

FILED

DEC - 5 2012

DEPARTMENT OF REAL ESTATE

BY: Jana B. Wilson

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BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of

MILLER KIDEYS INC,

Respondent.

No. H-38587 LA

A C C U S A T I O N

The Complainant, Maria Suarez, a Deputy Real Estate
Commissioner of the State of California, for cause of Accusation
against MILLER KIDEYS INC, alleges as follows:

I

The Complainant, Maria Suarez, acting in her official
capacity as a Deputy Real Estate Commissioner of the State of
California, makes this Accusation against MILLER KIDEYS INC.

II

MILLER KIDEYS INC (hereinafter referred to as
"Respondent") is presently licensed and/or has license rights
under the Real Estate Law (Part 1 of Division 4 of the Business
and Professions Code, hereinafter "Code") as a real estate

1 corporation. Respondent has not had a designated broker-officer
2 since May 17, 2011.

3 III

4 Beginning at an unknown time and continuing to at least
5 September 11, 2012, Respondent solicited borrowers to negotiate
6 loans secured by real property on a website located at
7 <http://www.millerkideys.com>. On May 30, 2012, Veronica K. called
8 the phone number listed on this website and talked to an Ian
9 Tamer Kideys, an unlicensed individual who offered to negotiate a
10 loan.

11 IV

12 The website at <http://www.millerkideys.com> falsely
13 claimed that Respondent had the license number "364585"
14 registered with the National Mortgage Licensing System ("NMLS").
15 This license number does not exist with the NMLS and Respondent
16 has never been licensed with the NMLS in any capacity.

17 V

18 Solicitation of borrowers to negotiate loans secured by
19 real property is activity requiring a real estate broker license,
20 pursuant to Code Section 10131(d). Since Respondent had no
21 broker after May 17, 2011, the continued solicitation of
22 borrowers through Respondent's website, as described in paragraph
23 III above, violates Code Section 10130 and subjects Respondent's
24 real estate license and license rights to suspension or
25 revocation pursuant to Code Sections 10177(d) and/or 10177(g).

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VI

The listing of a false license number by Respondent, as described in paragraph IV above, violates Code Section 10140.6(b) and subjects its real estate license and license rights to suspension or revocation pursuant to Sections 10176(a), 10177(d) and/or 10177(g) of the Code.

VII

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 the investigation and enforcement of the case.

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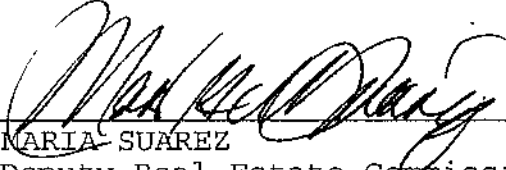
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1 WHEREFORE, Complainant prays that a hearing be
2 conducted on the allegations of this Accusation and that upon
3 proof thereof, a decision be rendered imposing disciplinary
4 action against all the licenses and license rights under the Real
5 Estate Law of Respondent MILLER KIDEYS INC, for the cost of
6 investigation and enforcement as permitted by law, and for such
7 other and further relief as may be proper under other applicable
8 provisions of law.

9
10 Dated at Los Angeles, California
11 this 28 day of November, 2012.

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15 MARIA SUAREZ
16 Deputy Real Estate Commissioner
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25 cc: Miller Kideys Inc
26 Maria Suarez
27 Sacto.