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FILED

APR - 5 2015

BUREAU OF REAL ESTATE

By *Ch. Deloria*

BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of	)	No. H-40188 LA
	)	
DONYETTE MALCOLM,	)	<u>A C C U S A T I O N</u>
	)	
Respondent.	)	
	)	

The Complainant, Veronica Kilpatrick, a Supervising Special Investigator of the State of California for cause of Accusation against DONYETTE MALCOLM ("Respondent") alleges as follows:

1.

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

2.

Respondent is presently licensed and/or has license rights under the Real Estate Law, Part 1 of Division 4 of the California Business and Professions Code as a real estate salesperson (license no. 01345066).

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1 (CRIMINAL CONVICTION)

2 3.

3 On or about April 21, 2014, in the Superior Court of California, County of Los
4 Angeles, case no. MA062605, Respondent was convicted of violating California Penal Code
5 section 459 (second degree commercial burglary), a misdemeanor. In part, Respondent was
6 sentenced to 36 months of summary probation, serve 1 day jail with 1 day credit, perform 10
7 days of community labor, and stay 100 yards away from the Kohl's store in Antelope Valley.
8 This crime is substantially related to the qualifications, functions, or duties of a real estate
9 licensee under Section 2910, Title 10, Chapter 6, California Code of Regulations.

10 4.

11 The crime of which Respondent was convicted, as described above, constitutes
12 cause under California Business and Professions Code sections 490 and 10177(b) for the
13 suspension or revocation of the license and license rights of Respondent under the Real Estate
14 Law.

15 (COSTS)

16 5.

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

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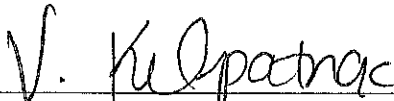
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1 WHEREFORE, Complainant prays that a hearing be conducted on the
2 allegations of this Accusation and that upon proof thereof, a decision be rendered imposing
3 disciplinary action against all licenses and/or license rights under the Real Estate Law (Part 1 of
4 Division 4 of the California Business and Professions Code) of Respondent DONYETTE
5 MALCOLM for the cost of investigation and enforcement as permitted by law, and for such
6 other and further relief as may be proper under applicable provisions of law.

7 Dated at San Diego, California: March 17, 2016.

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10 Veronica Kilpatrick
11 Supervising Special Investigator
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25 cc: DONYETTE MALCOLM
26 Topel Realty, Inc.
27 Veronica Kilpatrick
Sacto.