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1 DIANE LEE, Counsel (SBN 247222)
2 Department of Real Estate
3 320 West 4th Street, Suite 350
4 Los Angeles, California 90013
5 Telephone: (213) 576-6982
6 (Direct) (213) 576-6907

FILED

JUL 24 2012

DEPARTMENT OF REAL ESTATE
BY: *Zm Ga*

8 BEFORE THE DEPARTMENT OF REAL ESTATE
9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Accusation of) No. H-38285 LA
12)
13 ALVINA DELOURDES HIZNAY,) A C C U S A T I O N
14) Respondent.)

15 The Complainant, Robin Trujillo, a Deputy Real Estate
16 Commissioner of the State of California for cause of Accusation
17 against ALVINA DELOURDES HIZNAY ("Respondent") alleges as
18 follows:

19 1.

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

23 2.

24 Respondent is presently licensed and/or has license
25 rights under the Real Estate Law, Part 1 of Division 4 of the
26 California Business and Professions Code as a real estate
27 broker.

1 (CRIMINAL CONVICTIONS)

2 3.

3 On or about February 8, 2011, in the Superior Court of
4 California, County of Los Angeles, in case no. 9LT05402,
5 Respondent was convicted of violating of California Vehicle Code
6 Section 23152(b) (driving with a blood alcohol level of 0.08
7 percent or greater) and California Penal Code Section 148(a)(1)
8 (obstructing a public officer), both misdemeanors. These crimes
9 are substantially related to the qualifications, functions, or
10 duties of a real estate licensee under Section 2910, Title 10,
11 Chapter 6, California Code of Regulations.

12 4.

13 On or about September 12, 2011, in the Superior Court
14 of California, County of Los Angeles, in case no. BA383517,
15 Respondent was convicted of violating of California Vehicle Code
16 Section 23152(b) (driving with a blood alcohol level of 0.08
17 percent or greater), a felony. This crime is substantially
18 related to the qualifications, functions, or duties of a real
19 estate licensee under Section 2910, Title 10, Chapter 6,
20 California Code of Regulations.

21 5.

22 In aggravation, on or about September 13, 2002, in the
23 Superior Court of California, County of Los Angeles, in case no.
24 2CH00453, Respondent was convicted of violating of California
25 Vehicle Code Section 23103 (reckless driving), a misdemeanor.

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1 6.

2 In aggravation, on or about February 28, 2007, in the
3 Superior Court of California, County of Los Angeles, in case no.
4 7GN00554, Respondent was convicted of violating of California
5 Vehicle Code Section 23152(b) (driving with a blood alcohol
6 level of 0.08 percent or greater), a misdemeanor.

7 7.

8 The crimes of which Respondent was convicted, as
9 described above, constitute cause under California Business and
10 Professions Code Sections 490 and 10177(b) for the suspension or
11 revocation of the license and license rights of Respondent under
12 the Real Estate Law.

13 California Business and Professions Code Section 10106
14 provides, in pertinent part, that in any order issued in
15 resolution of a disciplinary proceeding before the department,
16 the Commissioner may request the administrative law judge to
17 direct a licensee found to have committed a violation of this
18 part to pay a sum not to exceed the reasonable costs of
19 investigation and enforcement of the case.

20 WHEREFORE, Complainant prays that a hearing be
21 conducted on the allegations of this Accusation and that upon
22 proof thereof, a decision be rendered imposing disciplinary
23 action against all licenses and/or license rights under the Real
24 Estate Law (Part 1 of Division 4 of the California Business and
25 Professions Code) of Respondent ALVINA DELOURDES HIZNAY for the
26 cost of investigation and enforcement as permitted by law, and
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1 for such other and further relief as may be proper under
2 applicable provisions of law.

3 Dated at Los Angeles, California: July 18, 2012.
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7 Robin Trujillo
8 Deputy Real Estate Commissioner
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25 cc: ALVINA DELOURDES HIZNAY
26 Robin Trujillo
27 Sacto.