

Sachs Files

JULIE L. TO, Counsel (SBN 219482)
Bureau of Real Estate
320 West 4th Street, Suite 350
Los Angeles, California 90013-1105

Telephone: (213) 576-6982
(Direct) (213) 576-6916

FILED

DEC 31 2013

BUREAU OF REAL ESTATE

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BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of)	No. H- 39242 LA
MARK RAYMOND WITTCOFF,)	<u>A C C U S A T I O N</u>
Respondent.)	
_____)	

The Complainant, Robin Trujillo, a Deputy Real Estate Commissioner of the State of California, for cause of Accusation against MARK RAYMOND WITTCOFF ("Respondent"), alleges as follows:

1.

The Complainant, Robin Trujillo, a Deputy Real Estate Commissioner of the State of California, makes this Accusation in her official capacity.

2.

Respondent is presently licensed and/or has license rights under the Real Estate Law, Part 1 of Division 4 of the

1 California Business and Professions Code ("Code"), as a real
2 estate salesperson.

3 FIRST CAUSE FOR DISCIPLINE

4 (CRIMINAL CONVICTION)

5 3.

6 On or about January 18, 2013, in the Superior Court of
7 the State of California, County of Los Angeles, in Case
8 No. 2WA01069, Respondent pled *nolo contendere* and was convicted
9 for violation of Penal Code Section 415(1) (disturbing the
10 peace), a misdemeanor. Respondent was sentenced to one month
11 probation. On or about April 12, 2013, Respondent's conviction
12 was dismissed pursuant to Penal Code Section 1203.4.

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14 4.

15 This conviction, by its facts and circumstances, bears
16 a substantial relationship under Section 2910, Title 10, Chapter
17 6, California Code of Regulations to the qualifications,
18 functions or duties of a real estate licensee.

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20 5.

21 The crime of which Respondent was convicted
22 constitutes cause under Sections 490 and 10177(b) of the Code
23 for the suspension or revocation of the license and license
24 rights of Respondent under the Real Estate Law.

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26 6.

27 California Business and Professions Code Section 10106
provides, in pertinent part, that in any order issued in
resolution of a disciplinary proceeding before the Bureau, the

1 Commissioner may request the administrative law judge to direct
2 a licensee found to have committed a violation of this part to
3 pay a sum not to exceed the reasonable costs of investigation
4 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 the licenses and license rights of
5 Respondent, MARK RAYMOND WITTCOFF, under the Real Estate Law
6 (Part 1 of Division 4 of the Business and Professions Code) and
7 for such other and further relief as may be proper under other
8 applicable provisions of law.

9 Dated at Los Angeles, California

10 this 5 day of December, 2013.

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13 Robin Trujillo
14 Deputy Real Estate Commissioner
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25 cc: MARK RAYMOND WITTCOFF
26 Brighton Properties Inc.
27 Robin Trujillo
Sacto.