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FILED

NOV - 6 2012

DEPARTMENT OF REAL ESTATE

BY: *[Signature]*

8 BEFORE THE DEPARTMENT OF REAL ESTATE
9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Accusation of) No. H-38526 LA
12 FRANK ESPINOZA,) A C C U S A T I O N
13 Respondent.)
14 _____)

15 The Complainant, Robin Trujillo, a Deputy Real Estate
16 Commissioner of the State of California for cause of Accusation
17 against FRANK ESPINOZA aka Frank Espinoza, Jr. ("Respondent")
18 alleges as 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 presently has license rights under the Real
25 Estate Law, Part 1 of Division 4 of the California Business and
26 Professions Code, as a real estate broker.

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1 (CRIMINAL CONVICTIONS)

2 3.

3 On or about March 11, 2010, in the Superior Court of
4 California, County of Los Angeles, in case no. 0JB02090,
5 Respondent was convicted of violating California Penal Code
6 Sections 243(e)(1) (battery), a misdemeanor. This crime is
7 substantially related to the qualifications, functions, or
8 duties of a real estate licensee under Section 2910, Title 10,
9 Chapter 6, California Code of Regulations.

10 4.

11 On or about June 6, 2012, in the Superior Court of
12 California, County of Orange, in case no. 11NF2507 F A,
13 Respondent was convicted of violating California Penal Code
14 Sections 273.5(a)/274.5(e)(1) (domestic battery causing injury
15 with prior domestic battery conviction), a felony, and 166(c)(1)
16 (violation of protective order), a misdemeanor. These crimes
17 are substantially related to the qualifications, functions, or
18 duties of a real estate licensee under Section 2910, Title 10,
19 Chapter 6, California Code of Regulations.

20 5.

21 The crimes of which Respondent was convicted, as
22 described above, constitute cause under California Business and
23 Professions Code Sections 490 and 10177(b) for the suspension or
24 revocation of the license and license rights of Respondent under
25 the Real Estate Law.

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

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

Dated at Los Angeles, California: Nov. 5, 2012.


Robin Trujillo
Deputy Real Estate Commissioner

cc: FRANK ESPINOZA
Robin Trujillo
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