

**FILED**

**APR 02 2015**

**BUREAU OF REAL ESTATE**

By *John Guil*

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8 **BEFORE THE BUREAU OF REAL ESTATE**

9 **STATE OF CALIFORNIA**

10 \* \* \*

11 In the Matter of the Application of )

No. H- 39797 LA

12 ANTHONY DWAYNE FIELDS, )

**STIPULATION AND WAIVER**

13 Respondent. )  
14

(B&P 10100.4)

15 I, ANTHONY DWAYNE FIELDS (“Respondent”) do hereby affirm that I have applied  
16 to the Bureau of Real Estate for a real estate salesperson license, and that to the best of my  
17 knowledge I have satisfied all of the statutory requirements for the issuance of the license,  
18 including, but not limited to, the payment of the fee therefor.

19 I acknowledge that by entering into this Stipulation and Waiver, I am stipulating that the  
20 Real Estate Commissioner has found grounds that justify the denial of the issuance of an  
21 unrestricted real estate salesperson license to me. I agree that there are grounds to deny the  
22 issuance of an unrestricted real estate salesperson license to me pursuant to California Business  
23 and Professions Code Sections 475(a), 480(a) and (c), 10177(a) and 10177(b) for convictions for  
24 violation of California Penal Code Sections 666 (petty theft with prior conviction), 459  
25 (burglary), and 496 (receiving stolen property), misdemeanors, and Title 18 of the United States  
26 Code Sections 371 (conspiracy to possess goods stolen from Interstate Shipment and Foreign  
27 Shipment) and 659 (possession of goods stolen from Interstate Shipment and Foreign Shipment),

1 felonies, and my failure to disclose all the convictions on my license application.

2 I hereby request that the Real Estate Commissioner in his discretion issue a restricted real  
3 estate salesperson license to me under the authority of California Business and Professions Code  
4 Sections 10100.4 and 10156.5. I understand that any such restricted license will be issued  
5 subject to the provisions of and limitations of California Business and Professions Code Sections  
6 10156.6 and 10156.7.

7 I understand that by my signing of this Stipulation and Waiver, provided this Stipulation  
8 and Waiver is accepted and signed by the Real Estate Commissioner, the Real Estate  
9 Commissioner will not file a Statement of Issues based on the grounds herein, and I am waiving  
10 my right to a hearing and the opportunity to present evidence at the hearing to establish my  
11 rehabilitation in order to obtain an unrestricted real estate salesperson license.

12 I further understand that the following conditions, limitations, and restrictions will attach  
13 to a restricted real estate salesperson license issued by the Bureau of Real Estate pursuant hereto:

14 1. The license shall not confer any property right in the privileges to be exercised  
15 including the right of renewal, and the Real Estate Commissioner may by appropriate  
16 order suspend the right to exercise any privileges granted under this restricted license  
17 in the event of:

18 a. The conviction of respondent (including a plea of nolo contendere) to a crime  
19 that bears a substantial relationship to Respondent's fitness or capacity as a real  
20 estate licensee; or

21 b. The receipt of evidence that Respondent has violated provisions of the  
22 California Real Estate Law, the Subdivided Lands Law, Regulations of the Real  
23 Estate Commissioner, or conditions attaching to this restricted license.

24 2. I shall not be eligible to apply for the issuance of an unrestricted real estate license  
25 nor the removal of any of the conditions, limitations, or restrictions attaching to the  
26 restricted license until two (2) years have elapsed from the date of issuance of the  
27 restricted license to Respondent.

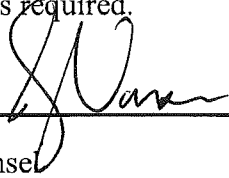
1 3. I shall notify the Real Estate Commissioner in writing within 72 hours of any arrest  
2 by sending a certified letter to the Real Estate Commissioner at the Bureau of Real  
3 Estate, Post Office Box 137013, Sacramento, CA 95813-7013. The letter shall set  
4 forth the date of Respondent's arrest, the crime for which Respondent was arrested,  
5 and the name and address of the arresting law enforcement agency. Respondent's  
6 failure to timely file written notice shall constitute an independent violation of the  
7 terms of the restricted license and shall be grounds for the suspension or revocation  
8 of that license.

9 4. With the application for license or with the application for transfer to a new  
10 employing broker, I shall submit a statement signed by the prospective employing  
11 broker on a form approved by the Bureau of Real Estate wherein the employing  
12 broker shall certify as follows:

- 13 a. That broker has read the Stipulation and Waiver which is the basis for the  
14 issuance of the restricted license; and  
15 b. That broker will carefully review all transaction documents prepared by the  
16 restricted licensee and otherwise exercise close supervision over the licensee's  
17 performance of acts for which a license is required.

18 3/10/15

19 Dated

20   
Counsel

Bureau of Real Estate

21 5. I have read the Stipulation and Waiver, and its terms are understood by me and are  
22 agreeable and acceptable to me. I understand that I am waiving rights given to me by  
23 the California Administrative Procedure Act (including, but not limited to, California  
24 Government Code Sections 11504, 11506, 11508, 11509, and 11513), and I  
25 willingly, intelligently, and voluntarily waive those rights, including, but not limited  
26 to, the right to a hearing on a Statement of Issues at which I would have the right to  
27

1 cross-examine witnesses against me and to present evidence in defense and  
2 mitigation of the charges.

3 6. Respondent can signify acceptance and approval of the terms and conditions of this  
4 Stipulation and Waiver by faxing a copy of its signature page, as actually signed by  
5 Respondent, to the Bureau of Real Estate at the following telephone/fax number:  
6 (213) 576-6917. Respondent agrees, acknowledges, and understands that by  
7 electronically sending to the Bureau of Real Estate a fax copy of his/her actual  
8 signature as it appears on the Stipulation and Waiver, that receipt of the faxed copy  
9 by the Bureau of Real Estate shall be as binding on Respondent as if the Bureau of  
10 Real Estate had received the original signed Stipulation and Waiver.

11 3-9-15

12 Dated

11   
12 ANTHONY DWAYNE FIELDS, Respondent

13  
14 I have read the foregoing Stipulation and Waiver signed by Respondent. I am satisfied  
15 that the hearing for the purpose of requiring further proof as to the honesty and truthfulness of  
16 Respondent need not be called and that it will not be inimical to the public interest to issue a  
17 restricted real estate salesperson license to Respondent.

18 Therefore, IT IS HEREBY ORDERED that a restricted real estate salesperson license be  
19 issued to Respondent ANTHONY DWAYNE FIELDS if Respondent has otherwise fulfilled all  
20 of the statutory requirements for licensure. The restricted salesperson license shall be limited,  
21 conditioned, and restricted as specified in the foregoing Stipulation and Waiver.

22 This Order is effective immediately.

23 IT IS SO ORDERED

23 MARCU 25, 2015

24 REAL ESTATE COMMISSIONER

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26  
27 By: JEFFREY MASON  
Chief Deputy Commissioner