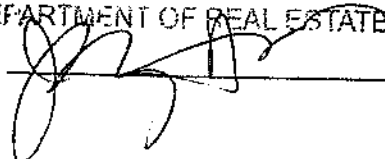


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FILED

SEP 21 2012

DEPARTMENT OF REAL ESTATE
BY: 

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

* * *

11 In the Matter of the Application of) NO. H-38435 LA
12)
13 JEFRE LEE TOLBERT,) STATEMENT OF ISSUES
14)
15 Respondent.)

16 The Complainant, Robin Trujillo, a Deputy Real Estate
17 Commissioner of the State of California, for Statement of Issues
18 against JEFRE LEE TOLBERT, a.k.a. Joel Zane Rosborough or Jason
19 Lee Tolbert or Jefre Jon Stein or Jeffrey Tolbert
20 ("Respondent"), is informed and alleges as follows:

21 1.

22 The Complainant, Robin Trujillo, a Deputy Real Estate
23 Commissioner of the State of California, makes this Statement of
24 Issues against Respondent in her official capacity.

25 2.

26 On or about May 2, 2011, Respondent made an
27 application to the Department of Real Estate of the State of

1 California for a real estate salesperson license.

2 (Criminal Convictions)

3 3.

4 On or about January 23, 2009, in the Superior Court of
5 the State of California, County of Siskiyou, in Case No.
6 YKMSTR08-896, Respondent pled guilty and was convicted of
7 violating Vehicle Code Section 14601.5(A) (driving when
8 privilege suspended or revoked for refusing chemical test or
9 driving with excessive blood alcohol), a misdemeanor.
10 Respondent was ordered to pay fines.

11 4.

12 On or about November 7, 2008, in the Superior Court of
13 the State of California, County of Orange, in Case No.
14 08WM10617, Respondent pled guilty and was convicted of violating
15 Vehicle Code Section 14601.2(A) (driving when privilege
16 suspended or revoked for driving under the influence with
17 excessive blood alcohol or when addicted), a misdemeanor.
18 Respondent was sentenced to three years probation, ten days in
19 jail, and ordered to pay fines.

20 5.

21 On or about August 15, 2008, in the Superior Court of
22 the State of California, County of Orange, in Case No.
23 08HM03808, Respondent pled guilty and was convicted of violating
24 Vehicle Code Section 23152(A) (driving under the influence of
25 drugs or alcohol), a misdemeanor, with an enhancement for
26 violation of Vehicle Code Section 23582 (speeding). Respondent
27 was sentenced to three years probation; ten days of Cal Trans

1 community service; ordered to complete a three-month First
2 Offender Alcohol Program; ordered to complete Mothers Against
3 Drunk Driving; and ordered to pay fines.

4 6.

5 On or about October 31, 2005, in the Superior Court of
6 the State of California, County of Los Angeles, in Case No.
7 5LC05197, Respondent pled *nolo contendere* and was convicted of
8 violating Vehicle Code Section 12500(A) (unlawful to drive
9 unless licensed), a misdemeanor). Respondent was sentenced to
10 twelve months probation and ordered to pay fines (or perform
11 five days of community service.

12 7.

13 On or about June 8, 1999, in the Superior Court of the
14 State of California, County of Los Angeles, in Case No.
15 8LL07898, Respondent pled guilty and was convicted of violating
16 Vehicle Code Section 14601.1(A) (driving when privilege
17 suspended or revoked for other reasons), a misdemeanor.
18 Respondent was sentenced to one year probation, ten days in
19 jail, and ordered to pay fines.

20 8.

21 On or about April 22, 1999, in the Superior Court of
22 the State of California, County of Los Angeles, in Case No.
23 8LL07698, Respondent pled *nolo contendere* and was convicted of
24 violating Vehicle Code Section 14601(A) (driving when privilege
25 suspended or revoked), a misdemeanor. Respondent was sentenced
26 to three years probation, and ordered to pay fines (or serve 20
27 days in jail).

1 9.

2 On or about May 5, 1998, in the Superior Court of the
3 State of California, County of Los Angeles, in Case No.
4 7LC05177, Respondent pled guilty and was convicted of violating
5 Vehicle Code Section 14601.1(A) (driving when privilege
6 suspended or revoked for other reasons), a misdemeanor.
7 Respondent was sentenced to three years probation, 22 days in
8 jail, and ordered to pay fines.

