

1 DIANE LEE, Counsel (SBN 247222)
Bureau of Real Estate
2 320 West 4th Street, Suite 350
3 Los Angeles, California 90013

4 Telephone: (213) 576-6982
(Direct) (213) 576-6907

FILED

JAN 15 2014

BUREAU OF REAL ESTATE

By *John Coyles*

8 BEFORE THE BUREAU OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Application of) No. H- 39269 LA
12 DANIEL JIMENEZ,) STATEMENT OF ISSUES
13 Respondent.)
14 _____)

15 The Complainant, Robin Trujillo, a Deputy Real Estate
16 Commissioner of the State of California, acting in her official
17 capacity, for Statement of Issues against DANIEL JIMENEZ
18 ("Respondent") alleges as follows:

19 1.

20 On or about December 6, 2012, Respondent made
21 application to the Bureau of Real Estate of the State of
22 California for a real estate salesperson license.

23 (CRIMINAL CONVICTIONS)

24 2.

25 On or about May 22, 2006, in the Superior Court of
26 California, County of Los Angeles, in case no. 6JB01103,
27

1 Respondent was convicted of violating California Vehicle Code
2 section 12500(a) (driving without a license), a misdemeanor.
3 This crime is substantially related to the qualifications,
4 functions, or duties of a real estate licensee under Section
5 2910, Title 10, Chapter 6, California Code of Regulations.

6 3.

7 On or about July 28, 2008, in the Superior Court of
8 California, County of Los Angeles, in case no. KA083821,
9 Respondent was convicted of violating California Health and
10 Safety Code section 11359 (possession of marijuana for sale), a
11 felony. This crime is substantially related to the
12 qualifications, functions, or duties of a real estate licensee
13 under Section 2910, Title 10, Chapter 6, California Code of
14 Regulations.

15 4.

16 The crimes of which Respondent was convicted as
17 alleged herein constitute cause for denial of Respondent's
18 application for a real estate license under California Business
19 and Professions Code sections 475(a)(2), 480(a), and 10177(b).

20
21 (FAILURE TO REVEAL CONVICTION)

22 5.

23 In response to Question 25 of his license application,
24 to wit: "HAVE YOU EVER BEEN CONVICTED OF ANY VIOLATION OF THE
25 LAW? ALL STATE AND FEDERAL MISDEMEANOR AND FELONY CONVICTIONS,
26 AND ALL MILITARY AND FOREIGN CONVICTIONS, MUST BE DISCLOSED.
27 CONVICTIONS EXPUNGED UNDER PENAL CODE SECTION 1203.4 OR A

1 SMILIAR STATUTE MUST STILL BE DISCLOSED," Respondent answered
2 "Yes," but failed to reveal the conviction described in
3 Paragraph 3, above.

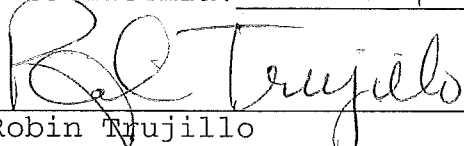
4 6.

5 Respondent's failure to reveal this conviction in his
6 license application constitutes knowingly making a false
7 statement of material fact required to be revealed in said
8 application, which is grounds for denial of the issuance of a
9 license under California Business and Professions Code sections
10 475(a)(1), 480(c), and 10177(a).

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

15 WHEREFORE, the Complainant prays that the above-
16 entitled matter be set for hearing and, upon proof of the
17 charges contained herein, that the Commissioner refuse to
18 authorize the issuance of, and deny the issuance of, a real
19 estate salesperson license to Respondent DANIEL JIMENEZ and for
20 such other and further relief as may be proper under other
21 applicable provisions of law.

22 Dated at Los Angeles, California: Jan. 6, 2014 (PR) 2013.

23 
24 Robin Trujillo
25 Deputy Real Estate Commissioner

26 cc: DANIEL JIMENEZ
27 Robin Trujillo
Sacto