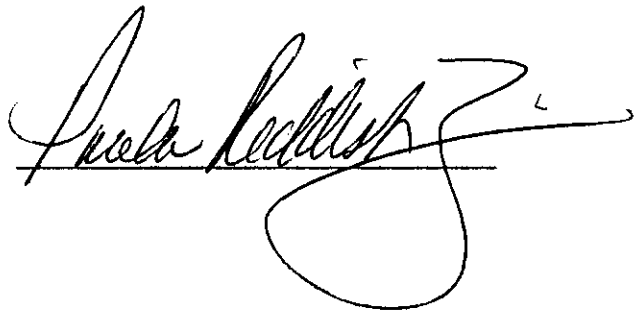
3 2. Submittal of evidence of having, since the most
4 recent issuance of an original or renewal real estate license,
5 taken and successfully completed the continuing education
6 requirements of Article 2.5 of Chapter 3 of the Real Estate
7 Law for renewal of a real estate license.
8

9 Good cause having been shown, the time during which
10 Respondent must submit a completed application and pay the fee
11 for a real estate salesperson license and submit evidence of
12 completion of the continuing education requirements is hereby
13 extended to October 29, 2002.
14

15 This Order shall be effective immediately.

16 DATED: August 28, 2002

17 _____
18 PAULA REDDISH ZINNEMANN
19 Real Estate Commissioner

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FILED
DEC 6 2001

DEPARTMENT OF REAL ESTATE

By 

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of) NO. H-25896 LA
)
MICHAEL JOSEPH BENEDETTO, JR.,)
)
Respondent.)
)

ORDER GRANTING REINSTATEMENT OF LICENSE

On February 13, 1995, a Decision was rendered herein
revoking the real estate salesperson license of Respondent.

On February 26, 2001, Respondent petitioned for
reinstatement of said real estate salesperson license and
the Attorney General of the State of California has been
given notice of the filing of said petition.

I have considered the petition of Respondent and
the evidence and arguments in support thereof. Respondent
has demonstrated to my satisfaction that Respondent meets
the requirements of law for the issuance to Respondent of an
unrestricted real estate salesperson license and that it would
not be against the public interest to issue said license to

1 Respondent MICHAEL JOSEPH BENEDETTO, JR.

2
3 NOW, THEREFORE, IT IS ORDERED that Respondent's
4 petition for reinstatement is granted and that a real estate
5 salesperson license be issued to Respondent, if Respondent
6 satisfies the following conditions within nine (9) months from
7 the date of this Order:

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

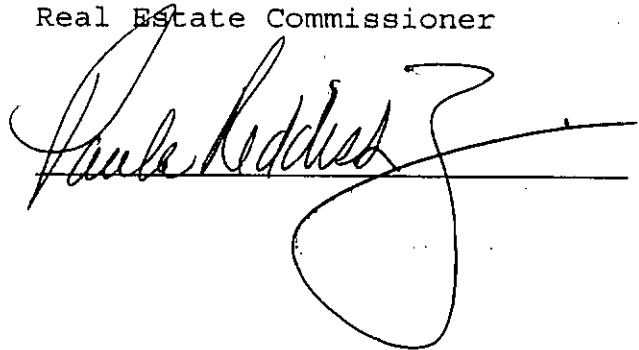
10 2. Submittal of evidence of having, since the most
11 recent issuance of an original or renewal real estate license,
12 taken and successfully completed the continuing education
13 requirements of Article 2.5 of Chapter 3 of the Real Estate
14 Law for renewal of a real estate license.

15 This Order shall be effective immediately.

16 Dated: November 29, 2001.

17 PAULA REDDISH ZINNEMANN
18 Real Estate Commissioner

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cc: Michael Joseph Benedetto, Jr.
16867 Kingsbury St., Apt. 123
Granada Hills, CA 91344

Handwritten signature/initials

FILED
APR 20 1995
DEPARTMENT OF REAL ESTATE

By Laura B. Orma

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DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * * *

In the Matter of the Accusation of)	NO. H-25896 LA
)	L-9410022
MICHAEL JOSEPH BENEDETTO, JR.,)	
)	
Respondent.)	

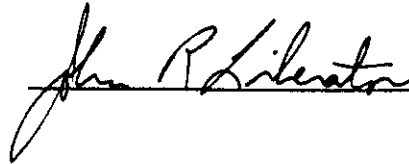
DECISION AFTER PETITION FOR RECONSIDERATION

On February 13, 1995, a Decision was rendered by the Real Estate Commissioner. Said Decision is to become effective on April 13, 1995. On March 13, 1995, Respondent filed a Petition for Reconsideration for the limited purpose of determining whether the disciplinary action imposed against respondent by said Decision should be reduced. I have considered the petition for respondent MICHAEL JOSEPH BENEDETTO, JR. and it is hereby ordered that the disciplinary action therein imposed against respondent MICHAEL JOSEPH BENEDETTO, JR. remain unchanged and unmodified from that provided for in the Decision of February 13, 1995.

