

JUL 22 2015

BUREAU OF REAL ESTATE

By 

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BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

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In the Matter of the Accusation of	)	No. H-39924 LA
	)	
EDWARD MARTIN POLANCO,	)	<u>A C C U S A T I O N</u>
	)	
Respondent.	)	
_____	)	

The Complainant, Maria Suarez, a Supervising Special Investigator of the State of California, for cause of Accusation against EDWARD MARTIN POLANCO, a.k.a. Edward Polanco, ("Respondent"), alleges as follows:

1.

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

2.

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

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Accusation of Edward Martin Polanco

1 FIRST CAUSE OF ACTION

2 (CRIMINAL CONVICTION)

3 3.

4 On or about April 22, 2014, in the Superior Court of California, County of Los  
5 Angeles, Case No. PA074700, Respondent was convicted for violation of California Penal  
6 Code Section 487(a) (theft), a misdemeanor. Respondent was placed on probation for 2 years  
7 and ordered to pay fines and fees. This conviction bears a substantial relationship under Section  
8 2910, Title 10, Chapter 6, California Code of Regulations to the qualifications, functions or  
9 duties of a real estate licensee.

10 4.

11 In aggravation, on or about October 31, 2012, in the Superior Court of  
12 California, County of Los Angeles, Case No. 2NW01992, Respondent was convicted for  
13 violation of California Vehicle Code Section 14601.5(a) (driving while privileges suspended or  
14 revoked), a misdemeanor. Respondent was placed on probation for 3 years and ordered to pay  
15 fines and fees.

16 5.

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

20 SECOND CAUSE OF ACTION

21 (FAILURE TO DISCLOSE CONVICTION)

22 6.

23 In response to Question 13, of Respondent's Salesperson Renewal Application  
24 dated March 24, 2015, to wit, "WITHIN THE SIX-YEAR PERIOD PRIOR TO FILING THIS  
25 APPLICATION, HAVE YOU EVER BEEN CONVICTED...OF ANY VIOLATION OF THE  
26

27 Accusation of Edward Martin Polanco

1 LAW AT THE MISDEMEANOR OR FELONY LEVEL?" Respondent answered "NO" and  
2 failed to disclose the conviction described in Paragraph 3 above.

3 7.

4 Respondent's failure to reveal this conviction, as set forth in Paragraph 3 above,  
5 in his license renewal application constitutes an attempt to procure or secure a real estate  
6 license by fraud, misrepresentation, or deceit, or by making a false statement of material fact in  
7 an application or license renewal, which is grounds for revocation of a license under California  
8 Business and Professions Code Sections 498 and 10177(a).

9 8.

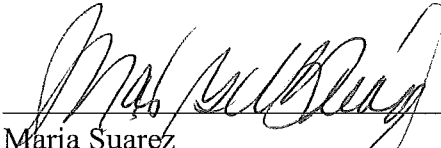
10 California Business and Professions Code Section 10106, provides, in pertinent  
11 part, that in any order issued in resolution of a disciplinary proceeding before the Bureau of  
12 Real Estate, the Commissioner may request the administrative law judge to direct a licensee  
13 found to have committed a violation of this part to pay a sum not to exceed the reasonable costs  
14 of the investigation and enforcement of the case.

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1                    WHEREFORE, Complainant prays that a hearing be conducted on the  
2 allegations of this Accusation and that upon proof thereof, a decision be rendered imposing  
3 disciplinary action against all the licenses and license rights of Respondent EDWARD  
4 MARTIN POLANCO under the Real Estate Law for the cost of investigation and enforcement  
5 as permitted by law, and for such other and further relief as may be proper under other  
6 applicable provisions of law.  
7

8 Dated at Los Angeles, California

9 this 17th day of July, 2015

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13 \_\_\_\_\_  
14 Maria Suarez  
15 Supervising Special Investigator

16 cc:    EDWARD MARTIN POLANCO  
17        Pinnacle Estate Properties, Inc.  
18        Maria Suarez  
19        Sacto.  
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