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FILED

SEP 12 2012

DEPARTMENT OF REAL ESTATE

BY: 

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

\* \* \*

In the Matter of the Accusation of ) No. H-37700 LA  
)  
**DOWNEY ON-LINE BROKERS INCORPORATED,**) OAH NO. 2012010448  
)  
**doing business as Re/Max On Line;**)  
)  
FILIBERTO LIMON, individually and )  
)  
as designated officer for Downey )  
)  
On-Line Brokers Incorporated, )  
)  
Respondent(s).

ORDER ACCEPTING VOLUNTARY SURRENDER OF REAL ESTATE LICENSE

On November 30, 2011, an Accusation was filed in this matter against Respondent DOWNEY ON-LINE BROKERS INCORPORATED.

On July 10, 2012, Respondent petitioned the Commissioner to voluntarily surrender its real estate corporation license(s) pursuant to Section 10100.2 of the Business and Professions Code.

IT IS HEREBY ORDERED that Respondent DOWNEY ON-LINE BROKERS INCORPORATED's petition for voluntary surrender of its real estate corporation license(s) 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

1 dated July 10, 2012 (attached as Exhibit "A" hereto).  
2 Respondent's license certificate(s), pocket card(s) and any  
3 branch office license certificate(s) shall be sent to the below  
4 listed address so that they reach the Department on or before the  
5 effective date of this Order:

6  
7 DEPARTMENT OF REAL ESTATE  
8 Attn: Licensing Flag Section  
9 P. O. Box 187000  
10 Sacramento, CA 95818-7000

11 This Order shall become effective at 12 o'clock noon  
12 on OCT 02 2012, 2012.

13 DATED: 8/27, 2012

14 Real Estate Commissioner

15   
16 By WAYNE S. BELL  
17 Chief Counsel  
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EXHIBIT A

DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

\* \* \* \* \*

In the Matter of the Accusation

No. H-37700 LA  
No. L-2012010448

DOWNEY ON-LINE BROKERS )  
INCORPORATED, doing business )  
As Re/Max On Line; FILIBERTO )  
LIMON, individually, and as )  
Designated officer for )  
Downey On-Line Brokers )  
Incorporated, )  
 )  
 )  
Respondents. )

My name is Filiberto Limon, and I am currently an officer of DOWNEY ON-LINE BROKERS INCORPORATED, which is licensed as a real estate broker and/or has license rights with respect to said license. I am authorized and empowered to sign this declaration on behalf of DOWNEY ON-LINE BROKERS INCORPORATED.

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) DOWNEY ON-LINE BROKERS INCORPORATED wishes to voluntarily surrender its real estate

1 license issued by the Department of Real Estate ("Department"),  
2 pursuant to Business and Professions Code Section 10100.2.

3 I understand that DOWNEY ON-LINE BROKERS INCORPORATED,  
4 by so voluntarily surrendering its license, can only have it  
5 reinstated in accordance with the provisions of Section 11522 of  
6 the Government Code. I also understand that by so voluntarily  
7 surrendering its license, DOWNEY ON-LINE BROKERS INCORPORATED  
8 agrees to the following:

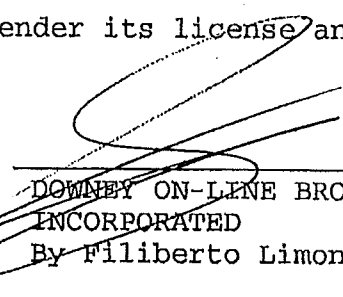
9 The filing of this Declaration shall be deemed as its  
10 petition for voluntary surrender. It shall also be deemed to be  
11 an understanding and agreement by DOWNEY ON-LINE BROKERS  
12 INCORPORATED that, it waives all rights it has to require the  
13 Commissioner to prove the allegations contained in the Accusation  
14 filed in this matter at a hearing held in accordance with the  
15 provisions of the Administrative Procedure Act (Government Code  
16 Sections 11400 et seq.), and that it also waives other rights  
17 afforded to it in connection with the hearing such as the right  
18 to discovery, the right to present evidence in defense of the  
19 allegations in the Accusation and the right to cross-examine  
20 witnesses. I further agree on behalf of DOWNEY ON-LINE BROKERS  
21 INCORPORATED that upon acceptance by the Commissioner, as  
22 evidenced by an appropriate order, all affidavits and all  
23 relevant evidence obtained by the Department in this matter prior  
24 to the Commissioner's acceptance, and all allegations contained  
25 in the Accusation filed in the Department Case No. H-37700 LA,  
26 may be considered by the Department to be true and correct for  
27

1 the purpose of deciding whether or not to grant reinstatement of  
2 DOWNEY ON-LINE BROKERS INCORPORATED's license pursuant to  
3 Government Code Section 11522.

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

12 I declare under penalty of perjury under the laws of  
13 the State of California that the above is true and correct, and  
14 that I am acting freely and voluntarily on behalf of DOWNEY ON-  
15 LINE BROKERS INCORPORATED to surrender its license and all  
16 license rights attached thereto.

