

1 Bureau of Real Estate
2 320 West Fourth Street, #350
3 Los Angeles, California 90013

FILED

MAY 06 2014

BUREAU OF REAL ESTATE

By *J. Angelo*

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7 BEFORE THE BUREAU OF REAL ESTATE

8 STATE OF CALIFORNIA

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10 In the Matter of the Accusation of)
11) CalBRE No. H-38752 LA
12) OAH No. 2013051044
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24)
RELIABLE LENDING CONSULTANTS, INC.)
and PAUL DAVID CRONIN,)
Respondents.)
STIPULATION AND
AGREEMENT

15 It is hereby stipulated by and between Respondent PAUL
16 DAVID CRONIN, represented by Joseph Angelo, Esq., and the
17 Complainant, acting by and through Lissete Garcia, Counsel for the
18 Bureau of Real Estate, as follows for the purpose of settling and
19 disposing of the Accusation in this matter, filed on March 06,
20 2013:

21 1. All issues which were to be contested and all
22 evidence which was to be presented by Complainant and Respondent
23 PAUL DAVID CRONIN ("Respondent") at a formal hearing on the
24 Accusation, which hearing was to be held in accordance with the

1 provisions of the Administrative Procedure Act (APA), shall
2 instead and in place thereof be submitted solely on the basis of
3 the provisions of this Stipulation and Agreement (Stipulation).

4 2. Respondent has received, read, and understands the
5 Statement to Respondent, the Discovery Provisions of the APA and
6 the Accusation filed by the Bureau of Real Estate in this
7 proceeding.

8 3. Respondent filed a Notice of Defense pursuant to
9 Section 11506 of the Government Code for the purpose of requesting
10 a hearing on the allegations in the Accusation. Respondent hereby
11 freely and voluntarily withdraws said Notice of Defense.
12 Respondent acknowledges that he understands that by withdrawing
13 said Notice of Defense, he thereby waives his right to require the
14 Commissioner to prove the allegations in the Accusation at a
15 contested hearing held in accordance with the provisions of the
16 APA and that he will waive other rights afforded to him in
17 connection with the hearing such as the right to present evidence
18 in his defense and the right to cross-examine witnesses.

19 4. This Stipulation is based on the factual allegations
20 contained in the Accusation. In the interest of expedience and
21 economy, Respondent chooses not to contest these allegations, but
22 to remain silent and understands that, as a result thereof, these
23 factual allegations, without being admitted or denied, will serve
24 as a prima facie basis for the disciplinary action stipulated to

1 herein. The Real Estate Commissioner shall not be required to
2 provide further evidence to prove said factual allegations.

3 5. This Stipulation is based on Respondent's decision
4 not to contest the allegations set forth in the Accusation as a
5 result of the agreement negotiated between the parties. This
6 Stipulation is expressly limited to this proceeding and any
7 further proceeding initiated by or brought before the Bureau of
8 Real Estate based upon the factual allegations in the Accusation
9 and is made for the sole purpose of reaching an agreed disposition
10 of this proceeding. The decision of Respondent PAUL DAVID CRONIN
11 not to contest the allegations contained in the "Order" herein
12 below, is made solely for the purpose of effectuating this
13 Stipulation. It is the intent and understanding of the parties
14 that this Stipulation shall not be binding or admissible against
15 Respondent in any action against Respondent by third parties.

16 6. It is understood by the parties that the Real Estate
17 Commissioner may adopt the Stipulation as his Decision in this
18 matter thereby imposing the penalty and sanctions on Respondent
19 PAUL DAVID CRONIN's real estate license, licenserights, and
20 mortgage loan originator ("MLO") license endorsement as set forth
21 in the "Order" herein below. In the event that the Commissioner
22 in his discretion does not adopt the Stipulation, it shall be void
23 and of no effect, and Respondent PAUL DAVID CRONIN shall retain
24 the right to a hearing and proceeding on the Accusation under the

1 provisions of the APA and shall not be bound by any admission or
2 waiver made herein.

3 7. The Order or any subsequent Order of the Real Estate
4 Commissioner made pursuant to this Stipulation shall not
5 constitute an estoppel, merger or bar to any further
6 administrative or civil proceedings by the Bureau of Real Estate
7 with respect to any matters which were not specifically alleged to
8 be causes for accusation in this proceeding.

9 DETERMINATION OF ISSUES

10 By reason of the foregoing stipulations and solely for
11 the purpose of settlement of the Accusation without a hearing, it
12 is stipulated and agreed that the following determination of
13 issues shall be made:

14 The conduct of Respondent PAUL DAVID CRONIN, as
15 described in Paragraph 4, above, is a basis for discipline of PAUL
16 DAVID CRONIN's real estate license and license rights and
17 Respondent's MLO license endorsement and MLO license endorsement
18 rights pursuant to sections 10166.051(a), 10166.051(b), 10177(d)
19 and 10177(g) of the Business and Professions Code ("Code") for
20 violation of Code sections 10139, 10176(a), 10176(b), and
21 10166.05(c).

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1 2. The restricted license and restricted MLO license
2 endorsement issued to Respondent shall be suspended prior to
3 hearing by Order of the Real Estate Commissioner on evidence
4 satisfactory to the Commissioner that Respondent has violated
5 provisions of the California Real Estate Law, the Subdivided Lands
6 Law, Regulations of the Real Estate Commissioner or conditions
7 attaching to the restricted license.

