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FILED
NOV 07 2005
DEPARTMENT OF REAL ESTATE

By 

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of) NO. H-27497 LA
ERIC L. TAI,)
Respondent.)

ORDER DENYING REINSTATEMENT OF LICENSE

On June 17, 1998, a Decision was rendered
herein revoking Respondent's real estate broker license.

On June 29, 2001, Respondent petitioned for
reinstatement of his license. An Order Denying Reinstatement
was filed on June 28, 2002. Respondent's petition was denied
pursuant to Business and Professions Code ("Code") Section
10177(a) and Sections 2911(a), 2911(c) and 2911(m)(1), Title
10, Chapter 6, California Code of Regulations.

///

///

///

On July 22, 2004, Respondent again petitioned for reinstatement of said license and the Attorney General of the State of California has been given notice of the filing of the petition.

I have considered Respondent's petition and the evidence and arguments in support thereof. Respondent has failed to demonstrate to my satisfaction that Respondent has undergone sufficient rehabilitation to warrant the issuance to Respondent of an unrestricted real estate broker license, in that:

I

In the Decision which revoked Respondent's real estate broker license, there were determination of issues made that there was cause to revoke Respondent's license pursuant to Code Sections 490 and 10177(b), for conviction of a crime.

On or about May 13, 1997, in the United States District Court for the Central District of California, Respondent was convicted after a non-jury trial of violating 18 U.S.C. Sections 1014 and 2(b) (making a false statement to a financial institution), a felony. The crime involves moral turpitude and is substantially related to the qualifications, functions and duties of a real estate licensee.

The facts underlying the conviction were that Respondent submitted false employment and salary information on a loan application, while obtaining a mortgage loan for real property that was being sold to the Federal Deposit Insurance Corporation (FDIC).

II

On May 21, 1991, an Order to Desist and Refrain was served on Respondent. A Department audit of the books and records of licensed real estate corporation, ET System, a corporation, revealed numerous violations of the Real Estate Law. Respondent was the designated officer of the corporation during the audit period. Respondent and the corporation, were ordered to Desist and Refrain from activities requiring a real estate license unless they were in compliance with the Real Estate Law.

III

The burden of proving rehabilitation rests with the petitioner (Feinstein v. State Bar (1952) 39 Cal. 2d 541). A petitioner is required to show greater proof of honesty and integrity than an applicant for first time licensure. The proof must be sufficient to overcome the prior adverse judgment on the applicant's character (Tardiff v. State Bar (1980) 27 Cal. 3d 395).

1 The Department has developed criteria in Regulation
2 2911, to assist in evaluating the rehabilitation of an applicant
3 for reinstatement of a license. Among the criteria relevant in
4 this proceeding are:

5 Regulation 2911(a): A period of time longer than two
6 (2) years is required if given Respondent's history of acts and
7 conduct which is substantially related to the qualifications,
8 functions or duties of a licensee of the Department. Given the
9 fact that Respondent has not established that he has met the
10 criteria of Regulation 2911(a), I am not satisfied that
11 Respondent is sufficiently rehabilitated to receive a plenary
12 real estate broker license.

13 NOW, THEREFORE, IT IS ORDERED that Respondent's
14 petition for reinstatement of Respondent's real estate broker
15 license is denied.

16 I am satisfied, however, that it will not be against
17 the public interest to issue a restricted real estate broker
18 license to Respondent.

19 A restricted real estate broker license shall
20 be issued to Respondent pursuant to Code Section 10156.5
21 if Respondent within twelve (12) months from the date hereof:

22 (a) takes and passes the written examination required
23 to obtain a real estate broker license.

24 ///

25 ///

26 ///

1 **(b) submits evidence satisfactory to the Real Estate**
2 Commissioner that Respondent has, since his license was
3 revoked, taken and passed the Professional Responsibility
4 Examination administered by the Department including the
5 payment of the appropriate examination fee.
6

7 **(c) Submits proof satisfactory to the Commissioner**
8 that Respondent has, since his license was revoked, taken and
9 completed the trust fund accounting and handling course
10 specified in paragraph (3), subdivision (a) of Section 10170.5
11 of the Business and Professions Code.
12

13 **(d) makes application therefor and pays the**
14 appropriate fee for said license.

