

**FILED**

BEFORE THE DEPARTMENT OF REAL ESTATE

SEP 02 2010

STATE OF CALIFORNIA

DEPARTMENT OF REAL ESTATE

\* \* \* \*

BY: 

In the Matter of the Accusation of )  
 )  
 RESCOM MORTGAGE INC., )  
 )  
 Respondent. )  
 )  
 \_\_\_\_\_ )

NO. H-36416 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 July 19, 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 suspends or revokes one or more real estate licenses on the ground of violation of the Real Estate Law (commencing with section 10000 of the Business and Professions Code (Code)) Chapter 1 (commencing with Section 11000 of the Code) of Part 2 or the rules and regulations of the commissioner for the administration and enforcement of the Real Estate Law and Chapter 1 (commencing with section 11000 of the Code) of Part 2.

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 the Respondent.

FINDINGS OF FACT

I

On January 11, 2010, Robin Trujillo 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 address on file with the Department on January 12, 2010, and January 21, 2010.

Respondent failed to file a Notice of Defense within the time required by Section 11506 of the Government Code. Respondent's default was entered herein.

II

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 corporate real estate broker. On May 2, 2009, Respondent's license expired.

III

On or about June 2, 2008, the Franchise Tax Board of the State of California suspended the powers, rights and privileges of Respondent pursuant to the provisions of the California Revenue and Taxation Code. The corporate powers, rights and privileges of Respondent remain suspended to date.

DETERMINATION OF ISSUES

I

Cause for disciplinary action against Respondent exists pursuant to Business and Professions Code Sections 10177(d) and 10177(f) and Section 2742, Title 10, Chapter 6, California Code of Regulations.

II

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

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ORDER

The license and license rights of Respondent  
RESCOM MORTGAGE INC. 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 SEP 22 2010.

DATED: \_\_\_\_\_

8/24/2010

JEFF DAVI  
Real Estate Commissioner



BY: Barbara J. Bigby  
Chief Deputy Commiissioner

**FILED**

JUL 19 2010

1 Department of Real Estate  
2 320 West Fourth Street, Suite 350  
3 Los Angeles, CA 90013

4 (213) 576-6982

DEPARTMENT OF REAL ESTATE

BY: 

6 BEFORE THE DEPARTMENT OF REAL ESTATE

7 STATE OF CALIFORNIA

8 \* \* \* \*

9	In the Matter of the Accusation of )	NO. H-36416 LA
10	RESCOM MORTGAGE INC., )	<u>DEFAULT ORDER</u>
11	)	
12	)	
13	Respondent. )	
14	)	

15 Respondent RESCOM MORTGAGE INC., 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  
 19 in this matter.

22 IT IS SO ORDERED JULY 19, 2010.

23 JEFF DAVI  
24 Real Estate Commissioner

25 By:   
26 PHILLIP IHNE  
27 Regional Manager

1 CHERYL D. KEILY SBN#: 94008  
2 Department of Real Estate  
3 320 West 4th Street, Suite 350  
4 Los Angeles, California 90013-1105

5 Telephone: (213) 576-6982  
6 (Direct) (213) 576-6905

**FILED**

JAN 12 2010

DEPARTMENT OF REAL ESTATE

BY: 

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8  
9 BEFORE THE DEPARTMENT OF REAL ESTATE

10 STATE OF CALIFORNIA

11 \* \* \*

12 In the Matter of the Accusation of ) No. H-36416 LA  
13 RESCOM MORTGAGE INC., ) A C C U S A T I O N  
14 Respondent. )  
15 )  
16 )

17 The Complainant, Robin Trujillo, a Deputy Real Estate  
18 Commissioner of the State of California, for cause of Accusation  
19 against RESCOM MORTGAGE INC. ("Respondent"), is informed and  
20 alleges as follows:  
21

22 1.

23 The Complainant, Robin Trujillo, a Deputy Real Estate  
24 Commissioner of the State of California, makes this Accusation  
25 in her official capacity.

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27 ///

2.

1 Respondent is presently licensed and/or has license  
2 rights under the Real Estate Law, Part 1 of Division 4 of the  
3 California Business and Professions Code ("Code") as a corporate  
4 real estate broker. Respondent was originally licensed as a  
5 corporate real estate broker on or about May 30, 2001. On May  
6 2, 2009, Respondent's license expired. Pursuant to Code Section  
7 10201 Respondent retains renewal rights. Pursuant to Section  
8 10103 the Department retains jurisdiction.  
9

10 3.

11 On or about June 2, 2008, the Franchise Tax Board of  
12 the State of California suspended the powers, rights and  
13 privileges of Respondent pursuant to the provisions of the  
14 California Revenue and Taxation Code. The corporate powers,  
15 rights and privileges of Respondent remain suspended to date.  
16

17 4.

18 The conduct of Respondent, RESCOM MORTGAGE INC., as  
19 alleged above, is in violation of Section 2742(c) of Title 10,  
20 Chapter 6, California Code of Regulations, and subjects its real  
21 estate license and license rights to suspension or revocation  
22 pursuant to Code Section 10177(d) and (f).

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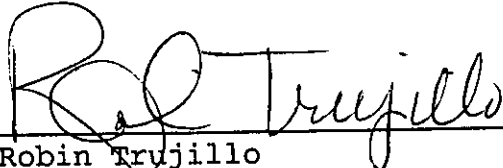
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1 WHEREFORE, Complainant prays that a hearing be  
2 conducted on the allegations of this Accusation and that upon  
3 proof thereof, a decision be rendered imposing disciplinary  
4 action against all the licenses and/or license rights of  
5 Respondent RESCOM MORTGAGE INC. under the Real Estate Law, and  
6 for such other and further relief as may be proper under other  
7 applicable provisions of law.

8 Dated at Los Angeles, California

9 this 11 day of January, 2010.

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13   
14 Robin Trujillo  
Deputy Real Estate Commissioner

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25  
26 cc: RESCOM MORTGAGE INC.  
27 Robin Trujillo  
Sacto.