1 LISSE TE GARCIA, Counsel (SBN 211552) Bureau of Real Estate 320 West 4th Street, Suite 350 30 West 4th Street, Suite 350 BUREAU OF REAL ESTATE 3 Telephone: (213) 576-6914 4 Fax: (213) 576-6917 5 BEFORE THE BUREAU OF REAL ESTATE 6 STATE OF CALIFORNIA 9 **** 10 In the Matter of the Accusation of) 12 CalBRE No. H-40355 LA 13 SHARON KATE JIMENEZ,) 14 The Complainant, Maria Suarez, a Supervising Special Investigator for the Bureau 15 Real Estate ("Bureau") of the State of California, for cause of Accusation against SHARO 16 KATE JIMENEZ ("Respondent"), is informed and alleges as follows: 17 L 18 The Complainant, Maria Suarez, a Supervising Special Investigator for the Bureau 19 makes this Accusation in her official capacity. 20 2 21 Respondent is presently licensed and/or has license rights under the Real Estate La 22 (Part 1 of Division 4 of the California Business and Professions Code, "Code"). 23 /// 24 ///	ł	
All 6 2 5 2016 2 Bureau of Real Estate 320 West 4th Street, Suite 350 Los Angeles, California 90013-1105 3 Telephone: (213) 576-6982 Direct: (213) 576-6914 Fax: (213) 576-6917 5 6 7 BEFORE THE BUREAU OF REAL ESTATE 8 STATE OF CALIFORNIA 9 *** 10 In the Matter of the Accusation of CalBRE No. H-40355 LA 11 SHARON KATE JIMENEZ,) 12 Respondent.) 13 The Complainant, Maria Suarez, a Supervising Special Investigator for the Bureau 14 The Complainant, Maria Suarez, a Supervising Special Investigator for the Bureau 15 Real Estate ("Bureau") of the State of California, for cause of Accusation against SHARO 16 KATE JIMENEZ ("Respondent"), is informed and alleges as follows: 17 La 18 The Complainant, Maria Suarez, a Supervising Special Investigator for the Bureau 19 makes this Accusation in her official capacity. 20 2. 14 Respondent is presently li	ı	FILED
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6 BEFORE THE BUREAU OF REAL ESTATE 8 STATE OF CALIFORNIA 9 *** 10 In the Matter of the Accusation of intervention of interventinterevention of intervention of intervention o		Fax: (213) 576-6917
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9 *** 10 In the Matter of the Accusation of inthe Matter of the Accusation inthe Matter of California, for cause of Accusation against SHARC KATE JIMENEZ ("Respondent"), is informed and alleges as follows: 16 KATE JIMENEZ ("Respondent"), is informed and alleges as follows: 17 La 18 The Complainant, Maria Suarez, a Supervising Special Investigator for the Bureau makes this Accusation in her official capacity. 20 2. 21 Respondent is presently licensed and/or has license rights under the Real Estate La 22 (Part 1 of Division 4 of the California Business and Professions Code, "Code"). 23 /// 24 ///	7	BEFORE THE BUREAU OF REAL ESTATE
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In the Matter of the Accusation of) CalBRE No. H-40355 LA 11) 12) 12) 13	9	* * *
11 SHARON KATE JIMENEZ,) 12 Respondent.) 13	10	In the Matter of the Assuration of
12 ACCUSATION 13 Accusation 14 The Complainant, Maria Suarez, a Supervising Special Investigator for the Bureau 15 Real Estate ("Bureau") of the State of California, for cause of Accusation against SHARO 16 KATE JIMENEZ ("Respondent"), is informed and alleges as follows: 17 L 18 The Complainant, Maria Suarez, a Supervising Special Investigator for the Bureau 19 makes this Accusation in her official capacity. 20 2. 21 Respondent is presently licensed and/or has license rights under the Real Estate La 22 (Part 1 of Division 4 of the California Business and Professions Code, "Code"). 23 /// 24 ///	11)
13	12) <u>ACCUSATION</u>
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 KATE JIMENEZ ("Respondent"), is informed and alleges as follows: 17 Le The Complainant, Maria Suarez, a Supervising Special Investigator for the Bureau makes this Accusation in her official capacity. 20 2. Respondent is presently licensed and/or has license rights under the Real Estate La (Part 1 of Division 4 of the California Business and Professions Code, "Code"). 23 /// 24 27 PAGE 1 	14	The Complainant, Maria Suarez, a Supervising Special Investigator for the Bureau of
 17 Letter and Letter and Letter and Letter and The Complainant, Maria Suarez, a Supervising Special Investigator for the Bureau makes this Accusation in her official capacity. 20 2. 2. 2. 2. 2. 2. 2. 2. 2. 2. 2. 2. 2.	15	Real Estate ("Bureau") of the State of California, for cause of Accusation against SHARON
 The Complainant, Maria Suarez, a Supervising Special Investigator for the Bureau makes this Accusation in her official capacity. 2. States. Respondent is presently licensed and/or has license rights under the Real Estate La (Part 1 of Division 4 of the California Business and Professions Code, "Code"). /// /// PAGE 1 	16	KATE JIMENEZ ("Respondent"), is informed and alleges as follows:
 makes this Accusation in her official capacity. 20 2. 	17	1
 20 2. Statest 21 Respondent is presently licensed and/or has license rights under the Real Estate La 22 (Part 1 of Division 4 of the California Business and Professions Code, "Code"). 23 /// 24 /// 	18	The Complainant, Maria Suarez, a Supervising Special Investigator for the Bureau,
 21 Respondent is presently licensed and/or has license rights under the Real Estate La 22 (Part 1 of Division 4 of the California Business and Professions Code, "Code"). 23 /// 24 /// PAGE 1 	19	makes this Accusation in her official capacity.
 Respondent is presently licensed and/or has license rights under the Real Estate La (Part 1 of Division 4 of the California Business and Professions Code, "Code"). /// /// PAGE 1 	20	2
23 /// 24 /// PAGE 1	21	Respondent is presently licensed and/or has license rights under the Real Estate Law
THOE I	22	(Part 1 of Division 4 of the California Business and Professions Code, "Code").
THOE I	23	111
THOE I	24	///
		PAGE 1 CALBRE ACCUSATION OF SHARON KATE JIMENEZ