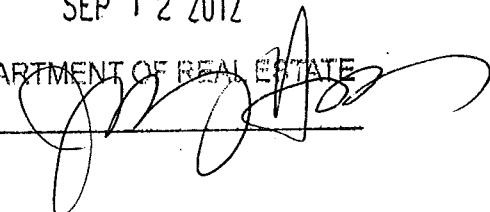
17 DATE: July 10, 2012

18   
19 DOWNEY ON-LINE BROKERS  
20 INCORPORATED  
21 By Filiberto Limon  
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DEPARTMENT OF REAL ESTATE  
BY: 

BEFORE THE DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

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In the Matter of the Accusation of )

DOWNEY ON-LINE BROKERS INCORPORATED, )  
doing business as Re/Max On-Line; )  
**FILIBERTO LIMON, individually and** )  
**as designated officer for Downey** )  
**On-Line Brokers Incorporated,** )

No. H-37700 LA  
L-2012010448

Respondents.

ORDER ACCEPTING VOLUNTARY SURRENDER OF REAL ESTATE LICENSE

On November 30, 2011, an Accusation was filed in this matter against Respondent FILIBERTO LIMON.

On July 12, 2012, Respondent petitioned the Commissioner to voluntarily surrender his real estate broker license(s) pursuant to Section 10100.2 of the Business and Professions Code.

IT IS HEREBY ORDERED that Respondent FILIBERTO LIMON's petition for voluntary surrender of his real estate broker license(s) 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 July 11, 2012,

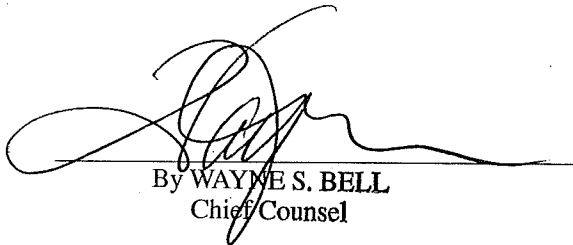
1 (attached as Exhibit "A" hereto). Respondent's license  
2 certificate and pocket card shall be sent to the below listed  
3 address so that they reach the Department on or before the  
4 effective date of this Order:

5 DEPARTMENT OF REAL ESTATE  
6 Attn: Licensing Flag Section  
7 P. O. Box 187000  
8 Sacramento, CA 95818-7000

9 This Order shall become effective at 12 o'clock noon  
10 on OCT 02 2012

11 DATED: 8/28/2012

12  
13 Real Estate Commissioner

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16 By WAYNE S. BELL  
17 Chief Counsel  
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DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

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In the Matter of the Accusation

No. H-37700 LA  
No. L-2012010448

DOWNEY ON-LINE BROKERS )  
INCORPORATED, doing business )  
As Re/Max On Line; FILIBERTO )  
LIMON, individually, and as )  
Designated officer for )  
Downey On-Line Brokers )  
Incorporated, )

Respondents. )

DECLARATION

My name is FILIBERTO LIMON, 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(s) issued by the Department of

1 Real Estate ("Department"), pursuant to Business and Professions  
2 Code Section 10100.2.

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

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

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

20 3. I further agree that upon acceptance by the  
21 Commissioner, as evidenced by an appropriate order, all  
22 affidavits and all relevant evidence obtained by the Department  
23 in this matter prior to the Commissioner's acceptance, and all  
24 allegations contained in the Accusation filed in the Department  
25 Case No. H-37700 LA, may be considered by the Department to be  
26 true and correct for the purpose of deciding whether to grant re-

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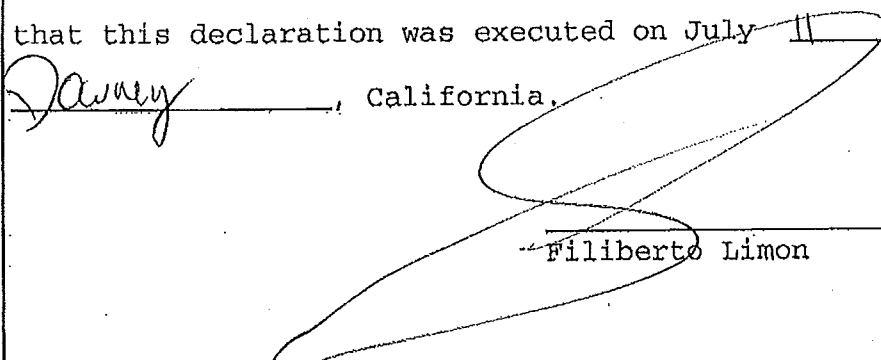
1 licensure or reinstatement pursuant to Government Code Section  
2 11522.

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

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

14 I declare under penalty of perjury under the laws of  
15 the State of California that the above is true and correct and  
16 that this declaration was executed on July 11, 2012, at

17 San Jose, California.

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20 Filiberto Limon  
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