15 **The restricted license issued to Respondent shall be**
16 subject to all of the provisions of Code Section 10156.7 and to
17 the following limitations, conditions and restrictions imposed
18 under authority of Code Section 10156.6:
19

20 **1. The restricted license issued to Respondent**
21 may be suspended prior to hearing by Order of the Real Estate
22 Commissioner in the event of Respondent's conviction or plea
23 of nolo contendere to a crime which is substantially related
24 to Respondent's fitness or capacity as a real estate licensee.
25

26 ///

27 ///

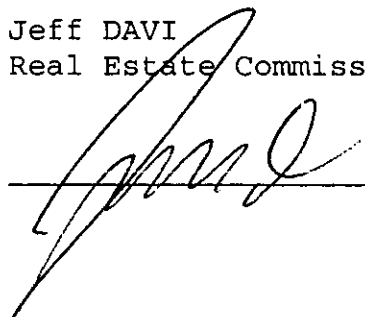
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1 2. The restricted license issued to Respondent
2 may be suspended prior to hearing by Order of the Real Estate
3 Commissioner on evidence satisfactory to the Commissioner that
4 Respondent has violated provisions of the California Real
5 Estate Law, the Subdivided Lands Law, Regulations of the Real
6 Estate Commissioner or conditions attaching to the restricted
7 license.
8

9 3. Respondent shall not be eligible to apply
10 for the issuance of an unrestricted real estate license
11 nor for the removal of any of the conditions, limitations
12 or restrictions of a restricted license until two (2) years
13 from the date of issuance of any restricted license.
14

15 This Order shall become effective at 12 o'clock noon
16 on November 28, 2005

17 DATED: 11-3-05

18
19 Jeff DAVI
Real Estate Commissioner
20
21 
22
23
24

25 cc: Eric L. Tai
26 13679 Telegraph Road, # 307
27 Whittier, CA 90604

FILED
JUN 28 2002

DEPARTMENT OF REAL ESTATE

By



BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of) NO. H-27497 LA
ERIC L. TAI,)
Respondent.)

ORDER DENYING REINSTATEMENT OF LICENSE

On June 17, 1998, a Decision After Rejection was rendered herein revoking the real estate broker license of Respondent. Respondent filed a petition requesting reconsideration of said Decision. On August 18, 1998, an Order Denying Reconsideration was rendered.

On June 29, 2001, Respondent petitioned for reinstatement of said license and the Attorney General of the State of California has been given notice of the filing of the petition.

///

///

1 I have considered Respondent's petition and the
2 evidence and arguments in support thereof. Respondent has failed
3 to demonstrate to my satisfaction that Respondent has undergone
4 sufficient rehabilitation to warrant the reinstatement of
5 Respondent's real estate broker license, in that:

6 I

7 In the 1998 Decision which revoked Respondent's real
8 estate broker license, there was a Determination of Issues that
9 there was cause to revoke Respondent's license pursuant to
10 Business and Professions Code ("Code") Sections 490 and 10177(b)
11 for conviction of a crime.

12 On May 14 1997, Respondent was convicted of violating
13 Section 18 United States Code Section 1014 and 2(b) (Making a
14 False Statement to a Financial Institution), a felony. Said
15 crime involved moral turpitude and was substantially related to
16 the qualifications, functions and duties of a real estate
17 licensee.
18

19 The facts which resulted in said conviction were that
20 Respondent falsely stated a customer's employment and monthly
21 salary, on a loan application submitted to the Federal Insurance
22 Deposit Corporation (FDIC).

23 ///

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26 ///

II

Respondent had been licensed by the Department of Real Estate ("Department") from December 24, 1979, until his license was revoked effective August 25, 1998.

On May 21, 1991, an Order to Desist and Refrain was served on Respondent. A Department audit examination had found numerous violations of the Real Estate Law by Respondent and the licensed real estate corporation for which Respondent was the designated officer.

III

Respondent's conviction has not been expunged or dismissed. This is cause to deny Respondent's petition application pursuant to Section 2911(c), Title 10, Chapter 6, California Code of Regulations ("Regulations").

IV

On his petition application, Respondent failed to disclose that he had been a defendant in a 2000 civil action. The civil complaint had alleged that an individual through Respondent and Respondent's corporation had recorded a Notice of Default and Election to Sell under a fraudulent trust deed on plaintiff's property. The action against Respondent and his corporation was ultimately dismissed. Respondent's failure to disclose on his petition application is cause to deny Respondent's application pursuant to Code Section 10177(a).