8 3. Respondent shall not be eligible to apply for the
9 issuance of an unrestricted real estate license or unrestricted
10 MLO license endorsement nor for the removal of any of the
11 conditions, limitations or restrictions of a restricted license or
12 MLO license endorsement until four (4) years have elapsed from the
13 effective date of this Decision.

14 4. Respondent shall submit with any application for
15 license under an employing broker, or any application for transfer
16 to a new employing broker, a statement signed by the prospective
17 employing real estate broker on a form approved by the Bureau of
18 Real Estate which shall certify:

19 (a) That the employing broker has read the Order of the
20 Commissioner which granted the right to a restricted license, and

21 (b) That the employing broker will exercise close
22 supervision over the performance by the restricted licensee
23 relating to activities for which a real estate license is
24 required.

1 5. Pursuant to California Business and Professions Code

2 Section 10106, Respondent PAUL DAVID CRONIN shall, prior to
3 issuance of the restricted license or MLO license endorsement and
4 as a condition of the issuance of said restricted license or MLO
5 license endorsement, pay the Commissioner's reasonable costs for
6 investigation and enforcement of the matter. The combined
7 investigation and enforcement costs which led to this disciplinary
8 action total \$4,789.35. If Respondent PAUL DAVID CRONIN fails to
9 satisfy this condition, the Commissioner shall order the
10 suspension of the Respondent's real estate salesperson license
11 until the Respondent presents evidence of payment. The
12 Commissioner shall afford Respondent the opportunity for a hearing
13 pursuant to the Administrative Procedure Act to present such
14 evidence that payment was timely made. The suspension shall
15 remain in effect until payment is made in full or until Respondent
16 PAUL DAVID CRONIN enters into an agreement satisfactory to the
17 Commissioner to provide for payment, or until a decision providing
18 otherwise is adopted following a hearing held pursuant to this
19 condition.

20 6. Any restricted license or restricted MLO license

21 endorsement issued to Respondent pursuant to this Decision shall
22 be suspended for fifteen (15) days from the date of issuance of
23 said restricted license.

1 7. Respondent PAUL DAVID CRONIN shall within six (6)
2 months from the effective date of the Decision herein, take and
3 pass the Professional Responsibility Examination administered by
4 the Bureau including the payment of the appropriate examination
5 fee. If Respondent fails to satisfy this condition, the
6 Commissioner shall order the suspension of Respondent's license
7 until Respondent passes the examination.

8 8. Respondent shall, within nine (9) months from the
9 effective date of this Decision, present evidence satisfactory to
10 the Real Estate Commissioner that Respondent has, since the most
11 recent issuance of an original or renewal real estate license,
12 taken and successfully completed the continuing education
13 requirements of Article 2.5 of Chapter 3 of the Real Estate Law
14 for renewal of a real estate license. If Respondent fails to
15 satisfy this condition, the Commissioner shall order the
16 suspension of the restricted license until the Respondent presents
17 such evidence. The Commissioner shall afford Respondent the
18 opportunity for a hearing pursuant to the Administrative Procedure
19 Act to present such evidence.


20 9. All proofs of payment and completed coursework shall
21 be submitted to Bureau Counsel Lissete Garcia, Attention: Legal
22 Section, Bureau of Real Estate, 320 W. Fourth St., Suite 350, Los
23 Angeles, California 90013-1105, Fax # (213) 576-6917, on or before

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1 the dates set forth above.

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3 DATED: 3/24/2014


LISSETE GARCIA, Counsel for
the Bureau of Real Estate

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6 EXECUTION OF THE STIPULATION

7 I have read the Stipulation and discussed it with my
8 counsel. Its terms are understood by me and are agreeable and
9 acceptable to me. I understand that I am waiving rights given to
10 me by the California Administrative Procedure Act (including but
11 not limited to Sections 11506, 11508, 11509 and 11513 of the
12 Government Code), and I willingly, intelligently and voluntarily
13 waive those rights, including the right of requiring the
14 Commissioner to prove the allegations in the Accusation at a
15 hearing at which I would have the right to cross-examine witnesses
16 against me and to present evidence in defense and mitigation of
17 the charges.


18 Respondent can signify acceptance and approval of the
19 terms and conditions of this Stipulation by faxing a copy of the
20 signature page, as actually signed by Respondent, to the Bureau at
21 the following telephone/fax number: Lissete Garcia at (213) 576-
22 6917. Respondent agrees, acknowledges and understands that by
23 electronically sending to the Bureau a fax copy of Respondent's
24 actual signature, as it appears on the Stipulation that receipt of
the faxed copy by the Bureau shall be as binding on Respondent as

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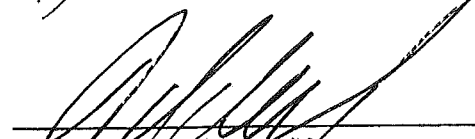
if the Bureau had received the original signed stipulation.

DATED: 3/24/14



PAUL DAVID CRONIN

DATED: 3/24/2014



JOSEPH ANGELO, ESQ.,
Attorney for Respondent PAUL DAVID
CRONIN

The foregoing Stipulation and Agreement is hereby
adopted as my Decision as to Respondent PAUL DAVID CRONIN and
shall become effective at 12 o'clock noon on MAY 27 2014

IT IS SO ORDERED APR 23 2014

REAL ESTATE COMMISSIONER



By: JEFFREY MASON
Chief Deputy Commissioner