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**FILED**  
FEB 06 2015  
BUREAU OF REAL ESTATE  
By *[Signature]*

8 BEFORE THE BUREAU OF REAL ESTATE  
9 STATE OF CALIFORNIA

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11 In the Matter of the Accusation of ) No. H-39738 LA  
12 ) A C C U S A T I O N  
13 )  
14 BAYPOINTE MANAGEMENT, INC., )  
15 and ROBERT JOSEPH CASH )  
16 individually and as )  
17 designated officer of )  
18 Baypointe Management, Inc., )  
19 Respondents, )  
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20 The Complainant, Maria Suarez, a Deputy Real Estate  
21 Commissioner of the State of California, for cause of accusation  
22 against BAYPOINTE MANAGEMENT, INC., and ROBERT JOSEPH CASH  
23 individually and as designated officer of Baypointe Management,  
24 Inc., alleges as follows:

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1           1. The Complainant, Maria Suarez, acting in her  
2 official capacity as a Deputy Real Estate Commissioner of the  
3 State of California, makes this Accusation against BAYPOINTE  
4 MANAGEMENT, INC., and ROBERT JOSEPH CASH.

5           2. BAYPOINTE MANAGEMENT, INC., and ROBERT JOSEPH CASH  
6 individually and as designated officer of Baypointe Management,  
7 Inc. (hereinafter referred to as "Respondents") are presently  
8 licensed and/or have license rights under the Real Estate Law  
9 (Part 1 of Division 4 of the Business and Professions Code,  
10 hereinafter Code).

11           3. At all times herein mentioned, Respondents BAYPONTE  
12 MANAGEMENT, INC., and ROBERT JOSEPH CASH were licensed as real  
13 estate brokers. Respondent CASH was the designated officer and  
14 pursuant to Code Section 10159.2 was responsible for the  
15 supervision and control of the activities conducted on behalf of  
16 the corporation by its officers and employees as necessary to  
17 secure full compliance with the provisions of the real estate law  
18 including supervision of salespersons licensed to the corporation  
19 in the performance of acts for which a real estate license is  
20 required.

21           4. At all times material herein, Respondents engaged  
22 in the business of, acted in the capacity of, advertised or  
23 assumed to act as real estate brokers in the State of California  
24 within the meaning of Section 10131(d) of the Code including  
25 soliciting lenders and borrowers, and negotiating loans on real  
26 property.

27           Accusation of Baypointe Management, Inc.

1           5. On or about October 22, 2014, the Bureau completed  
2 an examination of Respondent BAYPOINTE MANAGEMENT, INC.'s books  
3 and records, pertaining to the activities described in Paragraph  
4 4 above, covering a period from July 1, 2013, through September  
5 30, 2014, which examination revealed violations of the Code and  
6 of Title 10, Chapter 6, California Code of Regulations  
7 (hereinafter Regulations) as set forth below.

8           6. In the course of activities described in  
9 Paragraphs 4 through 5 and during the examination period  
10 described in Paragraph 5, Respondents BAYPOINTE MANAGEMENT, INC.,  
11 and ROBERT JOSEPH CASH acted in violation of the Code and the  
12 Regulations as follows, and as more specifically set forth in  
13 Audit Report No. LA 140029 and related exhibits:

14           a. Violated Code Section 10232.25 and Regulation  
15 2846.8 by failing to submit the trust fund non-accountability  
16 reports to the Bureau within 30 days after the end of 3rd quarter  
17 2013 ending September 30, 2013, and 2nd quarter 2014 ending June  
18 30, 2014.

19           b. Violated Code Section 10234(a) by failing to record  
20 deeds of trust in the name of the lender as the beneficiary.

21           c. Violated Code Sections 10232.4(a) and 10232.5(a),  
22 and Regulation 2846 by failing to provide the lender/purchaser  
23 disclosure statement to the lenders who funded the loans.

24           d. Violated Code Section 10236.4(b) by failing to  
25 disclose in loan transactions license numbers on the mortgage  
26 loan disclosure statement.

27           The Accusation of Baypointe Management, Inc.

1           7. The conduct, acts and/or omissions of Respondents  
2 BAYPOINTE MANAGEMENT, INC., and ROBERT JOSEPH CASH, as alleged  
3 above, subjects their real estate licenses and license rights to  
4 suspension or revocation pursuant to Sections 10177(d) and  
5 10177(g) of the Code.

6  
7                                   FAILURE TO SUPERVISE

8           8. The conduct, acts and/or omissions of Respondent  
9 CASH, in failing to ensure full compliance with the Real Estate  
10 Law is in violation of Code Section 10159.2 and subjects his real  
11 estate licenses and license rights to suspension or revocation  
12 pursuant to Sections 10177(d), 10177(g), and 10177(h) of the  
13 Code.

14                                   COST RECOVERY

15           Code Section 10106 provides, in pertinent part, that in  
16 any order issued in resolution of a disciplinary proceeding  
17 before the bureau, the commissioner may request the  
18 administrative law judge to direct a licensee found to have  
19 committed a violation of this part to pay a sum not to exceed the  
20 reasonable costs of the investigation and enforcement of the  
21 case.

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27                                   Accusation of Baypointe Management, Inc.

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WHEREFORE, Complainant prays that a hearing be conducted on the allegations of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary action against all licenses and license rights of Respondents BAYPOINTE MANAGEMENT, INC., and ROBERT JOSEPH CASH individually and as designated officer of Baypointe Management, Inc. under the Real Estate Law (Part 1 of Division 4 of the Business and Professions Code), for the cost of investigation and enforcement as permitted by law, and for such other and further relief as may be proper under other applicable provisions of law.

Dated at Los Angeles, California  
this 3rd day of February, 2015.

  
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MARIA SUAREZ  
Deputy Real Estate Commissioner

cc: Baypointe Management, Inc.  
Robert Joseph Cash  
Maria Suarez  
Sacto.

Accusation of Baypointe Mortgage, Inc.