

FILED
FEB 10 2003

DEPARTMENT OF REAL ESTATE

By

DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

* * * *

In the Matter of the Application of) No. H-29664 LA
MATTHEW CLARK LONGSTRETH,) L-2002100216
Respondent.)

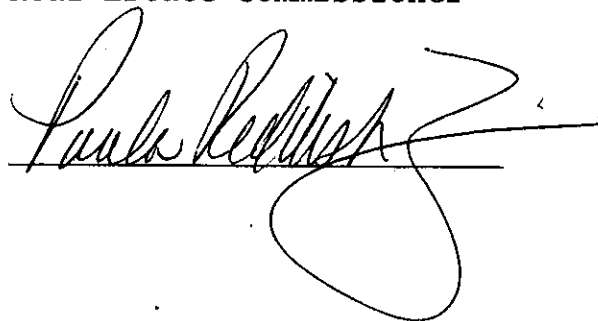
DISMISSAL

On January 22, 2003, Respondent MATTHEW CLARK LONGSTRETH withdrew his application for a real estate license and his request for a hearing.

The Statement of Issues herein filed on August 29, 2002, against Respondent MATTHEW CLARK LONGSTRETH is
DISMISSED.

IT IS SO ORDERED this 5th day of February, 2003.

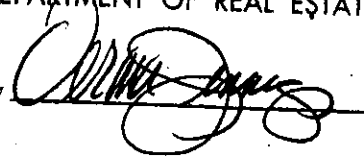
PAULA REDDISH ZINNEMANN
Real Estate Commissioner



5210.
Hay

FILED
OCT 23 2002

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

By 

In the Matter of the Application of

MATTHEW CLARK LONGSTRETH

Respondent

Case No. H-29664 LA

OA# No. L-2002100216

NOTICE OF HEARING ON APPLICATION

To the above named respondent:

You are hereby notified that a hearing will be held before the Department of Real Estate at Office of Administrative Hearings, 320 West Fourth Street, Suite 630, Los Angeles, California, on January 27, 2003, at the hour of 1:30 p.m., or as soon thereafter as the matter can be heard, upon the Statement of Issues served upon you. If you object to the place of hearing, you must notify the presiding administrative law judge of the Office of Administrative Hearings within ten (10) days after this notice is served on you. Failure to notify the presiding administrative law judge within ten days will deprive you of a change in the place of the hearing.

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.

The burden of proof is upon you to establish that you are entitled to the license or other action sought. If you not present nor represented at the hearing, the Department may act upon your application without taking evidence.

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.

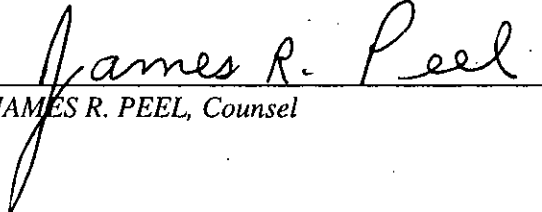
The hearing shall be conducted in the English language. If you want to offer the testimony of any witness who does not proficiently speak the English language, you must provide your own interpreter and pay his or her costs. The interpreter must be certified in accordance with Sections 11435.30 and 11435.55 of the Government Code.

Dated: October 23, 2002.

Matthew Clark Longstreth
Lawrence H. Lackman, Esq.
Sacto./OAH

DEPARTMENT OF REAL ESTATE

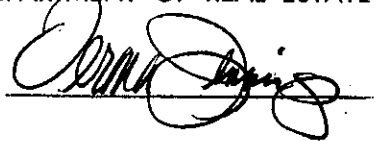
By


JAMES R. PEEL, Counsel

1 JAMES R. PEEL, Counsel (SBN 47055)
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 (Direct)

FILED
AUG 29 2002
DEPARTMENT OF REAL ESTATE

By 

8 BEFORE THE DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Application of) No. H-29664 LA
12 MATTHEW CLARK LONGSTRETH,)
13 Respondent.)
14)
15)

16 The Complainant, Maria Suarez, a Deputy Real Estate
17 Commissioner of the State of California, for Statement of Issues
18 against MATTHEW CLARK LONGSTRETH (Respondent) is informed and
19 alleges in her official capacity as follows:

20 I

21 On or about October 15, 2001, Respondent applied to the
22 Department of Real Estate of the State of California for a real
23 estate salesperson license with the knowledge and understanding
24 that any license issued as a result of that application would be
25 subject to the conditions of Section 10153.4 of the California
26 Business and Professions Code.

27 //

1 II

2 In response to Question 25 of said application, to wit,
3 "Have you ever been convicted of any violation of law?",
4 Respondent answered "Yes" and disclosed the matters set forth in
5 Paragraphs III and IV, below.

6 III

7 On or about March 15, 2001, in the Superior Court of
8 California, County of Orange, Harbor Justice Center, Respondent
9 was convicted of violating Vehicle Code Section 23152(a) (Driving
10 Under the Influence of Alcohol/Drugs).

11 IV

12 On or about July 29, 1999, in the Superior Court of
13 California, County of Orange, Harbor Justice Center, Respondent
14 was convicted of violating Penal Code Section 242 (Battery).

15 V

16 On or about September 28, 1998, in the Superior Court
17 of California, County of Orange, Harbor Justice Center,
18 Respondent was convicted of violating Vehicle Code Section
19 21200.5 (Unlawful to Drive Bicycle Under Influence of Alcohol or
20 Drugs).

21 VI

22 On or about March 5, 1992, in the Municipal Court of
23 California, County of Orange, Respondent was convicted of
24 violating Penal Code Section 499(b) (Take Vehicle for Personal
25 Use).

26 //
27

VII

On or about April 20, 1993, in the Municipal Court of California, County of Orange, Respondent was convicted of violating Penal Code Section 653(k) (Possess Switchblade Knife).

VIII

On or about May 24, 1992, in the Lake Havasu City Municipal Court, County of Mohave, State of Arizona, Respondent was convicted of possession of marijuana.

IX

Respondent's failure to reveal the matters set forth in Paragraphs V, VI, VII and VIII, above, in said application constitutes the attempted procurement of a real estate license by making a false statement of fact required to be revealed in said application, which failure is cause for denying Respondent's application for a real estate license under Section 480(c) of the Business and Professions Code of the State of California.

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1 The Statement of Issues is brought under the provisions
2 of Section 10100, Division 4 of the Business and Professions Code
3 of the State of California and Sections 11500 through 11528 of
4 the Government Code.

5 WHEREFORE, the Complainant prays that the above-
6 entitled matter be set for hearing and, upon proof of the charges
7 contained herein, that the Commissioner refuse to authorize the
8 issuance of, and deny the issuance of, a real estate salesperson
9 license to Respondent MATTHEW CLARK LONGSTRETH and for such other
10 and further relief as may be proper in the premises.

11 Dated at Los Angeles, California,
12 this 27th day of August, 2002.

13
14
15 
16 MARIA SUAREZ
17 Deputy Real Estate Commissioner
18
19
20
21
22
23

24 cc: Matthew Clark Longstreth
25 Maria Suarez
26 Sacto.
27 AW