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FILED

MAR 09 2017

BUREAU OF REAL ESTATE

By *[Signature]*

7 BEFORE THE BUREAU OF REAL ESTATE
8 DEPARTMENT OF CONSUMER AFFAIRS
9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Accusation against) CalBRE No. H-40572 LA
12 BRADY DALE BUNTE,)
13 Respondent.) ACCUSATION
14)

15 The Complainant, Maria Suarez, acting in her official capacity as a Supervising Special
16 Investigator for the Bureau of Real Estate of the State of California ("Bureau") of the State of
17 California, for cause of Accusation against BRADY DALE BUNTE ("Respondent"), is informed
18 and alleges as follows:

19 1.

20 Respondent is presently licensed and/or has license rights under the Real Estate Law
21 (Part 1 of Division 4 of the California Business and Professions Code, "Code").

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2.

From August 11, 1995, through the present, Respondent has been licensed by the Bureau as a real estate broker, License ID 00973842. Said license is set to expire on February 23, 2019, unless renewed. Respondent was previously licensed as a salesperson from October 29, 1987 to August 10, 1995.

CAUSES OF ACCUSATION

Failure to Disclose

3.

On February 24, 2015, Respondent submitted a Broker Renewal Application to the Bureau. Respondent replied "No" in response to Question No. 16 of the application, to wit, "WITHIN THE SIX-YEAR PERIOD PRIOR TO FILING THIS APPLICATION, HAVE YOU BEEN CONVICTED (SEE PARAGRAPH ABOVE) OF ANY VIOLATION OF LAW AT THE MISDEMEANOR OR FELONY LEVEL?" [emphasis in original]. Respondent failed to disclose the three (3) convictions described below in Paragraphs 4, 5, and 6.

Convictions

4.

On or about April 28, 2014, before the Superior Court of California, Orange County, in Case No. 12HM13448, Respondent pled guilty to and was convicted of violating Penal Code section 273.6(a) (violation of protective order), a misdemeanor.

5.

On or about April 28, 2014, before the Superior Court of California, Orange County, in Case No. 13HM03024, Respondent pled guilty to and was convicted of violating Vehicle Code sections 23152(a) (driving under the influence of alcohol/drugs) and 23152(b) (driving with

1 blood alcohol 0.08% or more), both misdemeanors.

2 6.

3 In aggravation on or about September 06, 2009, before the Superior Court of California,
4 Orange County, in Case No. 09HM08181, Respondent pled guilty to and was convicted of
5 violating Vehicle Code section 23152(b) (driving with blood alcohol 0.08% or more), a
6 misdemeanor.

7 7.

8 The convictions alleged above in Paragraph 4 through 6 and the circumstances
9 surrounding said convictions bear a substantial relationship to the qualifications, functions or
10 duties of a real estate licensee under Section 2910 of the Regulations of the Real Estate
11 Commissioner, Title 10, Chapter 6, California Code of Regulations.

12 8.

13 Respondent's convictions constitute cause under Sections 490 and 10177(b) of the Code
14 for suspension or revocation of all licenses and license rights of Respondent under the Real
15 Estate Law.

16 9.

17 Respondent's failure to disclose the convictions set forth above in Paragraphs 4 through
18 6, on his broker license renewal application constitutes the procurement of a real state license by
19 misrepresentation, fraud or deceit, or by making a material misstatement of fact in said
20 application which is cause for the suspension or revocation of all licenses and license rights of
21 Respondent pursuant to Code sections 498 and 10177, subdivision (a).

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1 Failure to Report Felony Charges and Conviction

2 10.

3 Code section 10186.2, subdivision (a)(1)(B), requires that licensees report to the Bureau
4 any misdemeanor or felony conviction. Code section 10186.2, subdivision (b), requires that
5 licensees make a report in writing to the Bureau within 30 days of any misdemeanor or felony
6 conviction.

7 11.

8 On January 26, 2017, a diligent search was made of the Bureau's records for Respondent
9 and no record or written notice was found to have been received from Respondent notifying the
10 Bureau of Respondent's convictions as described above in Paragraphs 4 through 6.
11 Respondent's failure to provide timely written notice to the Bureau pursuant to Code section
12 10186.2 constitutes cause for the suspension or revocation of Respondent's real estate broker
13 license and license rights under Code Sections 10186.2(b), 10177(d) and/or 10177(g).

14 COST RECOVERY

15 12.

16 Code Section 10106 provides, in pertinent part, that in any order issued in resolution of a
17 disciplinary proceeding before the Bureau, the Commissioner may request the Administrative
18 Law Judge to direct a licensee found to have committed a violation of this part to pay a sum not
19 to exceed the reasonable costs of the investigation and enforcement of the case.

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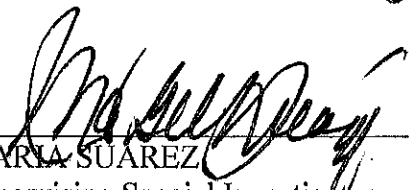
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1 WHEREFORE, Complainant prays that a hearing be conducted on the allegations of this
2 Accusation and that upon proof thereof, a decision be rendered imposing disciplinary action
3 against all licenses and license rights of Respondent under the Real Estate Law (Part 1 of
4 Division 4 of the Business and Professions Code), 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 provisions
6 of law.

7 Dated at Los Angeles, California this 28th day of February, 2017.

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11 MARIA SUAREZ
12 Supervising Special Investigator
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21 cc: Brady Dale Bunte
22 Maria Suarez
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