SHUTO

MAY 2 4 2000

DEPARTMENT OF REAL ESTATE

By

DEPARTMENT OF REAL ESTATE STATE OF CALIFORNIA

In the Matter of the Application of)

No. H-27731 LA

TATIANA GOLDVAR KORNILOFF

Respondent.

ORDER GRANTING UNRESTRICTED LICENSE

On July 21, 1998, an Order was rendered herein, effective immediately, denying the 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 July 29, 1998, and Respondent has operated as a restricted licensee without cause for disciplinary action against Respondent since that time.

On February 17, 2000, Respondent petitioned for the removal of restrictions attaching to Respondent's real estate salesperson license.

I have considered Respondent's petition and the evidence submitted in support thereof. Respondent has

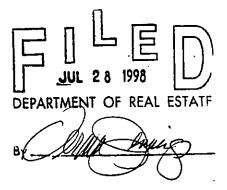
COURT PAPER STATE OF CALIFORNIA STD. 113 (REV. J-95) OSP 98 10924 demonstrated to my satisfaction that Respondent meets the requirements of law for the issuance to Respondent of an unrestricted real estate salesperson license and that it would not be against the public interest to issue said license to Respondent.

NOW, THEREFORE, IT IS ORDERED that Respondent's petition for removal of restrictions is granted and that a real estate salesperson license be issued to Respondent subject to the following understanding and conditions:

- 1. Within six months from the date of this Order, Respondent shall:
- a. Submit a completed application and payment of the fee for a real estate salesperson license.
- b. Submit evidence satisfactory to the Real Estate Commissioner that she has taken and successfully completed the courses specified in paragraphs (1) to (4) inclusive of subdivision (a) of Section 10170.5 of the Real Estate Law (effective January 1, 1996) for renewal of a real estate license.
- c. Upon renewal of the license issued pursuant to this Order, Respondent shall submit evidence of having taken and successfully completed the courses specified in subdivisions (a) and (b) of Section 10170.5 of the Real Estate Law for renewal of a real estate license.

> PAULA REDDISH ZINNEMANN Real Estate Commissioner

TATIANA GOLDVAR KORNILOFF 5333 Coldwater Canyon Ave. #B Sherman Oaks, California 91403



BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Application of)	No. H-27731 LA
TATIANA GOLDVAR KORNILOFF,)).	STIPULATION AND WAIVER
	Respondent.)	
		,	

I, <u>TATIANA GOLDVAR KORNILOFF</u>, 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 <u>June 17, 1998</u>, 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 also understand that by filing the Statement of Issues in this matter the Real Estate Commissioner is shifting the burden to me to make a satisfactory showing that I meet all the requirements for issuance of a real estate salesperson license. I further understand that by entering into this stipulation and waiver I will be stipulating that the Real Estate

Commissioner has found that I have failed to make such a showing, thereby justifying the denial of the issuance to me of an unrestricted real estate salesperson license.

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

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

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

- 1. The license shall not confer any property right in the privileges to be exercised including the right of renewal, and the Real Estate Commissioner may by appropriate order suspend the right to exercise any privileges granted under this restricted license in the event of:
 - a. The conviction of respondent (including a plea of nolo contendere) to a crime which bears a substantial relationship to respondent's fitness or capacity as a real estate licensee; or
 - b. The receipt of evidence 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 this restricted license.
- 2. Respondent shall not be eligible to apply for the issuance of an unrestricted real estate license nor the removal of any of the conditions, limitations or restrictions attaching to the restricted license until one year has elapsed from the date of issuance of the restricted license to respondent.
- 3. With the application for license, or with the application for transfer to a new employing broker, respondent shall submit a statement signed by the prospective employing broker on a form

approved by the Department of Real Estate wherein the employing broker shall certify as follows:

- a. That broker has read the Statement of Issues which is the basis for the issuance of the restricted license; and
- b. That broker will carefully review all transaction documents prepared by the restricted licensee

 and otherwise exercise close supervision over the licensee's performance of acts for which
 a license is required.
- Respondent's restricted real estate salesperson license is issued subject to the requirements of Section 10153.4 of the Business and Professions Code, to wit: Respondent shall, within eighteen (18) months of the issuance of the restricted license, 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 timely present to the Department satisfactory evidence of successful completion of the two required courses, the restricted license shall be automatically suspended effective eighteen (18) months after the date of its issuance. Said suspension shall not be lifted unless, prior to the expiration of the restricted license, Respondent has submitted the required evidence of course completion and the Commissioner has given written notice to the Respondent of lifting of the suspension.
- 5. Pursuant to Section 10154, if Respondent has not satisfied the requirements for an unqualified license under Section 10153.4, Respondent shall not be entitled to renew the restricted license, and shall not be entitled to the issuance of another license which is subject to Section 10153.4 until four years after the date of the issuance of the preceding restricted license.

une

_, 19 <u>9</u> 2

Respondent

2	re
3	tr
4	re
5	
6	re
7	al
8	re
9	a
10	
11	
12	
13	
14	
15	
16	•
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	

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

TATIANA GOLDVAR KORNILOFF

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 2/3/2 day of 7/0/4 1998.

JIM ANTT, JR.

Real Estate Commissioner

V. AHDA SANDS, Counsel, S.B. #146983 Department of Real Estate 107 South Broadway, Room 8107 Los Angeles, California 90012

JUN 1 7 1998 DEPARTMENT OF REAL ESTATE

DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

10

2

3

5

6

8

9

(213) 897-3937

11:

12

13

14

15 16

18

19 20

21

23

24

25

26

27

In the Matter of the Application of) No. H-27731 LA TATIANA GOLDVAR KORNILOFF. STATEMENT OF ISSUES

Respondent.

The Complainant, Thomas Mc Crady, acting in his official capacity as a Deputy Real Estate Commissioner of the State of 17 California, for Statement of Issues against TATIANA GOLDVAR KORNILOFF (respondent) is informed and alleges as follows:

Respondent made application to the Department of Real Estate of the State of California for a real estate salesperson license on or about December 1, 1997, with the knowledge and understanding that any license issued as a result of that application would be subject to the conditions of Section 10153.4 of the Business and Professions Code.

1	2
2	On or about May 29, 1996, in the Beverly Hills Municipal
3	Court of California, County of Los Angeles, respondent was
4	convicted upon a Nolo contendere plea of violating one count of
5	Section 484(a) of the California Penal Code (petty theft), a crime
6	which involves moral turpitude and is substantially related to the
7	qualifications, functions or duties of a real estate licensee.
8	3
9	Respondent's two year probation ended May 29, 1998.
10	4
11	The crime of which respondent was convicted, as alleged
12	above, constitutes cause for denial of her application for a real
13	estate license under Sections 480(a) and 10177(b) of the California
14	Business and Professions Code.
15	5
16	These proceedings are brought under the provisions
17	of Section 10100, Division 4 of the Business and Professions
18	Code of the State of California and Sections 11500 through
19	11528 of the Government Code.
20	/
21	/
22	/
23	/
24	/
25	
26	
27	
4	·

COURT PAPER STATE OF CALIFORNIA STO. 113 (REV. 3-95) 95 28391

1 WHEREFORE, the Complainant prays that the aboveentitled matter be set for hearing and, upon proof of the charges contained herein, that the Commissioner refuse to authorize the issuance of, and deny the issuance of a real estate salesperson license to respondent, and for such other and further relief as may be proper in the premises. Dated at Los Angeles, California this 17th day of June, 1998 9 10 Thomas Mc Crady Deputy Real Estate Commissioner 11 12 13

> Tatiana Goldvar Korniloff Sacto. LF



14

15

16

17

18

19

20

21

22

23

24

25

26