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FILED

JAN 18 2017

BUREAU OF REAL ESTATE

By John Craig

BEFORE THE BUREAU OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of	)	No. H-40515 LA
	)	
ROBERT SIBILIA,	)	<u>ACCUSATION</u>
	)	
Respondent.	)	
_____	)	

The Complainant, Veronica Kilpatrick, a Supervising Special Investigator of the State of California, for cause of Accusation against ROBERT SIBILIA ("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 under the Real Estate Law, Part 1 of Division 4 of the California Business and Professions Code ("Code"), as a real estate broker.

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ACCUSATION OF
ROBERT SIBILIA

(DISCIPLINARY ACTION)

3.

On or about June 23, 2016, in Case No. S233589, the Supreme Court of California ordered Respondent suspended from the practice of law in California for one (1) year. Execution of that period of suspension was stayed, and Respondent was placed on probation for one (1) year. The conditions of Respondent's probation include an actual suspension for the first ninety (90) days of probation, certain reporting requirements relating to the possession of client funds, completion of the State Bar's Ethics School and of the State Bar's Client Trust Accounting School, and passage of the Multistate Professional Responsibility Examination. As stated more fully in the Decision in Case Numbers 12-O-16308 and 13-O-11519, by the State Bar of California, Hearing Department, the State Bar Court found that Respondent committed acts of misappropriation in willful violation of Code Section 6106.

4.

The allegations set forth in Paragraph 3 above constitute cause under Section 10177(f) of the Code for the suspension or revocation of the license and license rights of Respondent under the Real Estate Law.

(FAILURE TO REPORT DISCIPLINARY ACTION)

5.

Pursuant to Section 10186.2 of the Code, a licensee shall report, in writing, "any disciplinary action taken by another licensing entity or authority of this state or of another state or an agency of the federal government," to the Bureau of Real Estate ("Bureau") within thirty (30) days of the disciplinary action. Respondent failed to report in writing to the Bureau the discipline described in Paragraph 3 above, within thirty (30) days of the disciplinary action.

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ACCUSATION OF
ROBERT SIBILIA

6.

Respondent's failure to timely report the disciplinary action constitutes cause under Section 10186.2 of the Code for the suspension or revocation of the license and license rights of Respondent under the Real Estate Law.

(INVESTIGATION AND ENFORCEMENT COSTS)

7.

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 ROBERT SIBILIA 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 San Diego, California

this 27th day of December, 2016


Veronica Kilpatrick
Supervising Special Investigator

cc: ROBERT SIBILIA
Veronica Kilpatrick
Sacto.

ACCUSATION OF
ROBERT SIBILIA