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FILED

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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-38556 LA
12 DONNA LEE PLOUGH,)
13 Respondent.) A C C U S A T I O N
14 _____)

15 The Complainant, Robin Trujillo, a Deputy Real Estate
16 Commissioner of the State of California for cause of Accusation
17 against DONNA LEE PLOUGH, a.k.a. Donna Lee Cartwright
18 ("Respondent"), 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 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 3.

2 On or about December 1, 2011 in the Superior Court of
3 California, County of Los Angeles, in Case No. 1MP06132,
4 Respondent pled *nolo contendere* and was convicted of violating
5 California Vehicle Code Section 23152 (b) (driving under the
6 influence with greater than .08 percent BAC) and California
7 Penal Code Section 273A(B) (willful harm to a child), both
8 misdemeanors. Respondent also admitted to a prior misdemeanor
9 conviction in 2007 pursuant to Penal Code Section 1170.12(1)-(D)
10 and 667(B)-(I), and 1170 (H)(3) in Case No. 7SY04711 for
11 violation of California Vehicle Code Section 23152(b) (driving
12 under the influence with greater than .08% blood alcohol
13 content). Respondent was sentenced to 60 months summary
14 probation; ordered to serve one day in county jail; ordered to
15 pay fines and ordered to enroll in an 18 month licensed second
16 offender alcohol and other drug and education counseling
17 program.

18 4.

19 The conviction described in Paragraph 3, by its facts
20 and circumstances, bears a substantial relationship under
21 Section 2910, Title 10, Chapter 6, California Code of
22 Regulations to the qualifications, functions or duties of a real
23 estate licensee.

24 5.

25 The crime, of which Respondent was convicted, as
26 described in Paragraph 3, constitutes cause under California
27 Business and Professions Code Sections 490 and 10177(b) for the

1 suspension or revocation of the license and license rights of
2 Respondent under the Real Estate Law.

3 6.

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

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

10 Dated at Los Angeles, California

11 this 14 day of September, 2012.

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14 Robin Trujillo
15 Deputy Real Estate Commissioner
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25 CC: DONNA LEE PLOUGH
26 Robin Trujillo
27 Sacto.