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ETATE DEPARTMENTUN

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

. . .

In the Matter of the Accusation of)

PATRICK MICHELLE FAIRON,

No. H-34474 LA

Respondent.

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 February 22, 2008, 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.

FINDINGS OF FACT

Ι

On November 6, 2007, Maria Suarez made the Accusation in her 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 November 8, 2007.

II

On February 22, 2008, 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. Respondent is presently licensed and/or has license rights under the Real Estate Law, Part 1 of Division 4 of the California Business and Professions Code (hereinafter "Code") as a real estate broker.:

PRIOR DISCIPLINARY ACTION

IV

On or about August 20, 2006, the Real Estate Commissioner, in Case No. H-32488 LA, suspended the real estate broker license of Respondent for 120 days with the suspension stayed for two years on terms, conditions, and restrictions. Included in the terms, conditions and restrictions of the Commissioner's Order was a requirement that Respondent take and pass the Professional Responsibility Examination administered by the Department within six months of the effective date of the Commissioner's Order. The Commissioner's Order was effective September 20, 2006.

v

Respondent failed to take and pass the Professional Responsibility Examination within the period provided in the Commissioner's Order.

DETERMINATION OF ISSUES

VI

Cause for disciplinary action against Respondent exists pursuant to Business and Professions Code Section 10177(k).

VII

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

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ORDER

All licenses and license rights of Respondent PATRICK MICHELLE FAIRON under the Real Estate Law are revoked.

This Decision shall become effective at 12 o'clock noon

June 9, 2008

5-14-81. DATED:

JEFF DAVI Real Estate commissioner

1 Department of Real Estate 320 West Fourth Street, Suite 350 FILED 2 Los Angeles, California 90013-1105 (213) 576-6982 3 FEB 2 2 2008 4 DEPARTMENT OF/REAL ESTATE 5 6 7 8 BEFORE THE DEPARTMENT OF REAL ESTATE 9 STATE OF CALIFORNIA 10 11 In the Matter of the Accusation of) NO. H-34474 LA 12 PATRICK MICHELLE FAIRON, DEFAULT ORDER 13 Respondent. 14 Respondent, PATRICK MICHELLE FAIRON, having failed to 15 file a Notice of Defense within the time required by Section 16 11506 of the Government Code, is now in default. It is, 17 therefore, ordered that a default be entered on the record in 18 this matter. ebuary 22, 19 IT IS SO ORDERED 20 21 JEFF DAVI 22 Real Estate Commissioner 23 24 By: DOLORES WEEKS 25 Regional Manager 26 27

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1 2	ALVARO MEJIA, Counsel (SBN 216956) Department of Real Estate 320 West 4th Street, Suite 350 Los Angeles, California 90013-1105
3 4 5	Telephone: (213) 576-6982 NOV - 8 2007 (Direct) (213) 576-6916 DEPARTMENT OF REAL ESTATE BY: Image: Comparison of the second se
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8	BEFORE THE DEPARTMENT OF REAL ESTATE
9	STATE OF CALIFORNIA
10	* * *
11	In the Matter of the Accusation of) No. H-34474 LA
12))
13	PATRICK MICHELLE FAIRON, <u>ACCUSATION</u>
14	Respondent.
15	The Complainant, Maria Suarez, a Deputy Real Estate
16	Commissioner of the State of California, for cause of Accusation
17	against PATRICK MICHELLE FAIRON, (hereinafter "Respondent"), is
18	informed and alleges as follows:
19	1.
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21	The Complainant, Maria Suarez, a Deputy Real Estate
22	Commissioner of the State of California, makes this Accusation
23	against Respondent in her official capacity.
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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 "Code") as a real estate broker. 3. On or about September 20, 2006, Respondent's real estate broker license was suspended for 120 days - stayed for two (2) years on terms, conditions, and restrictions set forth in the Real Estate Commissioner's Decision, in case no. H-32488 LA. 4. Included in said terms, conditions, and restrictions were the following: 14 "Respondent PATRICK MICHELLE FAIRON shall, within six (6) months from the effective date of the Decision herein, take and pass the Professional Responsibility Examination administered by the Department including payment of the appropriate examination fee. If Respondent fails to satisfy this condition, the Commissioner may order the suspension of Respondent's license until Respondent passes the examination." 5. Respondent has failed to take and pass the Professional Responsibility Examination administered by the Department. 6. The facts alleged in Paragraph 5 above, are grounds for the suspension or revocation of Respondent's license under

Section 10177(k) of the Business and Professions Code.

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1 WHEREFORE, Complainant prays that a hearing be conducted on the allegations of this Accusation and that upon 2 proof thereof, a decision be rendered imposing disciplinary 3 action against all licenses and license rights of Respondent 4 PATRICK MICHELLE FAIRON under the Real Estate Law (Part 1 of 5 Division 4 of the California Business and Professions Code) and 6 for such other and further relief as may be proper under other 7 8 applicable provisions of law. Dated at Los Angeles, California, 9 day of November, 2007 this /// 10 11 12 13 MAI SUAREZ ťΑ 14 Deputy Real Estate Commissioner 15 16 17 18 19 20 21 22 23 24 cc: Patrick Michelle Fairon 25 Maria Suarez Sacto 26 27