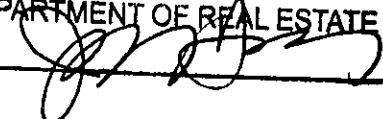


FILED

JUN - 9 2010

DEPARTMENT OF REAL ESTATE
BY: 

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

* * * *

In the Matter of the Accusation of)	
EDWARD MICHAEL TINKLE,) NO. H-36339 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 2, 2010 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 convictions for crimes.

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

1.

On October 30, 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, Provisions of APA Relating to Discovery, and Notice

of Defense were mailed by certified mail, return receipt requested, and by regular mail to Respondent on November 3, 2009.

On February 2, 2010, 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.

2.

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 as a real estate salesperson. Respondent was first licensed by the Department of Real Estate of the State of California as a real estate salesperson on or about April 27, 1977.

3.

On or about August 21, 2008, in the Superior Court of California, County of Orange, Case No. 07WM06348, Respondent was convicted of violating Vehicle Code Section 23103(A) (reckless driving), a misdemeanor.

4.

On or about July 13, 2007, in the Superior Court of California, County of Orange, Case No. 07HM01155, Respondent was convicted of violating California Penal Code Section 653x(A) (telephone 911 emergency line to annoy and harass), a misdemeanor.

5.

On or about March 5, 2007, in the Superior Court of California, County of Los Angeles, Case No. 7YP00812, Respondent was convicted of violating California Penal Code Section 653M(A) (annoying/harassing by telephone), a misdemeanor.

6.

On or about January 18, 2006, in the Superior Court of California, County of Los Angeles, Case No. 5PN04253, Respondent was convicted of violating California Penal Code Section 273.6(A) (violate protective order to prevent domestic violence), a misdemeanor.

7.

On or about January 18, 2006, in the Superior Court of California, County of Los Angeles, Case No. 5PN03426, Respondent was convicted of violating California Penal Code Section 273.5(A) (inflict corporal injury on spouse/cohabitant), a misdemeanor.

8.

The evidence established that the crimes of which Respondent was convicted were substantially related to the qualifications, functions and duties of a real estate licensee.

DETERMINATION OF ISSUES

1.

Cause for disciplinary action against Respondent exists pursuant to Business and Professions Code Sections 490 and 10177(b).

2.

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

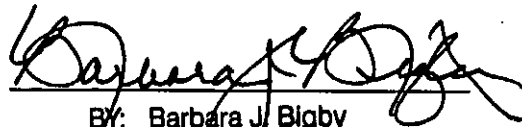
ORDER

The license and license rights of Respondent EDWARD MICHAEL TINKLE 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 on JUN 29 2010.

DATED: 6/1/10.

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

FEB -2 2010

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 EDWARD MICHAEL TINKLE,)
13 Respondent.)
14 _____)

NO. H-36339 LA
DEFAULT ORDER

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

20 IT IS SO ORDERED  day of February, 2010.

22 JEFF DAVI
Real Estate Commissioner

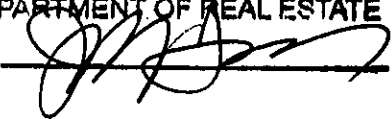
23 
24 By: DOLORES WEEKS
25 Regional Manager
26
27

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

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(Direct) (213) 576-6916

FILED

NOV - 3 2009

DEPARTMENT OF REAL ESTATE
BY: 

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of)	No. H- 36339 LA
EDWARD MICHAEL TINKLE,)	<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 EDWARD MICHAEL TINKLE, a.k.a. Edward Tinkle or Ed Tinkle or Edward Michael or Edward Michaels or Edward G. Tinkle or Edward Michaelis ("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 salesperson.

3 3.

4 On or about August 21, 2008, in the Superior Court of
5 the State of California, County of Orange, in Case No.
6 07WM06348, Respondent was convicted of violating Vehicle Code
7 Section 23103(A) (reckless driving), a misdemeanor. Respondent
8 was sentenced to three years probation, ordered to pay fines,
9 and ordered to attend and complete a 12-hour Alcohol and Drug
10 Program.

11 4.

12 On or about July 13, 2007, in the Superior Court of
13 the State of California, County of Orange, in Case No.
14 07HM01155, Respondent was convicted of violating Penal Code
15 Section 653X(A) (telephone 911 emergency line to annoy and
16 harass), a misdemeanor. Respondent was sentenced to three years
17 probation, ten days community service, ordered to pay fines, and
18 ordered not to prank call 911 emergency line.

19 5.

20 On or about March 5, 2007, in the Superior Court of
21 the State of California, County of Los Angeles, in Case No.
22 7PY00812, Respondent was convicted of violating Penal Code
23 Section 653M(A) (annoying/harassing by telephone), a
24 misdemeanor. Respondent was sentenced to 36 months probation,
25 60 days in jail; ordered to pay fines; ordered to enroll and
26 complete a 52-week domestic violence treatment program; and
27

1 ordered to attend 104 Alcoholics Anonymous/Narcotics Anonymous
2 meetings.

3 6.

4 On or about January 18, 2006, in the Superior Court of
5 the State of California, County of Los Angeles, in Case No.
6 5PN04253, Respondent was convicted of violating Penal Code
7 Section 273.6(A) (violate protective order to prevent domestic
8 violence), a misdemeanor. Respondent was sentenced to 36 months
9 probation; 1 day in jail; ordered to pay fines; and ordered to
10 stay at least 100 yards away from the victim(s) and/or
11 witness(es); and ordered to complete a one-year domestic
12 violence counseling program.

13 7.

14 On or about January 18, 2006, in the Superior Court of
15 the State of California, County of Los Angeles, in Case No.
16 5PN03426, Respondent was convicted of violating Penal Code
17 Section 273.5(A) (inflict corporal injury on spouse/cohabitant),
18 a misdemeanor. Respondent was sentenced to 36 months probation;
19 one day in jail; ordered to pay fines; and ordered to stay at
20 least 100 yards from the victim(s) and/or witness(es).

21 8.

22 These convictions, by their facts and circumstances,
23 are crimes of moral turpitude and bear a substantial
24 relationship under Section 2910, Title 10, Chapter 6, California
25 Code of Regulations to the qualifications, functions or duties
26 of a real estate licensee.

27 ///

The crimes of which Respondent was convicted constitute 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, EDWARD MICHAEL TINKLE, 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 30th day of October, 2009.



MARIA SUAREZ
Deputy Real Estate Commissioner

CC: EDWARD MICHAEL TINKLE
MARIA SUAREZ
Sacto.