///

1 As part of his petition application, Respondent was
2 interviewed by a Deputy Real Estate Commissioner ("Deputy").
3 During the interview, the Deputy asked Respondent about his
4 conviction. Respondent told the Deputy that he had mistakenly
5 made false statements on the loan application and that he had
6 used bad judgment. When the customer told Respondent that his
7 brother was going to help pay the mortgage, Respondent in order
8 to facilitate the loan, noted the customer's monthly income as
9 \$5,000 instead of the actual \$4,000. Respondent maintained that
10 the crime was "victimless" in that the loan was never consummated
11 and the amount of the discrepancy was not that significant.
12 Respondent said that he pled guilty because he accepted the fact
13 that he made a mistake and had to "pay for it" and he believed
14 that his conviction was an unfortunate incident. Respondent
15 further stated that his dishonesty was only limited to the slight
16 difference in the amount of the customer's monthly income.
17
18

19 The Deputy Commissioner stated that Respondent displayed an
20 unrepentant attitude.

21 Respondent's statements to the Deputy Real Estate
22 Commissioner evidence a lack of change in attitude and a lack
23 of rehabilitation. This is cause to deny Respondent's petition
24 pursuant to Regulation 2911(m) (1).

25 ///

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VI

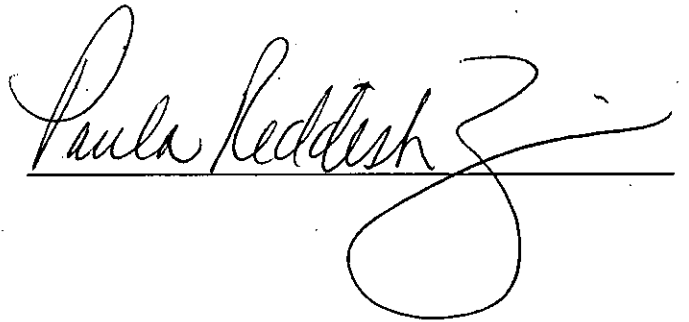
Due to the serious nature of the conduct which led to the revocation of Respondent's real estate broker license, the facts set forth in Paragraphs II through V, above, and the fact that as a licensed real estate broker, Respondent would be responsible for supervising and overseeing real estate transactions and compliance with the law by others, Respondent has not shown that he is rehabilitated at this time. This is cause to deny Respondent's petition pursuant to Regulation 2911(a).

NOW, THEREFORE, IT IS ORDERED that Respondent's
petition for reinstatement of Respondent's real estate broker
license is denied.

This Order shall become effective at 12 o'clock noon on
July 18, 2002 .

DATED: June 25, 2002 .

PAULA REDDISH ZINNEBANN
Real Estate Commissioner



cc: Eric L. Tai
18472 Buttonwood Lane
Rowland Heights, CA 91748

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FILED
AUG 21 1998
DEPARTMENT OF REAL ESTATE

By CS

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of) NO. H-27497 LA
ERIC L. TAI,) L-1998010045
Respondent.)
_____)

ORDER DENYING RECONSIDERATION

On June 17, 1998, a Decision was rendered in the above-entitled matter to become effective on July 14, 1998. A thirty-day stay was granted on July 14, 1998 and a ten-day stay was granted on August 12, 1998, making the effective date of the Decision of June 17, 1998, August 25, 1998.

On or about July 10, 1998, Respondent petitioned for reconsideration of the Decision of June 17, 1998.

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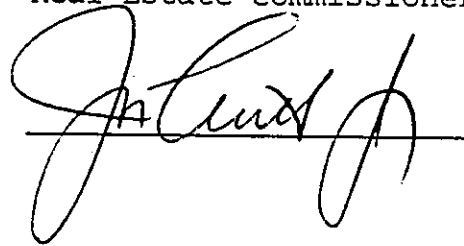


1 I have given due consideration to the petition of
2 Respondent ERIC L. TAI. I find no good cause to reconsider
3 the Decision of June 17, 1998, and reconsideration is hereby
4 denied.

5 IT IS SO ORDERED

8/18/98

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7 JIM ANTT, JR.
Real Estate Commissioner

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FILED
AUG 12 1998
DEPARTMENT OF REAL ESTATE

By C. B. [Signature]

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of)
ERIC L. TAI,) NO. H-27497 LA
Respondent.) L-1998010045

ORDER STAYING EFFECTIVE DATE

On June 17, 1998, a Decision was rendered in the above-entitled matter to become effective at 12 o'clock noon on July 14, 1998.

