

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

By James B. O'Connell

* * * *

In the Matter of the Accusation of)
FRANK D. LOGRECO, II,)
Respondent.)

No. H-28997 LA

DECISION

This Decision is being issued in accordance with the provisions of Section 11520 of the Government Code, on evidence of compliance with Section 11505 of the Government Code and pursuant to the Order of Default filed on May 2, 2001, and the findings of fact set forth herein are based on one or more of the following: (1) Respondent's express admissions; (2) affidavits; and (3) other evidence.

This Decision revokes a real estate license on grounds of the conviction of a crime.

The right to reinstatement of a revoked real estate license 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.

FINDINGS OF FACT

I

On March 28, 2001, Thomas McCrady made the Accusation in his official capacity as a Deputy Real Estate Commissioner of the State of California. The Accusation, Statement to Respondent, and Notice of Defense were mailed, by certified mail, to Respondent's last known mailing address on file with the Department on March 28, 2001.

On May 2, 2001, no Notice of Defense having been filed herein within the time prescribed by Section 11506 of the Government Code, Respondent's default was entered herein.

II

FRANK D. LOGRECO, II (hereinafter referred to as Respondent) is presently licensed and/or has license rights under the Real Estate Law (Part 1 of Division 4 of the Business and Professions Code (hereinafter referred to as the "Code")).

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 August 11, 2000, in the Municipal Court for the county of Los Angeles, State of California, Respondent was convicted of violating Penal Code Section 490.1 (petty theft), a crime 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.

DETERMINATION OF ISSUES

I

Cause for disciplinary action against Respondent exists pursuant to Business and Professions Code Sections 490 and 10177(b).

II

The standard of proof applied was clear and convincing proof to a reasonable certainty.

ORDER

The licenses and license rights of Respondent FRANK D. LOGRECO, II, under the provisions of Part I of Division 4 of the Business and Professions Code are revoked.

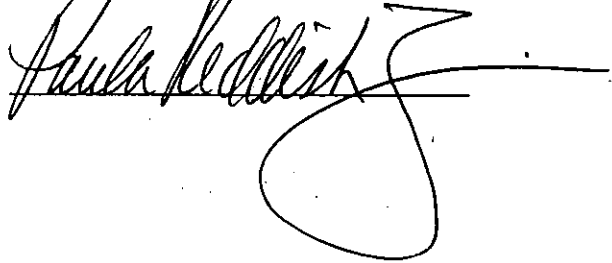
noon This Decision shall become effective at 12 o'clock

~~JUN 20 2001~~

DATED:

May 14, 2001.

PAULA REDDISH ZINNEMANN
Real Estate Commissioner

A large, stylized handwritten signature in black ink, appearing to read "Paula Reddish Zinnemann", is written over a horizontal line.

1 Department of Real Estate
2 320 West Fourth Street, Suite 350
3 Los Angeles, California 90013-1105
4 (213) 576-6982

FILED
MAY - 2 2001

DEPARTMENT OF REAL ESTATE

By 

8 BEFORE THE DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * * *

11 In the Matter of the Accusation of)
12 FRANK D. LOGRECO, II,)
13 Respondent.)
14 _____)

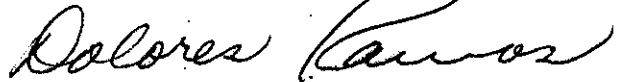
NO. H-28997 LA

DEFAULT ORDER

15 Respondent, FRANK D. LOGRECO, II, having failed
16 to file a Notice of Defense within the time required by
17 Section 11506 of the Government Code, is now in default.
18 It is, therefore, ordered that a default be entered on the
19 record in this matter.

20 IT IS SO ORDERED May 2, 2001.

21 PAULA REDDISH ZINNEMANN
22 Real Estate Commissioner



23 By: DOLORES RAMOS
24 Regional Manager

1 JAMES R. PEEL, Counsel
2 Department of Real Estate
3 320 West Fourth Street, Ste. 350
4 Los Angeles, California 90013-1105

5 Telephone: (213) 576-6982
6 -or- (213) 576-6913

FILED
MAR 28 2001
DEPARTMENT OF REAL ESTATE

By K. M. [Signature]

8
9 DEPARTMENT OF REAL ESTATE

10 STATE OF CALIFORNIA

11 * * * * *

12 In the Matter of the Accusation of) No. H- 28997 LA
13 FRANK D. LOGRECO, II,) A C C U S A T I O N
14 Respondent.)

15 The Complainant, Thomas McCrady, a Deputy Real Estate
16 Commissioner of the State of California, for cause of Accusation
17 against FRANK D. LOGRECO, II, alleges as follows:

18 I

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

22 II

23 FRANK D. LOGRECO, II (hereinafter referred to as
24 Respondent) is presently licensed and/or has license rights
25 under the Real Estate Law (Part 1 of Division 4 of the Business
26 and Professions Code (hereinafter referred to as the "Code").
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IV

On or about August 11, 2000, in the Municipal Court For the County of Los Angeles, State of California, Respondent was convicted of violating Penal Code Section 490.1 (petty theft), a crime 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.

V

Respondent's criminal conviction 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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1 WHEREFORE, Complainant prays that a hearing be
2 conducted on the allegations of this Accusation and that upon
3 proof thereof, a decision be rendered imposing disciplinary
4 action against all licenses and license rights of Respondent
5 FRANK D. LOGRECO, II under the Real Estate Law (Part 1 of
6 Division 4 of the Business and Professions Code) and for such
7 other and further relief as may be proper under other applicable
8 provisions of law.

9 Dated at Los Angeles, California
10 this 28th day of March, 2001.

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12
13 THOMAS MC CRADY

14 Deputy Real Estate Commissioner
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27 cc: Frank D. Logreco, II
 Sacto
 LF