

DEPARTMENT OF REAL ESTATE

Alma Brown

STATE OF CALIFORNIA

* * * *

In the Matter of the Application of) No. H-30515 LA
)
ROBERT MEYER WENNING,)
)
)
Respondent.)

IT IS SO ORDERED this 15th day of March,
2004.

JOHN R. LIBERATOR
Acting Real Estate Commissioner

Per Legal EIS-
app Withdrawn
2-17-04

5/20/03
File

JAMES R. PEEL, Counsel (SBN 47055)
Department of Real Estate
320 West Fourth Street, Ste. 350
Los Angeles, California 90013-1105

Telephone: (213) 576-6982
-or- (213) 576-6913 (Direct)

FILED
NOV 26 2003
DEPARTMENT OF REAL ESTATE

By 

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Application of)	No. H-30515 LA
ROBERT MEYER WENNING,)	<u>STATEMENT OF ISSUES</u>
Respondent.)	

The Complainant, Maria Suarez, a Deputy Real Estate Commissioner of the State of California, for Statement of Issues against ROBERT MEYER WENNING (Respondent) is informed and alleges in her official capacity as follows:

I

On or about December 16, 2002, Respondent applied to the Department of Real Estate of the State of California for a real estate salesperson license 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.

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1 II

2 On or about February 21, 2002, Respondent made
3 application to the Department of Real Estate for a real estate
4 salesperson license. In response to Question 25 of said
5 application, to wit, "Have you ever been convicted of any
6 violation of law?", Respondent answered "Yes" and disclosed the
7 matter in Paragraph III. Said application was later withdrawn by
8 Respondent.

9 III

10 On or about August 31, 1998, in the Municipal Court,
11 County of Los Angeles, State of California, Respondent was
12 convicted of violating Section 11359 of the Health and Safety
13 Code (Possess Marijuana For Sale), a crime involving moral
14 turpitude and substantially related to the qualifications,
15 functions or duties of a real estate licensee.

16 IV

17 On or about August 13, 1999, in the Municipal Court,
18 County of Los Angeles, State of California, Respondent was
19 convicted of violating Vehicle Code Sections 23103(a) (Reckless
20 Driving) and 12500(a) (Driving With No License).

21 V

22 Respondent's conviction in the matter referred to in
23 Paragraph III is cause under Sections 480(a)(1) and 10177(b) of
24 the Business and Professions Code for denying Respondent's
25 application for a real estate license.

26 ///

VI

Respondent's failure to reveal the matter set forth in Paragraph IV in said February 21, 2002, application constitutes the attempted procurement of a real estate licensee by fraud, misrepresentation or deceit, or by making a material misstatement of fact in said application, or by knowingly making a false statement of fact required to be revealed in said application, which failure is cause for denying Respondent's December 16, 2002, application for a real estate license under Section 480(c) of the Business and Professions Code of the State of California.

The Statement of Issues is 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.

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1 WHEREFORE, the Complainant prays that the above-
2 entitled matter be set for hearing and, upon proof of the charges
3 contained herein, that the Commissioner refuse to authorize the
4 issuance of, and deny the issuance of, a real estate salesperson
5 license to Respondent ROBERT MEYER WENNING and for such other and
6 further relief as may be proper in the premises.

7 Dated at Los Angeles, California,

8 this 25th day of November, 2003.

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12 MARIA SUAREZ
13 Deputy Real Estate Commissioner
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23 cc: Robert Meyer Wenning
24 Charles W. Burton
25 Maria Suarez
26 Sacto.
27 AE