On July 14, 1998, an Order Staying Effective Date was entered ordering that the effective date of the Decision of June 17, 1998, be stayed for a period of thirty (30) days, and further ordering that the Decision of June 17, 1998, become effective at 12 o'clock noon on August 13, 1998.

Additional time is needed to evaluate the petition for reconsideration filed on July 10, 1998.

NOW, THEREFORE, GOOD CAUSE APPEARING, it is hereby ordered pursuant to the provisions of Section 11521(a) of the



1 Government Code that the expiration of the time to grant or deny
2 the petition for reconsideration be, and hereby is, stayed for a
3 period of ten (10) days. The time to grant or deny the petition
4 for reconsideration shall expire at 12 o'clock noon on
5 August 25, 1998.

6 DATED: August 12, 1998.

7 JIM ANTT, JR.
8 Real Estate Commissioner

9 By:

Randolph Brendia
10 RANDOLPH BRENDIA
11 Regional Manager
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SAC

FILED
JUL 14 1998
DEPARTMENT OF REAL ESTATE

By C. B. [Signature]

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of) NO. H-27497 LA
ERIC L. TAI,) L-1998010045
Respondent(s).)

ORDER STAYING EFFECTIVE DATE

On June 17, 1998, a Decision was rendered in
the above-entitled matter to become effective July 14, 1998.

IT IS HEREBY ORDERED that the effective date of the
Decision of June 17, 1998, is stayed for a period of 30 days.

The Decision of June 17, 1998, shall become effective
at 12 o'clock noon on August 13, 1998.

DATED: July 14, 1998.

JIM ANTT, JR.
Real Estate Commissioner

By: [Signature]
RANDOLPH BRENDIA
Regional Manager

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FILED
JUN 22 1998
DEPARTMENT OF REAL ESTATE

By CS

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of) NO. H-27497 LA
ERIC L. TAI,) L-1998010045
Respondent.)
_____)

DECISION AFTER REJECTION

The matter came on for hearing before W. F. Byrnes, Administrative Law Judge of the Office of Administrative Hearings in Los Angeles, California, on February 27, 1998.

Chris Leong, Counsel, represented the Complainant.

ERIC L. TAI was present and represented himself.

Evidence was received, the hearing was closed and the matter was submitted.

On March 6, 1998, the Administrative Law Judge submitted a Proposed Decision which I declined to adopt as my decision herein. Pursuant to Section 11517(c) of the Government Code of the State of California, Respondent was served with notice of my determination not to adopt the Proposed Decision of the Administrative Law Judge along with a copy of said Proposed



1 Decision. Respondent was notified that the case would be
2 decided by me upon the record, the transcript of proceedings
3 held on February 27, 1998, and upon any written argument offered
4 by Respondent.

5 Written argument was offered by Respondent.

6 I have given careful consideration to the record in
7 this case, including the transcript of the proceedings of
8 February 27, 1998. The following shall constitute the Decision
9 of the Real Estate Commissioner in this proceeding:

10 FINDINGS OF FACT

11 I have determined that the Findings of Fact in the
12 Proposed Decision of the Administrative Law Judge, dated
13 March 6, 1998, are appropriate and they are adopted as the
14 Findings of Fact of the Real Estate Commissioner in this
15 proceeding. However, Paragraph V is deleted.

16 Respondent's claim of being the victim and not the
17 perpetrator, demonstrates that he has not been sufficiently
18 rehabilitated. This demonstrates a lack of change in attitude
19 under Section 2912(1) of Title 10, Chapter 6, California Code of
20 Regulations (hereinafter "Regulations"). On Page 5, line 26 to
21 Page 6 line 5 of the transcript of the proceedings, Respondent
22 states:

23 "...So I fell victim to having a friend and entered
24 into a transaction without having initiated it myself. This is,
25 I think, a crime instigated by the government agents. I don't
26 have any crime intent myself and don't have a crime record. In
27 this sting operation I never tried to harm any individuals."



1 Respondent's conviction being less than two years ago,
2 demonstrates that he has not been sufficiently rehabilitated
3 under Section 2912(a) of the Regulations.

4 Respondent's conviction not being expunged,
5 demonstrates that he has not been sufficiently rehabilitated
6 under Section 2912(c) of the Regulations.

7 Respondent's being on probation, demonstrates that he
8 has not been sufficiently rehabilitated under Section 2912(d) of
9 the Regulations.

10 DETERMINATION OF ISSUES

11 I have determined that the Determination of Issues in
12 the Proposed Decision of the Administrative Law Judge, dated
13 March 6, 1998, are appropriate and they are adopted as the
14 Determination of Issues of the Real Estate Commissioner in this
15 proceeding.

