

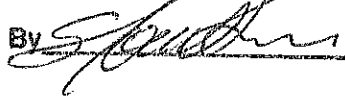
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FILED

MAR 29 2016

BUREAU OF REAL ESTATE

By 

BEFORE THE BUREAU OF REAL ESTATE
STATE OF CALIFORNIA

<p>In the Matter of the Accusation of</p> <p>WESTBERG INVESTMENT CORPORATION; and <u>FRED T. III WESTBERG</u>, individually, and as designated officer of Westberg Investment Corporation,</p> <p>Respondents.</p>	}	<p>No. H-39570 LA</p>
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ORDER ACCEPTING VOLUNTARY SURRENDER OF REAL ESTATE LICENSE

On August 8, 2014, an Accusation was filed in this matter against Respondents WESTBERG INVESTMENT CORPORATION and FRED T. III WESTBERG.

On February 25, 2016, Respondent FRED T. III WESTBERG petitioned the Commissioner to voluntarily surrender his real estate broker license pursuant to Section 10100.2 of the Business and Professions Code.

IT IS HEREBY ORDERED that Respondent FRED T. III WESTBERG's petition for voluntary surrender of his real estate broker license is accepted as of the effective date of this Order as set forth below, based upon the understanding and agreement expressed in Respondent's Declaration dated February 25, 2016 (attached as Exhibit "A" hereto).

1 Respondent's license certificate and pocket card shall be sent to the below listed address so that
2 they reach the Bureau on or before the effective date of this Order:

3 Bureau of Real Estate
4 Attn: Licensing Flag Section
5 P.O. Box 137013
6 Sacramento, CA 95813-7013

7 This Order shall become effective at 12 o'clock noon

8 APR 19 2016

9 on _____.

10 IT IS SO ORDERED MARCH 24, 2016

11 WAYNE S. BELL
12 Real Estate Commissioner

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14 _____
15 By: JEFFREY MASON
16 Chief Deputy Commissioner

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BEFORE THE BUREAU OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of

No. H-39570 LA

WESTBERG INVESTMENT
CORPORATION; and FRED T. III
WESTBERG, individually, and as
designated officer of Westberg
Investment Corporation,

Respondents.

DECLARATION

My name is FRED T. III WESTBERG, and I am currently licensed as a
real estate broker and/or have license rights with respect to said license. I am represented in this
matter by Steven Gourley of MALEK & MALEK.

In lieu of proceeding in this matter in accordance with the provisions of the
Administrative Procedure Act (Sections 11400 et seq., of the Government Code), I wish to
voluntarily surrender my real estate license issued by the Bureau of Real Estate ("Bureau"),
pursuant to Business and Professions Code Section 10100.2.

I understand that by so voluntarily surrendering my license, I may be relicensed as
a broker or as a salesperson only by petitioning for reinstatement pursuant to Section 11522 of

1 the Government Code. I also understand that by so voluntarily surrendering my license, I agree
2 to the following:

3 1. The filing of this Declaration shall be deemed as my petition for voluntary
4 surrender.

5 2. It shall also be deemed to be an understanding and agreement by me that I
6 waive all rights I have to require the Commissioner to prove the allegations contained in the
7 Accusation filed in this matter at a hearing held in accordance with the provisions of the
8 Administrative Procedure Act (Government Code Sections 11400 et seq.), and that I also waive
9 other rights afforded to me in connection with the hearing such as the right to discovery, the right
10 to present evidence in defense of the allegations in the Accusation and the right to cross-examine
11 witnesses.

12 3. I further agree that upon acceptance by the Commissioner, as evidenced by an
13 appropriate order, all affidavits and all relevant evidence obtained by the Bureau in this matter
14 prior to the Commissioner's acceptance, and all allegations contained in the Accusation filed in
15 the Bureau Case No. H-39570 LA, may be considered by the Bureau to be true and correct for
16 the purpose of deciding whether to grant relicensure or reinstatement pursuant to Government
17 Code Section 11522.

18 4. I freely and voluntarily surrender all my licenses and license rights under the
19 Real Estate Law.

20 I declare under penalty of perjury under the laws of the State of California that the
21 above is true and correct and that this declaration was executed on 2-25-16, at
22 LONG BEACH, CA.

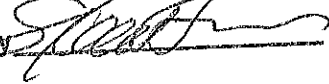
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25 FRED T. III WESTBERG
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FILED

MAR 29 2016

BUREAU OF REAL ESTATE

By 

BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of)	No. H-39570 LA
<u>WESTBERG INVESTMENT CORPORATION</u> ; and FRED T. III WESTBERG, individually, and as designated officer of Westberg Investment Corporation,)	
Respondents.)	

