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MARTHA J. ROSETT, Counsel (SBN 142072)
Department of Real Estate
320 West Fourth Street, Ste. 350
Los Angeles, California 90013-1105

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DEPARTMENT OF REAL ESTATE
BY: Jana B. Tran

BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

In the Matter of the Accusation of)	No. H-38654 LA
)	
ERICK GIOVONNI BURTON,)	<u>ACCUSATION</u>
)	
)	
Respondent.)	

The Complainant, Robin Trujillo, a Deputy Real Estate Commissioner of the State of California, for cause of Accusation against Respondent ERICK GIOVONNI BURTON, is informed and alleges as follows:

1.

The Complainant, Robin Trujillo brings this Accusation in her official capacity.

2.

Respondent ERICK GIOVONNI BURTON (hereinafter "BURTON"), is presently licensed, and/or has license rights under the Code, as a real estate broker. Respondent BURTON has been licensed by the Department as a real estate broker since July 23, 2002, and was licensed as a salesperson before that time.

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3.

Respondent BURTON has also been the designated broker-officer of the following expired corporate real estate broker licenses: 1st Financial Services Inc., Lumen Capital Group Inc., Lumen Real Estate Inc.

4.

At all times relevant herein, the main office address and location of the principal place of business maintained by Respondent BURTON with the Department was and is 1 World Trade Center, 8th Floor, Long Beach, CA 90831.

5.

On February 7, 2012 and April 13, 2012, representatives of the Department attempted to contact Respondent BURTON at his main office address on record with the Department, at 1 World Trade Center, 8th Flr., Long Beach, CA 90831. On February 7, 2012, a representative of the Department mailed a letter to Respondent at his main office address. This letter was returned by the post office marked, "Attempted not known. Unable to forward." On April 13, 2012, representatives of the Department visited BURTON's main office address. At that time, the representatives discovered that BURTON never inhabited or used 1 World Trade Center, 8th Flr., Long Beach, CA 90831 and did not maintain an office out of which he conducted real estate activities at that location.

6.

Beginning on or before February 7, 2012, and continuing to the present time, Respondent BURTON failed to maintain on file with the Department an address for an office constituting his principal place of business, in California. In addition, the information he provided to the Department was false and misleading.

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2 The conduct, acts and/or omissions of Respondent BURTON, in failing to
3 maintain on file with the Department an address for an office constituting his principal place of
4 business in California, as described above, was in violation of Regulation 2715 and Code Section
5 10162, and constitutes cause for the suspension or revocation of Respondent BURTON's license
6 and license rights under the provisions of Code Sections 10165 and 10177(d).

7
8 8.

9 The conduct, acts and/or omissions of Respondent BURTON, in failing to
10 maintain on file with the Department an address for an office constituting his principal place of
11 business in California, as described above, was in violation of Regulation 2715 and Code Section
12 10162, and constitutes cause for the suspension or revocation of Respondent BURTON's license
13 and license rights under the provisions of Code Sections 10165, 10177(d), 10176(i) and/or
14 10177(g).

15 WHEREFORE, Complainant prays that a hearing be conducted on the allegations
16 of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary
17 action against all licenses and/or license rights of Respondent ERICK GIOVONNI BURTON,
18 for costs of enforcement, and for such other and further relief as may be proper under other
19 applicable provisions of law.

20 Dated at Los Angeles, California,
21 this 1 day of November, 2012

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25 Robin Trujillo
26 Deputy Real Estate Commissioner
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cc: Erick Giovanni Burton
Robin Trujillo
Sacto.

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