16 ORDER

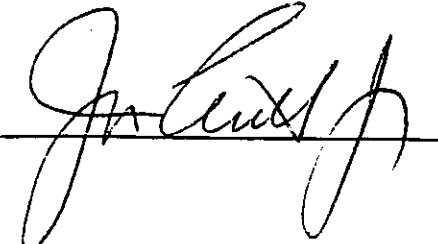
17 The real estate broker license of ERIC L. TAI is
18 hereby revoked.

19 This Decision shall become effective at 12 o'clock
20 noon on July 14, 1998

21 IT IS SO ORDERED

6/17/98

22 JIM ANTT, JR.
23 Real Estate Commissioner

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FILED
MAR 26 1998
DEPARTMENT OF REAL ESTATE

By C37

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of)	NO. H-27497 LA
ERIC L. TAI,)	L-1998010045
Respondent.)	

NOTICE

TO: ERIC L. TAI, Respondent

YOU ARE HEREBY NOTIFIED that the Proposed Decision herein dated March 6, 1998, of the Administrative Law Judge is not adopted as the Decision of the Real Estate Commissioner. A copy of the Proposed Decision dated March 6, 1998, is attached hereto for your information.

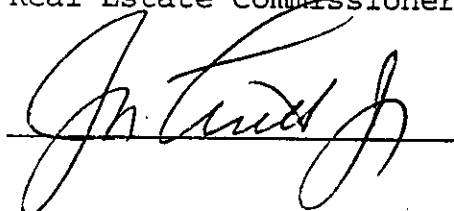
In accordance with Section 11517(c) of the Government Code of the State of California, the disposition of this case will be determined by me after consideration of the record herein including the transcript of the proceedings held on February 27, 1998, and any written argument hereafter submitted on behalf of respondent and complainant.

1 Written argument of respondent to be considered by me
2 must be submitted within fifteen (15) days after receipt of the
3 transcript of the proceedings of February 27, 1998, at the
4 Los Angeles office of the Department of Real Estate unless an
5 extension of the time is granted for good cause shown.

6 Written argument of complainant to be considered by me
7 must be submitted within fifteen (15) days after receipt of the
8 argument of respondent at the Los Angeles office of the Department
9 of Real Estate unless an extension of the time is granted for good
10 cause shown.

11 DATED: 3/23/98

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13 JIM ANTT, JR.
14 Real Estate Commissioner
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BEFORE THE
DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

In the Matter of the Accusation	)	
of:	)	No. H-27497 LA
	)	
ERIC L. TAI,	)	L-1998010045
	)	
Respondent.	)	
_____	)	

PROPOSED DECISION

This matter came on regularly for hearing before W. F. Byrnes, Administrative Law Judge of the Office of Administrative Hearings, at Los Angeles, California, on February 27, 1998. Chris Leong, Counsel, represented the complainant. The respondent represented himself. Evidence having been received and the matter submitted, the Administrative Law Judge finds the following facts:

I

Thomas McCrady made the Accusation in his official capacity as a Deputy Real Estate Commissioner.

II

At all times herein mentioned, Respondent was and is presently licensed and/or has license rights under the Real Estate Law (Part 1 of Division 4 of the Business and Professions Code) as a real estate broker.

III

On or about May 13, 1997, in the United States District Court for the Central District of California, respondent was convicted after a non-jury trial of violating 18 U.S.C. §§ 1014 and 2(b) (making a false statement to a financial institution), a felony which is substantially related to the qualifications, functions, and duties of a real estate licensee. Respondent was sentenced to prison for one day and placed on three years formal probation on conditions, inter alia, that he pay a \$700.00 fine and participate for a period of 60 days in a home detention program with electronic monitoring. Respondent has complied with all of the conditions of his probation.

IV

Respondent's conviction was a result of his becoming ensnared in an FBI "sting" operation aimed at another real estate broker, a friend of respondent. That broker brought his customer (an undercover FBI agent) to respondent to obtain a mortgage loan for a piece of property being sold by the FDIC. The customer, although offering \$100,000.00 down payment (over 30% of the purchase price, making it a very "easy documentation" loan), needed earnings of \$5,000.00 per month to qualify but represented that he actually earned only \$4,000.00 per month, but that his brother would be making the loan payments. Respondent falsely stated on the loan application submitted to FIDC that the customer had been employed at Fashion Mart for three years and earned \$5,050.00 per month.

