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Flay

1 JAMES R. PEEL, Counsel (SBN 47055)
2 Department of Real Estate
3 320 West 4th Street, Suite 350
4 Los Angeles, CA 90013-1105

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

FILED
JUL 18 2007
DEPARTMENT OF REAL ESTATE

8 BEFORE THE DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * *

11 To:)	NO. H-33951 LA
)	L-2007070444
12 KMC MORTGAGE CORPORATION,)	
13 and SEGWAY FINANCIAL, INC.,)	<u>NOTICE OF HEARING</u>
14 and ROBERT WILLIAM SCHULTZ,)	<u>ON ORDER TO</u>
15 individually and as designated)	<u>DESIST AND REFRAIN</u>
officer of said corporations.)	

16 On April 17, 2007, the Real Estate Commissioner of the
17 State of California issued his Order directing the above-named
18 parties to desist and refrain from certain alleged activities.

19 On May 21 and 23, 2007, the Department of Real Estate
20 ("Department"), Los Angeles Office, received acknowledgment of
21 the Order to Desist and Refrain from KMC Mortgage Corporation,
22 Segway Financial, Inc., and Robert William Schultz.

23 Frank M. Buda, Attorney for KMC Mortgage Corporation
24 and Segway Financial, Inc., and Mary E. Work, Attorney for
25 Robert William Schultz advised that they would be representing
26 the parties in a hearing held before the Department pursuant to
27 Section 10086 of the Business and Professions Code of the State

1 of California.

2 YOU ARE HEREBY NOTIFIED that a hearing on the Order to
3 Desist and Refrain will be held before the Department of Real
4 Estate at **Office of Administrative Hearings, 320 West Fourth**
5 **Street, Suite 630, Los Angeles, California, on August 1, 2 and**
6 **3, 2007, at the hour of 9:00 a.m.,** or as soon thereafter as the
7 matter can be heard, upon the matters contained in the Order to
8 Desist and Refrain filed April 30, 2007.

9 You may be present at the hearing and may be
10 represented by counsel, but you are neither required to be
11 present at the hearing nor are you required to be represented by
12 counsel.

13 You may present any relevant evidence and will be
14 given full opportunity to cross-examine all witnesses testifying
15 against you. You are entitled to the issuance of subpoenas to
16 compel the attendance of witnesses and the production of books,
17 documents or other things by applying to the Department of Real
18 Estate.

19 DATED: July 18, 2007.


20 JEFF DAVI
21 Real Estate Commissioner

22 By: James R. Peel
23 JAMES R. PEEL, Counsel

24 cc: KMC Mortgage Corporation
25 Segway Financial, Inc.
26 Robert William Schultz
27 Frank M. Buda, Esq.
 Mary E. Work, Esq.
 Sacto.
 OAH

1 Department of Real Estate
2 320 West Fourth Street, Ste. 350
3 Los Angeles, California 90013

4 (213) 576-6982

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By 

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9 STATE OF CALIFORNIA

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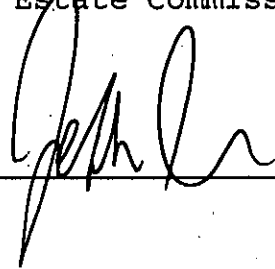
11 To:)	No. H-33951 LA
)	
12 KMC MORTGAGE CORPORATION,)	<u>ORDER TO DESIST</u>
13 and SEGWAY FINANCIAL, INC.,)	<u>AND REFRAIN</u>
14 and ROBERT WILLIAM SCHULTZ,)	
15 individually and as designated)	
officer of said corporations,)	
)	
)	

16 The Real Estate Commissioner of the State of California
17 has caused an investigation to be made of your activities as a
18 real estate broker, and based on the findings of that
19 investigation is of the opinion that KMC MORTGAGE CORPORATION,
20 and SEGWAY FINANCIAL, INC., and ROBERT WILLIAM SCHULTZ,
21 individually and as designated officer of said corporations, have
22 violated Sections 10235, 14701 and 14702 of the Business and
23 Professions Code (hereinafter Code) as well as Regulations
24 2847.3(b) and 2848 (all references herein to Regulations refer to
25 the California Code of Regulations, Title 10, Chapter 6), and
26 ROBERT WILLIAM SCHULTZ has violated Section 10159.2 of the Code.

1 NOW, THEREFORE, YOU, KMC MORTGAGE CORPORATION, SEGWAY
2 FINANCIAL, INC., and ROBERT WILLIAM SCHULTZ, ARE ORDERED TO
3 DESIST AND REFRAIN from performing any and all activities for
4 which a real estate broker license is required until you comply
5 with all provisions of the Real Estate Law as discussed in this
6 Order.

7 DATED: 4-17, 2007.

8 JEFF DAVI
9 Real Estate Commissioner

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18 cc: KMC Mortgage Corporation
19 22 Cape Danbury
20 Newport Beach, California 92660

21 Segway Financial, Inc.
22 5000 Birch St., Suite 300
23 Newport Beach, California 92660

24 Robert William Schultz
25 22972 Via Miramar
26 Laguna Niguel, California 92677

27 JRP:FP