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FILED

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AUG 17 2015
BUREAU OF REAL ESTATE
By 

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8
9 BEFORE THE BUREAU OF REAL ESTATE
10 STATE OF CALIFORNIA

11 * * *

12 In the Matter of the Accusation of) No. H-39903
13)
14 ALTON R BURGESS,) FIRST AMENDED
15) ACCUSATION
Respondent.)
_____)

16 This Accusation amends the Accusation filed on July 8, 2015. The
17 Complainant, Maria Suarez, a Supervising Special Investigator of the State of California, for
18 cause of Accusation against ALTON R BURGESS, a.k.a. ALTON ROBERT BURGESS
19 (“Respondent”), is informed and alleges as follows:

20 1.

21 The Complainant, Maria Suarez, a Supervising Special Investigator of the State
22 of California, makes this Accusation in her official capacity.

23 2.

24 Respondent presently has license rights under the Real Estate Law, Part 1 of
25 Division 4 of the California Business and Professions Code (“Code”), as a real estate
26 salesperson.

27 ///

1 3.

2 In aggravation, on or about November 17, 2006, Respondent pled guilty and was
3 convicted in the Superior Court of California, County of Orange, Case No. 06WM11015, for
4 violation of California Penal Code Section 647(f) (Public Intoxication), a misdemeanor, Penal
5 Code Section 148(a)(1) (Resist And Obstruct Officer), a misdemeanor, and Penal Code Section
6 415(3) (Disturbing The Peace), a misdemeanor. Respondent was ordered to pay fines and fees.
7 Additionally, Respondent was ordered to complete five days of Cal Trans/Physical Labor.

8 4.

9 On or about August 8, 2014, Respondent pled guilty and was convicted in the
10 Superior Court of California, County of Orange, Case No. 14HM05145 M A, for violation of
11 California Penal Code Section 273.5(a) (Infliction Of Injury On Present Or Former Spouse,
12 Present Or Former Cohabitant, Present Or Former Fiance/Fiancee, Present Or Former Dating
13 Partner, Or Parent Of Child), a misdemeanor. Respondent was placed on 12 months of
14 informal probation, and ordered to serve 10 days in jail and pay restitution, fines and fees.
15 Additionally, Respondent was ordered to attend and complete Domestic Violence Batterers'
16 Treatment Program.

17 5.

18 On or about April 7, 2015, Respondent pled nolo contendere and was convicted
19 in the Superior Court of California, County of Orange, Case No. 15HM01484 M A, for
20 violation of California Vehicle Code Section 23152(b) (Driving Under The Influence), a
21 misdemeanor. Respondent was placed on three years of informal probation, and ordered to
22 serve one day in jail and pay fines and fees. Additionally, Respondent was ordered to complete
23 a three month Level 1 First Offender Alcohol Program.

24 6.

25 The conviction described in Paragraph 3 bears a substantial relationship under
26 Section 2910, Title 10, Chapter 6, California Code of Regulations to the qualifications,
27 functions or duties of a real estate licensee.

First Amended Accusation of Alton R Burgess

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7.

The crime of which Respondent was convicted, as described in Paragraph 3 above, constitutes cause under Sections 490 and 10177(b) of the Code for the suspension or revocation of the license and license rights of Respondent under the Real Estate Law.

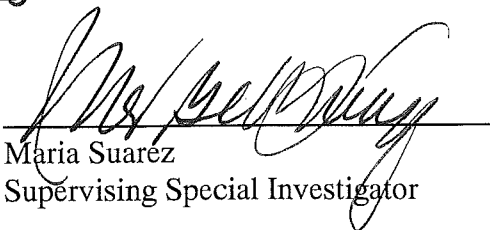
8.

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 of Real Estate, the Commissioner may request the administrative law judge to direct a licensee found to have committed a violation of this part to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

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 the licenses and license rights of Respondent ALTON R BURGESS under the Real Estate Law 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 14th day of August, 2015.



Maria Suarez
Supervising Special Investigator

cc: ALTON R BURGESS
Lee & Associates Realty Group Newport Beach Inc
Maria Suarez
Sacto.

First Amended Accusation of Alton R Burgess