V

Respondent has been a real estate broker for almost 20 years, and had no criminal record until now. He is credible in his testimony that he had no criminal design, and that he himself would never have initiated this plan, but fell victim to a friend. From the entire record, and from observation of respondent's demeanor and comportment at the hearing, it is highly unlikely that respondent would repeat his unlawful conduct.

* * * * *

Pursuant to the foregoing findings of fact, the following is the legal basis for the decision:

Cause exists for license discipline against respondent pursuant to Business and Professions Code sections 490 and 10177(b), by reason of Finding III.

* * * * *

WHEREFORE, THE FOLLOWING ORDER is hereby made:

Not adopted { All licenses and licensing rights of respondent Eric L. Tai under the Real Estate Law are revoked; provided, however, a restricted real estate broker license shall be issued to respondent pursuant to Section 10156.5 of the Business and Professions Code if respondent makes application therefor and pays to the Department of Real Estate the appropriate fee for the restricted license within 90 days from the effective date of this Decision. The restricted license issued to

respondent shall be subject to all of the provisions of Section 10156.7 of the Business and Professions Code and to the following limitations, conditions and restrictions imposed under authority of Section 10156.6 of that Code:

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

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

3. Respondent shall not be eligible to apply for the issuance of an unrestricted real estate license nor for the removal of any of the conditions, limitations or restrictions of a restricted license until two years have elapsed from the effective date of this Decision.

4. Respondent shall, within nine months from the effective date of this Decision, present evidence satisfactory to the Real Estate Commissioner that respondent 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 respondent fails to satisfy this condition, the Commissioner may order the suspension of the restricted license until the respondent presents such evidence. The Commissioner shall afford respondent the opportunity for a hearing pursuant to the Administrative Procedure Act to present such evidence.

DATED: 3-6-98


W. F. BYRNES

Administrative Law Judge
Office of Administrative Hearings

WFB:btm

SAC

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

In the Matter of the Accusation of)
ERIC L. TAI,)
_____)
Respondent(s)

Case No. H-27497 LA

OAH No. L-1998010045

FILED
JAN 13 1998
DEPARTMENT OF REAL ESTATE

NOTICE OF HEARING ON ACCUSATION

To the above-named Respondent(s):

By CB

You are hereby notified that a hearing will be held before the Department of Real Estate at the Office of Administrative Hearings, 107 South Broadway, Second Floor, Los Angeles, CA 90012 on FRIDAY, FEBRUARY 27, 1998, at the hour of 1:30 P.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.

DEPARTMENT OF REAL ESTATE

Dated: January 13, 1998

By

CHRIS LEONG
CHRIS LEONG, Counsel

cc: Eric L. Tai
Sacto.
OAH

CEB

RE 501 (La Mac 11/92)

5AC

1 CHRIS LEONG, Counsel
2 State Bar Number 141079
3 Department of Real Estate
4 107 South Broadway, Room 8107
5 Los Angeles, California 90012
6 (213) 897-3937

FILED
DEC 18 1997
DEPARTMENT OF REAL ESTATE

By C. J.

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

10 * * *

11 In the Matter of the Accusation of)
12 ERIC L. TAI,) NO. H-27497 LA
13 Respondent.) A C C U S A T I O N
14 _____)

15 The Complainant, Thomas McCrady, a Deputy Real Estate
16 Commissioner of the State of California, for cause of Accusation
17 against ERIC L. TAI (hereinafter "Respondent"), is informed and
18 alleges as follows:

19 I

20 The Complainant, Thomas McCrady, a Deputy Real Estate
21 Commissioner of the State of California, makes this Accusation
22 in his official capacity.

23 II

24 At all times herein mentioned, Respondent is presently
25 licensed and/or has license rights under the Real Estate Law
26 (Part 1 of Division 4 of the Business and Professions Code)
27 (hereinafter "Code") as a real estate broker.

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III

On or about July 28, 1997, in the U.S. District Court, Central District of California, Respondent was convicted of violating 18 U.S.C. §§ 1014 and 2(b) (Making false statement to financial institution), a crime involving moral turpitude which bears a substantial relationship to the qualifications, functions or duties of a real estate licensee, under Section 2910, Title 10, Chapter 6, California Code of Regulations.

IV

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

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, ERIC L. TAI, 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 18th day of December, 1997.

THOMAS MCCRADY

Deputy Real Estate Commissioner

cc: Eric L. Tai
Sacto.
CW

