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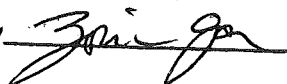
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FILED

AUG 29 2013

BUREAU OF REAL ESTATE

By 

BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Application of)	No. H-39021 LA
RENATO MENDEZ,)
Respondent.)
) <u>STATEMENT OF ISSUES</u>	

The Complainant, Robin Trujillo, a Deputy Real Estate Commissioner of the State of California, for Statement of Issues against RENATO MENDEZ ("Respondent") alleges as follows:

1.

The Complainant makes this Statement of Issues against Respondent in her official capacity as a Deputy Real Estate Commissioner of the State of California.

2.

On or about January 17, 2013, Respondent made application to the Bureau (formerly Department) of Real Estate ("Bureau") of the State of California for a real estate salesperson license.

1 CAUSE FOR DENIAL

2 (LICENSE DISCIPLINE)

3 3.

4 On or about March 2, 2013, the Structural Pest Control
5 Board of the California Bureau of Pesticide Regulation, in OAH
6 Case No. 2012060182 (Accusation/Case No. 2012-41), revoked
7 Respondent's Field Representative License No. FR 45449.
8 However, this revocation was stayed and Respondent was placed
9 on probation for three (3) years and ordered to pay costs in the
10 amount of \$1,665.00, for violation of:

11 (1) Section 8516, subdivision (c) and subdivision (f) of
12 section 1990 of title 16 of the California Code of Regulations
13 (failure to issue proper separated inspection report);

14 (2) Section 8516, subdivision (b)(10) and subdivision
15 (a)(5) of section 1991 of title 16 of the California Code of
16 Regulations (failure to make proper findings and
17 recommendations); and

18 (3) Section 8516, subdivision (b)(3) (failure to include
19 property owner/party of interest information).

20 4.

21 The acts resulting in the foregoing action taken with
22 respect to Respondent MENDEZ' Field Representative license, as
23 alleged herein above in Paragraph 3, constitute cause under
24 Business and Professions Code Section 10177(f) for the denial of
25 a license to Respondent MENDEZ under the Real Estate Law.
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(AGGRAVATION - CRIMINAL CONVICTION)

5.

On or about January 19, 2011, in the Superior Court of California, Los Angeles County, in Case No. 0LT01656, Respondent pled *nolo contendere* and was convicted for violation of Vehicle Code Section 23152(A) (driving under the influence of alcohol or drugs), a misdemeanor. Respondent was sentenced to 36 months summary probation, two days in jail, ordered to complete fourteen days of community service, and ordered to pay fines. In addition, Respondent was ordered to complete a three-month licensed first-offender alcohol education and counseling program.

6.

The crime of which Respondent was convicted constitutes aggravating cause for denial of Respondent's application for a real estate license under Business and Professions Code Sections 475(a)(2), 480(a), and 10177(b).

These proceedings are brought under the provisions of Section 10100, Division 4 of the Business and Professions Code of the State of California and Sections 11500 through 11528 of the California Government Code.

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1 WHEREFORE, the Complainant prays that the above-
2 entitled matter be set for hearing and, upon proof of the
3 charges contained herein, that the Commissioner refuse to
4 authorize the issuance of, and deny the issuance of, a real
5 estate salesperson license to Respondent, RENATO MENDEZ, and for
6 such other and further relief as may be proper under other
7 applicable provisions of law.

8 Dated at Los Angeles, California

9 this 6 day of August, 2013.

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13 Robin Trujillo
14 Deputy Real Estate Commissioner
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23 cc: RENATO MENDEZ
24 L.A. Real Estate Network, Inc.
25 Robin Trujillo
26 Sacto.
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