1 The Decision of February 13, 1995, has become
2 effective at 12 o'clock noon on April 13, 1995.

3 IT IS SO ORDERED April 17, 1995.

4 JOHN R. LIBERATOR
5 Interim Commissioner

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*Sacto
Hwy*

FILED
MAR 14 1995
DEPARTMENT OF REAL ESTATE

By *Laure B. Crona*

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DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * * *

In the Matter of the Accusation of) NO. H-25896 LA
MICHAEL JOSEPH BENEDETTO, JR.,) L-9410022
Respondent.)

ORDER STAYING EFFECTIVE DATE

On February 13, 1995, a Decision was rendered in the above-entitled matter to become effective March 14, 1995.

IT IS HEREBY ORDERED that the effective date of the Decision of February 13, 1995 is stayed for a period of 30 days.

The Decision of February 13, 1995 shall become effective at 12 o' clock noon on April 13, 1995.

DATED: *14 March '95*

JOHN R. LIBERATOR
Interim Commissioner

By: *Randolph Brendia*
RANDOLPH BRENDIA
Regional Manager

lbo

FILED
FEB 22 1995
DEPARTMENT OF REAL ESTATE

DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

By Laura B. Orme

* * * * *

In the Matter of the Accusation of)	No. H-25896 LA
)	
)	L-9410022
MICHAEL JOSEPH BENEDETTO JR.,)	
)	
)	
Respondent.)	
)	

DECISION

The Proposed Decision dated January 24, 1995, of the Administrative Law Judge of the Office of Administrative Hearings, is hereby adopted as the Decision of the Real Estate Commissioner in the above-entitled matter.

The Decision suspends or revokes one or more real estate licenses on grounds of the conviction of a crime.

The right to reinstatement of a revoked real estate license or to the reduction of a suspension is controlled by Section 11522 of the Government Code. A copy of Section 11522 and a copy of the Commissioner's Criteria of Rehabilitation are attached hereto for the information of respondent.

This Decision shall become effective at 12 o'clock noon on March 14, 1995.

IT IS SO ORDERED February 13, 1995

JOHN R. LIBERATOR
Interim Commissioner

John R. Liberator

BEFORE THE
DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

In the Matter of the Accusation)
of:)
) No. H-25896 LA
)
MICHAEL JOSEPH BENEDETTO, JR.) L-9410022
)
)
Respondent.)
_____)

PROPOSED DECISION

This matter came on regularly for hearing before Milford A. Maron, Administrative Law Judge of the Office of Administrative Hearings on January 18, 1995, at Los Angeles, California. The Complainant was represented by James R. Peel, Staff Counsel. Respondent, Michael Joseph Benedetto, Jr., appeared in person without counsel. Oral and documentary evidence having been received, the matter stood submitted, and the Administrative Law Judge finds as follows:

I

Steven J. Ellis, Complainant, is a Deputy Real Estate Commissioner of the State of California, and made the Accusation in his official capacity.

II

At all times herein mentioned, respondent was licensed by the Department of Real Estate of the State of California as a real estate salesperson.

IV

A. On or about October 7, 1993, in the Superior Court of the State of California, County of Los Angeles, State of California, respondent was convicted of possession for sale of controlled substances under Health and Safety Code Section 11351, a felony involving moral turpitude. The crime of which respondent was convicted bears a substantial relationship to the qualifications, functions and duties of a real estate licensee.

B. An illicit business in controlled substances was occurring in respondent's abode. He admits knowledge, but was constrained to interfere with the activity because of his long-term relationship with the co-defendant. Nevertheless, he stands convicted of a serious and disqualifying crime.

* * * * *

Pursuant to the foregoing findings of fact, the Administrative Law Judge makes the following determination of issues:

Cause for disciplinary action was established pursuant to Sections 490 and 10177(b) of the Business and Professions Code.

* * * * *

WHEREFORE, THE FOLLOWING ORDER is hereby made:

The real estate salesperson's license of Michael Joseph Benedetto, Jr., is hereby revoked.

DATED: Jan 24, 1995



MILFORD A. MARON
Administrative Law Judge
Office of Administrative Hearings

MAM:btm

Sacto, Calif

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

FILE
NOV 29 1994
DEPARTMENT OF REAL ESTATE

In the Matter of the Accusation of) Case No. H-25896 LA
) OAH No. L-10022
MICHAEL JOSEPH BENEDETTO JR.,)
)
)
Respondent.)

