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FILED

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BUREAU OF REAL ESTATE

By *Zai Ga*

BEFORE THE BUREAU OF REAL ESTATE

STATE OF CALIFORNIA

In the Matter of the Accusation of)	No. H-40558 LA
)	
LLOYD DOUGLAS BROWN,)	<u>FIRST AMENDED</u>
)	<u>ACCUSATION</u>
Respondent.)	
)	

This Accusation amends the Accusation filed on February 23, 2017. The Complainant, Veronica Kilpatrick, a Supervising Special Investigator of the State of California, for cause of Accusation against LLOYD DOUGLAS BROWN ("Respondent"), is informed and 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 ("Code"), as a real estate broker, Bureau of Real Estate License ID No. 01076465. Respondent's real estate license is due to expire on February 9, 2020.

FIRST AMENDED ACCUSATION OF
LOYD DOUGLAS BROWN

1 FIRST CAUSE FOR ACCUSATION

2 (LICENSE DISCIPLINE BY ANOTHER AGENCY)

3 3.

4 On or about November 6, 2013, the State Bar of California, in Case No. 12-O-
5 16760, filed a Notice of Disciplinary Charges against Respondent. In response, on or about
6 December 16, 2013, Respondent filed a Response to Notice of Disciplinary Charges.

7 4.

8 On or about April 18, 2014, the State Bar Court of California, in Case No. 12-
9 O-16760-RAP, filed a Decision and Order of Inactive Enrollment after a trial was held on
10 March 5 and 6, 2014. The State Bar Court ordered Respondent transferred to involuntary
11 inactive status to be effective until the effective date of the Supreme Court's order imposing
12 discipline.

13 5.

14 On or about May 18, 2016, the State Bar Court in the Supreme Court of
15 California, in Case No. S232824, ordered that Respondent, State Bar No. 44908, be disbarred
16 from the practice of law in California and that his name be stricken from the roll of attorneys.
17 As more fully set forth in the Opinion and Order filed on January 5, 2016 before the Review
18 Department of the State Bar Court, in Case No. 12-O-16760, Respondent breached his fiduciary
19 duty as an escrow holder, and thereby committed acts involving moral turpitude, dishonesty or
20 corruption in violation of Business and Professions Code section 6106.

21 6.

22 The prior license action against Respondent, as alleged in Paragraph 5 above,
23 constitutes cause for the suspension or revocation of the license or license rights of Respondent
24 under Business and Professions Code section 10177(f).

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1 7.

2 These proceedings are brought under the provisions of Section 10100, Division
3 4 of the Business and Professions Code of the State of California and California Government
4 Code sections 11500 through 11528.

5 SECOND CAUSE FOR ACCUSATION

6 (FAILURE TO REPORT DISCIPLINE BY ANOTHER AGENCY)

7 8.

8 Pursuant to Business and Professions Code section 10186.2 a licensee shall
9 report, in writing, "any disciplinary action taken by another licensing entity or authority of this
10 state or of another state or an agency of the federal government" to the Bureau within 30 days
11 of the disciplinary action. Respondent failed to report in writing to the Bureau his disbarment
12 with the State Bar of California described in Paragraph 5 above, within 30 days of the
13 disciplinary action.

14 7.

15 Respondent's failure to timely report his prior license discipline constitutes
16 cause under Section 10186.2 of the Code for the suspension or revocation of the license and
17 license rights of Respondent under the Real Estate Law.

18 THIRD CAUSE FOR ACCUSATION

19 (FAILURE TO DISCLOSE PENDING LICENSE DISCIPLINARY
20 ACTION IN LICENSE RENEWAL APPLICATION)


21 8.

22 On or about December 23, 2015, Respondent filed a Broker Renewal
23 Application. In response to Question 19 of his application, to wit, "ARE THERE ANY
24 LICENSE DISCIPLINARY ACTIONS PENDING AGAINST A BUSINESS OR
25 PROFESSIONAL LICENSE YOU HOLD AT THIS TIME? IF YES, COMPLETE ITEM 23,"
26 Respondent answered "NO" and failed to disclose the pending license discipline described in
27 Paragraphs 3 and 4 above in Item 23 of his application.

FIRST AMENDED ACCUSATION OF
LOYD DOUGLAS BROWN

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 LLOYD
4 DOUGLAS BROWN under the Real Estate Law (Part 1 of Division 4 of the Business and
5 Professions Code) for the costs of investigation and enforcement as permitted by law, and for
6 such other and further relief as may be proper under other applicable provisions of law.

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8 Dated at San Diego, California this 19 day of May, 2017

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12 Veronica Kilpatrick
13 Supervising Special Investigator
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25 cc: LLOYD DOUGLAS BROWN
26 Veronica Kilpatrick
27 Sacto.