

**FILED**

AUG 24 2009

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

DEPARTMENT OF REAL ESTATE

BY: 

\* \* \* \*

In the Matter of the Accusation of )

MIKE HO )

Respondent. )

No. H-35766 LA

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 June 24, 2009, 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.

This Decision revokes a real estate license on grounds of the conviction of a crime.

The right to reinstatement of a revoked real estate license or to the reduction of a suspension is controlled by Section 11522 of the Government Code. A copy of Section 11522 and a copy of the Commissioner's Criteria of Rehabilitation are attached hereto for the information of Respondent.

FINDINGS OF FACT

I

On March 3, 2009, 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 March 10, 2009. The Accusation, Statement to Respondent, and Notice of Defense were mailed, by regular mail, to Respondent's last known mailing address on file with the Department on April 2, 2009.

On June 24, 2009, 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.



ORDER

The licenses and license rights of Respondent MIKE HO under the provisions of Part I of Division 4 of the Business and Professions Code are revoked.

This Decision shall become effective at 12 o'clock noon September 14, 2009.

DATED: 8/17/09

JEFF DAVI  
Real Estate Commissioner



BY: Barbara J. Bigby  
Chief Deputy Commissioner

1 Department of Real Estate  
2 320 West Fourth Street, Suite 350  
3 Los Angeles, California 90013-1105  
4 (213) 576-6982

**FILED**

JUN 24 2009

DEPARTMENT OF REAL ESTATE

BY: 

8 BEFORE THE DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

10 \* \* \* \*

11 In the Matter of the Accusation of )  
12 MIKE HO, ) NO. H-35766 LA  
13 Respondent. ) DEFAULT ORDER  
14

15 Respondent, MIKE HO, having failed to file a Notice of  
16 Defense within the time required by Section 11506 of the  
17 Government Code, is now in default. It is, therefore, ordered  
18 that a default be entered on the record in this matter.

19 IT IS SO ORDERED June 24, 2009.

21 JEFF DAVI  
22 Real Estate Commissioner

23   
24 By: DOLORES WEEKS  
25 Regional Manager  
26  
27

JULIE L. TO, Counsel (SBN 219482)  
Department of Real Estate  
320 West 4th Street, Suite 350  
Los Angeles, California 90013-1105

Telephone: (213) 576-6982  
(Direct) (213) 576-6916

**FILED**

MAR 10 2009

DEPARTMENT OF REAL ESTATE

BY: 

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

\* \* \*

In the Matter of the Accusation of )	No. H-35766 LA
MIKE HO, )	<u>A C C U S A T I O N</u>
Respondent. )	

The Complainant, Maria Suarez, a Deputy Real Estate Commissioner of the State of California, for cause of Accusation against MIKE HO, a.k.a. Mike Thanh Ho or Hai Ho or Hai Thanh Ho and f.k.a. Michael Thanh Ho ("Respondent"), alleges as follows:

1.

The Complainant, Maria Suarez, a Deputy Real Estate Commissioner of the State of California, makes this Accusation in her official capacity.

2.

Respondent is presently licensed and/or has license rights under the Real Estate Law, Part 1 of Division 4 of the

1 California Business and Professions Code ("Code"), as a real  
2 estate broker.

3 3.

4 On or about September 18, 2008, in the Superior Court  
5 of California, County of Orange, in Case No. 08CF2243,  
6 Respondent was convicted of violating California Penal Code  
7 Section 550(b)(1) (making false or fraudulent claims -  
8 statements), a felony and Vehicle Code Section 10501(a) (false  
9 theft reports), a misdemeanor. Respondent was sentenced to 30  
10 days in jail, three years of probation, 80 hours of community  
11 service, and ordered to pay fines.

12 4.

13

14 In aggravation, on or about November 5, 2008, in the  
15 Superior Court of California, County of Orange, in Case No.  
16 08WF2236 F A, Respondent was convicted of violating California  
17 Health and Safety Code Section 11377(a) (possession of a  
18 controlled substance), a felony. Respondent was sentenced to  
19 three years probation, ordered to complete drug treatment,  
20 ordered to register pursuant to Health and Safety Code Section  
21 11590, and ordered to pay fines.

22 5.

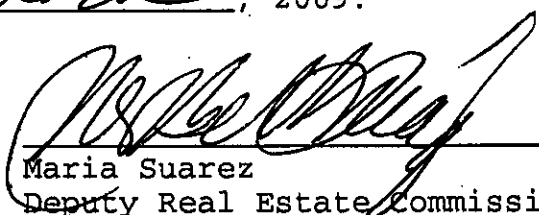
23 This conviction described in Paragraph 3, by its facts  
24 and circumstances, bears a substantial relationship under  
25 Section 2910, Title 10, Chapter 6, California Code of  
26 Regulations to the qualifications, functions or duties of a real  
27 estate licensee.

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The crime of which Respondent was convicted, as described in Paragraph 3 above, constitutes cause under Sections 490 and 10177(b) of the Code for the suspension or revocation of the license and license rights of Respondent under the Real Estate Law.

WHEREFORE, Complainant prays that a hearing be conducted on the allegations of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary action against all the licenses and license rights of Respondent, MIKE HO, under the Real Estate Law (Part 1 of Division 4 of the Business and Professions Code) and for such other and further relief as may be proper under other applicable provisions of law.

Dated at Los Angeles, California  
this 3rd day of March, 2009.

  
\_\_\_\_\_  
Maria Suarez  
Deputy Real Estate Commissioner

cc: MIKE HO  
Maria Suarez  
Sacto.