9 10.

10 On or about December 16, 1997, in the Superior Court
11 of the State of California, County of Los Angeles, in Case No.
12 7LC04090, Respondent pled *nolo contendere* and was convicted of
13 violating Vehicle Code Section 12500(A) (unlawful to drive
14 unless license), a misdemeanor).

15 11.

16 On or about December 15, 1997, in the Superior Court
17 of the State of California, County of Los Angeles, in Case No.
18 6LL08387, Respondent pled *nolo contendere* and was convicted of
19 violating Vehicle Code Section 14601.1(A) (driving when
20 privilege suspended or revoked for other reasons), a
21 misdemeanor. Respondent was sentenced to one year probation,
22 ten days in jail, and ordered to pay fines.

23 12.

24 On or about April 23, 1997, in the Superior Court of
25 the State of California, County of Los Angeles, in Case No.
26 6LC03228, Respondent pled *nolo contendere* and was convicted of
27 violating Vehicle Code Section 14601.1(A) (driving when

1 privilege suspended or revoked for other reasons), a
2 misdemeanor. Respondent was sentenced to three years probation,
3 20 days Cal Trans, and ordered to pay fines.

4 13.

5 On or about July 12, 1996, in the Superior Court of
6 the State of California, County of Los Angeles, in Case No.
7 6LM06017, Respondent pled *nolo contendere* and was convicted of
8 violating Penal Code Section 242 (battery), a misdemeanor.
9 Respondent was sentenced to three years probation, ten days
10 community service, and ordered to pay fines. In addition,
11 Respondent was ordered to not molest, annoy, vex, harass, harm
12 or strike the victim.

13 14.

14 On or about March 15, 1996, in the Superior Court of
15 the State of California, County of Los Angeles, in Case No.
16 6LM02301, Respondent was convicted of violating Long Beach
17 Municipal Code 9.22.10 (public intoxication), a misdemeanor.
18 Respondent pled *nolo contendere* and was sentenced to one day in
19 jail.

20 15.

21 On or about January 24, 1996, in the Superior Court of
22 the State of California, County of Los Angeles, in Case No.
23 95M09108, Respondent was convicted of violating Vehicle Code
24 Section 14601.1(A) (driving when privilege suspended or revoked
25 for other reasons), a misdemeanor. Respondent pled *nolo*
26 *contendere* and was sentenced to one year probation, fifteen days
27 in jail, and ordered to pay fines.

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16.

On or about March 8, 1995, in the Superior Court of the State of California, County of Los Angeles, in Case No. X58477, Respondent pled guilty and was convicted of violating Penal Code Section 853.7 (failure to appear) in violation of the terms of the March 15, 1996 sentence described in Paragraph 14 above. Respondent was sentenced to three days in jail.

17.

On or about February 16, 1993, in the Superior Court of the State of California, County of Los Angeles, in Case No. 93M00937, Respondent pled *nolo contendere* and was convicted of violating Penal Code Section 12025(A)(2) (carrying a concealed weapon), a misdemeanor. Respondent was one year probation and ten days in jail.

18.

These crimes, by their facts and circumstances, bear a substantial relationship under Section 2910, Title 10, Chapter 6, California Code of Regulations, to the qualifications, functions or duties of a real estate licensee.

19.

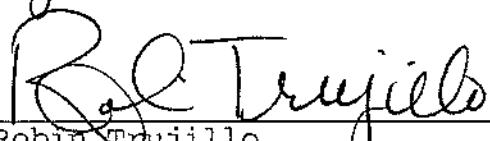
The crimes of which Respondent was convicted, are cause for denial of Respondent's application for a real estate license under Business and Professions Code Sections 475(a)(2), 480(a), and 10177(b).

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1 WHEREFORE, the Complainant prays that the above-
2 entitled matter be set for hearing and, upon proof of the
3 charges contained herein, that the Commissioner refuse to
4 authorize the issuance of, and deny the issuance of, a real
5 estate salesperson license to Respondent, JEFRE LEE TOLBERT, and
6 for such other and further relief as may be proper in the
7 premises.

8 Dated at Los Angeles, California

9 this 28 day of August, 2012.

10 
11 Robin Trujillo
12 Deputy Real Estate Commissioner
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23 CC: JEFRE LEE TOLBERT
24 Tanya Monique Burns
25 Robin Trujillo
26 Sacto
27