ORDER ACCEPTING VOLUNTARY SURRENDER OF REAL ESTATE LICENSE

On August 8, 2014, an Accusation was filed in this matter against Respondents WESTBERG INVESTMENT CORPORATION and FRED T. III WESTBERG.

On February 25, 2016, Respondent WESTBERG INVESTMENT CORPORATION petitioned the Commissioner to voluntarily surrender its real estate corporation broker license pursuant to Section 10100.2 of the Business and Professions Code.

IT IS HEREBY ORDERED that Respondent WESTBERG INVESTMENT CORPORATION's petition for voluntary surrender of its real estate corporation broker license is accepted as of the effective date of this Order as set forth below, based upon the understanding and agreement expressed in Respondent's Declaration dated February 25, 2016 (attached as

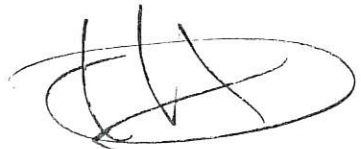
1 Exhibit "A" hereto). Respondent's license certificate and pocket card shall be sent to the below
2 listed address so that they reach the Bureau on or before the effective date of this Order:

3 Bureau of Real Estate
4 Attn: Licensing Flag Section
5 P.O. Box 137013
6 Sacramento, CA 95813-7013

7 This Order shall become effective at 12 o'clock noon
8 on APR 19 2016.

9 IT IS SO ORDERED MARCH 27, 2016.

10
11 WAYNE S. BELL
12 Real Estate Commissioner

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15 By: JEFFREY MASON
16 Chief Deputy Commissioner

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BEFORE THE BUREAU OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of

No. H-39570 LA

WESTBERG INVESTMENT CORPORATION; and FRED T. III WESTBERG, individually, and as designated officer of Westberg Investment Corporation,

Respondents.

DECLARATION

My name is FRED T. III WESTBERG, and I am the designated officer of WESTBERG INVESTMENT CORPORATION, a licensed real estate corporation broker. I am authorized and empowered to sign this declaration on behalf of WESTBERG INVESTMENT CORPORATION, who is represented in this matter by attorney Steven Gourley of MALEK & MALEK.

In lieu of proceeding in this matter in accordance with the provisions of the Administrative Procedure Act (Sections 11400 et seq., of the Government Code), WESTBERG INVESTMENT CORPORATION wishes to voluntarily surrender its real estate license issued by the Bureau of Real Estate ("Bureau"), pursuant to Business and Professions Code Section 10100.2.

1 I understand that WESTBERG INVESTMENT CORPORATION, by so
2 voluntarily surrendering its license, can only have it reinstated in accordance with the provisions
3 of Section 11522 of the Government Code. I also understand that by so voluntarily surrendering
4 its license, WESTBERG INVESTMENT CORPORATION agrees to the following:

5 1. The filing of this Declaration shall be deemed as its petition for voluntary
6 surrender.

7 2. It shall also be deemed to be an understanding and agreement by WESTBERG
8 INVESTMENT CORPORATION that, it waives all rights it has to require the Commissioner to
9 prove the allegations contained in the Accusation filed in this matter at a hearing held in
10 accordance with the provisions of the Administrative Procedure Act (Government Code Sections
11 11400 et seq.), and that it also waives other rights afforded to it in connection with the hearing
12 such as the right to discovery, the right to present evidence in defense of the allegations in the
13 Accusation and the right to cross-examine witnesses.

14 3. I further agree on behalf of WESTBERG INVESTMENT CORPORATION
15 that upon acceptance by the Commissioner, as evidenced by an appropriate order, all affidavits
16 and all relevant evidence obtained by the Bureau in this matter prior to the Commissioner's
17 acceptance, and all allegations contained in the Accusation filed in Bureau Case No. H-39570
18 LA, may be considered by the Bureau to be true and correct for the purpose of deciding whether
19 or not to grant reinstatement of WESTBERG INVESTMENT CORPORATION's license
20 pursuant to Government Code Section 11522.

21 4. I am acting freely and voluntarily on behalf of WESTBERG INVESTMENT
22 CORPORATION to surrender its license and all license rights attached thereto.

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I declare under penalty of perjury under the laws of the State of California that the
above is true and correct and that this declaration was executed on 2-25-16, at
Long Beach, CA.


WESTBERG INVESTMENT CORPORATION
By FRED T. III WESTBERG