ŀ	3.
2	From July 23, 2005, through the present, Respondent has been licensed by the Bureau as
3	a real estate salesperson, License ID 01701327.
4	CAUSE OF ACCUSATION
5	Failure to Disclose
6	4.
7	On November 30, 2014, Respondent submitted a Salesperson Renewal Application to
8	the Bureau. Respondent replied "No" in response to Question 4 of the application, to wit,
9	"WITHIN THE SIX-YEAR PERIOD PRIOR TO FILING THIS APPLICATION, HAVE YOU
10	BEEN CONVICTED OF A MISDEMEANOR OR FLEONY? CONVICTIONS EXPUNGED
11	UNDER PENAL CODE SECTION 1203.4 MUST BE DISCLOSED. HOWEVER, YOU
12	MAY OMIT TRAFFIC CITATIONS WHICH DO NO CONSTITUTE A
13	MISDEMEANOR OR FELONY." [emphasis in original]. Respondent failed to disclose the
14	convictions set forth below in Paragraphs 6, 7, and 8.
15	5.
16	In aggravation, on May 15, 2009, Respondent submitted a Salesperson Renewal
17	Application to the Bureau. Respondent replied "No" in response to Question 3 of the
18	application, to wit, "WITHIN THE PAST FOUR YEAR PERIOD, HAVE YOU BEEN
19	CONVICTED OF ANY VIOLATION OF LAW? CONVICTIONS EXPUNGED UNDER
20	PENAL CODE SECTION 1203.4 MUST BE DISCLOSED. HOWEVER, YOU MAY
21	ONLY OMIT TRAFFIC CITATIONS WHICH DO NO CONSTITUTE A
22	MISDEMEANOR OR FELONY." [emphasis in original]. Respondent failed to disclose the
23	conviction set forth below in Paragraph 8.
24	PAGE 2

6

Convictions

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6.

3	On or about November 1, 2013, before the Superior Court of the State of California,
4	Orange County, in Case No. 13WM08049, Respondent pled guilty to and was convicted of
5	violating California Vehicle Code sections 23152, subdivision (a), (driving under the influence
6	of alcohol/drugs with two priors); 23152, subdivision (b), (driving with blood alcohol
7	concentration of 0.08% or more with two priors); 14601.2, subdivision (a), (driving with a
8	suspended license); and 20002, subdivision (a), (hit and run with property damage), all
9	misdemeanors. Respondent was also convicted of violating California Vehicle Code section
10	23154, subdivision (a), (driving with a .01% or greater blood alcohol concentration), an
11	infraction. Respondent also admitted to the prior misdemeanor convictions alleged in the
12	complaint for Case No. 13WM08049.
13	7.
14	On or about March 24, 2011, Respondent was convicted of violating California Vehicle
15	Code section 23152, subdivisions (a) and (b), before the Superior Court of the State of
16	California, Los Angeles County, in Case No. 1BF0095001.
17	8.
18	On or about June 2, 2008, Respondent was convicted of violating California Vehicle
19	Code section 23152, subdivision (b), before the Superior Court of the State of California, Los
20	Angeles County, in Case No. 8LT0073701.
21	9.
22	The convictions alleged above in Paragraphs 6, 7, and 8, and the circumstances
23	surrounding said convictions, bear a substantial relationship to the qualifications, functions or
24	PAGE 3
	CALBRE ACCUSATION OF SHARON KATE JIMENEZ

, ŀ	duties of a real estate licensee under Section 2910 of the Regulations of the Real Estate
2	Commissioner, Title 10, Chapter 6, California Code of Regulations.
3	11.
4	Respondent's failure to disclose the convictions set forth above in Paragraphs 6, 7, and 8,
5	in her 2014 real estate salesperson license renewal application constitutes the procurement of a
6	real state license by misrepresentation, fraud or deceit, or by making a material misstatement of
7	fact in said application which is cause for the suspension or revocation of all licenses and license
8	rights of Respondent pursuant to Code sections 475, subdivision (a), and 10177, subdivision (a).
9	<u>COST RECOVERY</u>
10	12.
11	Code Section 10106 provides, in pertinent part, that in any order issued in resolution of a
12	disciplinary proceeding before the Bureau, the Commissioner may request the Administrative
13	Law Judge to direct a licensee found to have committed a violation of this part to pay a sum not
14	to exceed the reasonable costs of the investigation and enforcement of the case.
15	/// .
16	///
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	CALBRE ACCUSATION OF SHARON KATE JIMENEZ

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· 1 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 2 3 against all licenses and license rights of Respondent under the Real Estate Law (Part 1 of Division 4 of the Business and Professions Code), for the cost of investigation and enforcement 4 as permitted by law, and for such other and further relief as may be proper under other 5 6 provisions of law. day of <u>luguet</u>, 2016. Dated at Los Angeles, California this 15 7 8 9 10 Supervising Special Investigator 11 12 13 14 15 16 17 18 19 20 21 cc: Sharon Kate Jimenez 22 First Team Real Estate-Orange Maria Suarez 23 Sacto. 24

> AGE 5 CALBRE ACCUSATION OF SHARON KATE JIMENEZ

PAGE 5