By James B. Peel

NOTICE OF HEARING ON ACCUSATION

To the above-named Respondent(s):

You are hereby notified that a hearing will be held before the Department of Real Estate at Office of Administrative Hearings, 314 West First Street, Los Angeles, California, on JANUARY 18, 1995 at the hour of 9:00 a.m. or as soon thereafter as the matter can be heard, upon the Accusation served upon you.

You may be present at the hearing. You have the right to be represented by an attorney at your own expense. You are not entitled to the appointment of an attorney to represent you at public expense. You are entitled to represent yourself without legal counsel. If you are not present in person nor represented by counsel at the hearing, the Department may take disciplinary action against you based upon any express admission or other evidence including affidavits, without any notice to you.

You may present any relevant evidence and will be given full opportunity to cross-examine all witnesses testifying against you. You are entitled to the issuance of subpoenas to compel the attendance of witnesses and the production of books, documents or other things by applying to the Department of Real Estate.

The hearing shall be conducted in the English language. If you want to offer the testimony of any witness who does not proficiently speak the English language, you must provide your own interpreter. The interpreter must be approved by the Administrative Law Judge conducting the hearing as someone who is proficient in both English and the language in which the witness will testify. You are required to pay the costs of the interpreter unless the Administrative Law Judge directs otherwise.

Dated: November 29, 1994

DEPARTMENT OF REAL ESTATE

By: James R. Peel
JAMES R. PEEL, Counsel

cc: Michael Joseph Benedetto, Jr.
Sacto.
OAH

RE 501 (Mac 8/92lbo)

*Sacto,
OAH*

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * * *

F U L L
OCT 18 1994
DEPARTMENT OF REAL ESTATE

In the Matter of the Accusation of) Case No. H-25896 LA
MICHAEL JOSEPH BENEDETTO, JR.,) OAH No. L-10022 By Laura B. Orton
)
)
)
Respondent.)

NOTICE OF HEARING ON ACCUSATION

To the above-named Respondent(s):

You are hereby notified that a hearing will be held before the Department of Real Estate at Office of Administrative Hearings, 314 West First Street, Los Angeles, California, on NOVEMBER 28, 1994 at the hour of 9:00 a.m. or as soon thereafter as the matter can be heard, upon the Accusation served upon you.

You may be present at the hearing. You have the right to be represented by an attorney at your own expense. You are not entitled to the appointment of an attorney to represent you at public expense. You are entitled to represent yourself without legal counsel. If you are not present in person nor represented by counsel at the hearing, the Department may take disciplinary action against you based upon any express admission or other evidence including affidavits, without any notice to you.

You may present any relevant evidence and will be given full opportunity to cross-examine all witnesses testifying against you. You are entitled to the issuance of subpoenas to compel the attendance of witnesses and the production of books, documents or other things by applying to the Department of Real Estate.

The hearing shall be conducted in the English language. If you want to offer the testimony of any witness who does not proficiently speak the English language, you must provide your own interpreter. The interpreter must be approved by the Administrative Law Judge conducting the hearing as someone who is proficient in both English and the language in which the witness will testify. You are required to pay the costs of the interpreter unless the Administrative Law Judge directs otherwise.

Dated: October 17, 1994

DEPARTMENT OF REAL ESTATE

By: James R. Peel
JAMES R. PEEL, Counsel

cc: Michael Joseph Benedetto, Jr.
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III

At all times herein mentioned, respondent was licensed by the Department of Real Estate of the State of California as a real estate salesperson.

IV

On or about October 7, 1993, in the Superior Court, County of Los Angeles, State of California, respondent was convicted of possession for sale controlled substances H & S 11351, a felony involving moral turpitude.

V

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

VI

Respondent's criminal conviction, as alleged above, is cause under Sections 490 and 10177(b) of the Business and Professions Code for suspension or revocation of all licenses and license rights of respondent under the Real Estate Law.

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WHEREFORE, complainant prays that a hearing be conducted on the allegations of this Accusation and, that upon proof thereof, a decision be rendered imposing disciplinary action against all licenses and license rights of respondent MICHAEL JOSEPH BENEDETTO, JR. under the Real Estate Law (Part 1 of Division 4 of the Business and Professions Code) and for such other and further relief as may be proper under other applicable provisions of law.

Dated at Los Angeles, California
this 19th day of July, 1994.

STEVEN J. ELLIS
Deputy Real Estate Commissioner

cc: Michael Joseph Benedetto, Jr.
Sacto.
CGT

lbo