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SEP - 8 2011
DEPARTMENT OF REAL ESTATE

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BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of) No. H-37414 LA
MATTHEW SANTOLI,)
Respondent.)

ORDER ACCEPTING VOLUNTARY SURRENDER OF REAL ESTATE LICENSE

On July 28, 2011, an Accusation was filed in this matter against Respondent MATTHEW SANTOLI.

On August 16, 2011, Respondent petitioned the Commissioner to voluntarily surrender his real estate broker license pursuant to Section 10100.2 of the Business and Professions Code.

IT IS HEREBY ORDERED that Respondent MATTHEW SANTOLI'S petition for voluntary surrender of his real estate broker license is accepted as of the effective date of this Order as set forth below, based upon the understanding and agreement expressed in Respondent's Declaration dated August 16, 2011 (attached as Exhibit "A" hereto). Respondent's license certificate, pocket


1 card and any branch office license certificates shall be sent to
2 the below listed address so that they reach the Department on or
3 before the effective date of this Order:

4 Department of Real Estate
5 Atten: Licensing Flag Section
6 P.O. Box 187000
7 Sacramento, CA 95818-7000

8 This Order shall become effective at 12 o'clock noon
9 on September 28, 2011.

10 DATED: 9/1/11

11 BARBARA J. BIGBY
12 Acting Real Estate Commissioner

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BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of)	No. H-37414 LA
MATTHEW SANTOLI,)	
)	
)	
Respondent.)	

DECLARATION

My name is MATTHEW SANTOLI, and I am currently licensed as a real estate broker and/or have license rights with respect to said license. I am representing myself in this matter.

In lieu of proceeding in this matter in accordance with the provisions of the Administrative Procedure Act (Sections 11400 et seq., of the Government Code), I wish to voluntarily surrender my real estate license issued by the Department of Real Estate ("Department"), pursuant to Business and Professions Code Section 10100.2.

///

1 I understand that by so voluntarily surrendering my
2 license, I may be relicensed as a broker or as a salesperson only
3 by petitioning for reinstatement pursuant to Section 11522 of the
4 Government Code. I also understand that by so voluntarily
5 surrendering my license, I agree to the following:

6 1. The filing of this Declaration shall be deemed as
7 my petition for voluntary surrender.

8 2. It shall also be deemed to be an understanding and
9 agreement by me that I waive all rights I have to require the
10 Commissioner to prove the allegations contained in the Accusation
11 filed in this matter at a hearing held in accordance with the
12 provisions of the Administrative Procedure Act (Government Code
13 Sections 11400 et seq.), and that I also waive other rights
14 afforded to me in connection with the hearing such as the right
15 to discovery, the right to present evidence in defense of the
16 allegations in the Accusation and the right to cross-examine
17 witnesses.

18 3. I further agree that upon acceptance by the
19 Commissioner, as evidenced by an appropriate order, all
20 affidavits and all relevant evidence obtained by the Department
21 in this matter prior to the Commissioner's acceptance, and all
22 allegations contained in the Accusation filed in the Department
23 Case No. H-37414 LA, may be considered by the Department to be
24 true and correct for the purpose of deciding whether to grant
25 relicensure or reinstatement pursuant to Government Code Section
26 11522.


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4. I freely and voluntarily surrender all my licenses and license rights under the Real Estate Law.

5. A copy of the Commissioner's Criteria of Rehabilitation is attached hereto. If and when a petition application is made for reinstatement of a surrendered license, the Real Estate Commissioner will consider as one of the criteria of rehabilitation, whether or not restitution has been made to any person who has suffered monetary losses through "substantially related" acts or omissions of Respondent, whether or not such persons are named in the Accusation filed in this case.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct and that this declaration was executed on 8/16/, 2011, at 1 PM, New York.



MATTHEW SANTOLLI

1 MARTHA J. ROSETT, Counsel (SBN 142072)
2 Department of Real Estate
3 320 West Fourth St., #350
4 Los Angeles, CA 90013-1105

5 (213) 576-6982
6 (213) 620-6430

FILED
JUL 28 2011
DEPARTMENT OF REAL ESTATE

By C.2

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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-37414 LA
13)
14 MATTHEW SANTOLI,) ACCUSATION
15) Respondent.)

16
17 The Complainant, Robin Trujillo, a Deputy Real Estate Commissioner of the
18 State of California, for cause of Accusation against MATTHEW SANTOLI (hereinafter
19 "Respondent"), is informed and alleges as follows:

20 1.

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

23 2.

24 At all times herein mentioned, Respondent was and still is licensed and/or has
25 license rights under the Real Estate Law (Part 1 of Division 4 of the Business and Professions
26 Code) as a real estate broker. Respondent was first licensed by the Department as a broker on or
27 about October 17, 2007.

3.

On or about October 1, 2008, pursuant to order of the Commissioner of Banks, State of North Carolina, Wake County, Respondent's mortgage loan officer license in the State of North Carolina was permanently revoked. In addition, Respondent was forever barred from engaging in a residential mortgage lending business in any capacity, including a mortgage broker, exclusive mortgage broker, mortgage banker, qualifying individual, control person, managing principal, branch manager, loan officer or limited loan officer as those terms are defined under the Mortgage Lending Act of that state. The basis for Respondent's discipline involved his conduct, acts and/or omissions as managing principal for North American Real Estate Services, Inc.

4.

The discipline of Respondent's license to practice law based upon conduct, acts and/or omissions as managing principal of a corporate licensee would constitute grounds for discipline in this state, and therefore constitutes cause for the revocation or suspension of Respondent's license and/or license rights pursuant to Business and Professions Code Section 10177(f).

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

6 Dated at Los Angeles, California

7 this 15 day of July, 2011.

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10 _____
11 Robin Trujillo
12 Deputy Real Estate Commissioner
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23 cc: Matthew Santoli
24 Robin Trujillo
25 Sacto.
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