

FILED  
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DEPARTMENT OF REAL ESTATE

By K. M. Millerhoff

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BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

\* \* \*

In the Matter of the Application of	)	No. H-30058 LA
PAUL ANTHONY GOMEZ,	)	
Respondent.	)	

DISMISSAL

On September 29, 2003, respondent withdrew his application, for a real estate salesperson license and his Notice of Defense requesting a hearing. The Statement of Issues herein filed on April 9, 2003, against respondent PAUL ANTHONY GOMEZ is dismissed.

IT IS SO ORDERED this 24<sup>th</sup> day of December, 2003.

JOHN R. LIBERATOR  
Chief Deputy Commissioner  
By Robin T. Wilson, Chief Counsel  
Robin S. Wilson

*Handwritten:* Sacto  
gomez

**BEFORE THE DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA**

**FILED**  
AUG - 6 2003  
DEPARTMENT OF REAL ESTATE

*In the Matter of the Application of*

PAUL ANTHONY GOMEZ,

By *R. Mederholz*

Case No. H-30058 LA

OAH No. L-2003040911

\_\_\_\_\_  
*Respondent*

**CONTINUED  
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 320 W. Fourth Street, Ste. 630, Los Angeles, California on September 29, 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 are 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.

DEPARTMENT OF REAL ESTATE

Dated: **AUG - 6 2003**

By *Elliott MacLennan*  
**ELLIOTT MAC LENNAN, Counsel**

cc: Paul Anthony Gomez  
Andrew Prendiville  
Sacto/OAH/JP

*Sacto JP*

BEFORE THE DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

**FILED**  
JUN - 5 2003  
DEPARTMENT OF REAL ESTATE

In the Matter of the Application of

PAUL ANTHONY GOMEZ,

By *K. Maderholt*

Case No. H-30058 LA

OAH No. L-2003040911

Respondent

**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 320 W. Fourth Street, Ste. 630, Los Angeles, California on July 7, 2003, at the hour of 11:00 a.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.

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DEPARTMENT OF REAL ESTATE

Dated: JUN - 5 2003

By *[Signature]*  
ELLIOTT MAC LENNAN, Counsel

cc: Paul Anthony Gomez  
Sacto/OAH/JP  
Andrew Prendiville, Esq.  
Paul Timothy Waddell

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Elliott Mac Lennan, Counsel 66674  
Department of Real Estate  
320 W. 4<sup>th</sup> Street, Suite 350  
Los Angeles, CA 90113-1105

Telephone: (213) 576-6911

**FILED**  
APR 9 2003

DEPARTMENT OF REAL ESTATE

By *K. Mederholt*

DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

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In the Matter of the Application of)	No. H-30058 LA
)	)
PAUL ANTHONY GOMEZ,	)
)	)
Respondent.	)
)	)

STATEMENT OF ISSUES

The Complainant, Maria Suárez, a Deputy Real Estate Commissioner of the State of California, for Statement of Issues against PAUL ANTHONY GOMEZ aka "Pablo", is informed and alleges in her official capacity as follows:

1.

Respondent made application to the Department of Real Estate of the State of California for a real estate salesperson license on May 13, 2002, with the knowledge and understanding that any license issued as a result of said application would be subject to the conditions of Section 10153.4 of the California Business and Professions Code) ("Code").

2.

1  
2 In response to Question 25 of said license  
3 application, to wit: "Have you ever been convicted of any  
4 violation of law? Convictions expunged under Penal Code Section  
5 1203.4 must be disclosed. However, you may omit minor traffic  
6 citations which do not constitute a misdemeanor or felony  
7 offense." Respondent checked the box denoting "No".

8  
9 3.

9 On June 5, 1998, in the Municipal Court West Judicial  
10 District, County of Orange, State of California, respondent was  
11 convicted upon a guilty plea of to two counts of violating  
12 Section 602(j) and (n) of the California Penal Code (Count 1:  
13 trespass - purpose to injure; Count 2: trespass - refusal to  
14 leave private property), misdemeanors. These crime by their  
15 facts and circumstances involve moral turpitude and are  
16 substantially related under Section 2910, Chapter 6, Title 10 of  
17 the California Code of Regulations, to the qualifications,  
18 functions or duties of a real estate licensee.  
19

20 4.

21 Respondent's failure to reveal the convictions set  
22 forth in Paragraph 3, in his application, constitutes an attempt  
23 to procure a real estate license by fraud, misrepresentation or  
24 deceit or by making a material misstatement of fact on his  
25 application, which is cause for denial of respondent's  
26 application for a real estate salesperson's license under Code  
27

Sections 10177(a) and 480(c).

5.

The crimes set forth above constitute cause for denial of respondent's application for a real estate license under Sections 480(a) and 10177(b) of the Code.

These proceedings are brought under the provisions of Section 10100, Division 4 of the Business and Professions Code of the State of California and Sections 11500 through 11528 of the Government Code of the State of California.

WHEREFORE, Complainant prays that the above-entitled matter be set for hearing and, that 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 PAUL ANTHONY GOMEZ and for such other and further relief as may be proper under other applicable provisions of law.

Dated at Los Angeles, California

this *2nd day of April 2003.*

  
Deputy Real Estate Commissioner

cc: Paul Anthony Gomez  
Paul Timothy Waddell  
Sacto  
Maria Suarez  
JP