

FILED

NOV 30 2017

BUREAU OF REAL ESTATE

By *[Signature]*

Bureau of Real Estate
320 W. 4th Street, Suite 350
Los Angeles, CA 90013-1105

Telephone: (213) 576-6982

BEFORE THE BUREAU OF REAL ESTATE
STATE OF CALIFORNIA

In the Matter of the Application of
LENNY LISWANTY
Respondent.

No. H-40875 LA

STIPULATION AND WAIVER

I, LENNY LISWANTY ("Respondent") do hereby affirm that I have applied to the Bureau of Real Estate ("Bureau") for a real estate salesperson license, and that to the best of my knowledge I have satisfied all of the statutory requirements for the issuance of the license, including, but not limited to, the payment of the fee therefor.

I acknowledge that by entering into this Stipulation and Waiver, I am stipulating that the Real Estate Commissioner ("Commissioner") has found grounds that justify the denial of the issuance of an unrestricted real estate salesperson license to me. I agree that there are grounds to deny the issuance of an unrestricted real estate salesperson license to me pursuant to Sections 475(a)(2)-(3), 480(a)(1)-(2), 480(d), 10177(a) and 10177(b)(1) of the Business and Professions Code ("the Code") for conviction for violation of California Code Penal Code Section 488 (Petty Theft), a misdemeanor, and my failure to reveal the conviction on my license application.

I hereby request that the Commissioner in his discretion issue a restricted real estate salesperson license to me under the authority of Sections 10100.4 and 10156.5 of the Code. I

1 understand that any such restricted license will be issued subject to the provisions and limitations
2 of Sections 10156.6 and 10156.7 of the Code.

3 I understand that by my signing of this Stipulation and Waiver, provided this Stipulation
4 and Waiver is accepted and signed by the Commissioner, the Commissioner will not file a
5 Statement of Issues based on the grounds herein, and I am waiving my right to a hearing and the
6 opportunity to present evidence at the hearing to establish my rehabilitation in order to obtain an
7 unrestricted real estate salesperson license.

8 I agree that by signing this Stipulation and Waiver, the conditions, limitations, and
9 restrictions imposed on my restricted license, identified below, may be removed only by filing a
10 Petition for Removal of Restrictions ("Petition") with the Commissioner, and that my Petition
11 must follow the procedures set forth in Government Code Section 11522.

12 I further understand that the restricted license issued to me shall be subject to all of the
13 provisions of Section 10156.7 of the Code and to the following limitations, conditions and
14 restrictions imposed under authority of Section 10156.6 of the Code:

- 15 1. The restricted license shall not confer any property right in the privileges to be
16 exercised including the right of renewal, and the Commissioner may by appropriate
17 order suspend the right to exercise any privileges granted under the restricted license in
18 the event of:
 - 19 a. Respondent's conviction (including a plea of nolo contendere) of a crime that
20 bears a substantial relationship to Respondent's fitness or capacity as a real estate
21 licensee; or
 - 22 b. The receipt of evidence that Respondent has violated provisions of the California
23 Real Estate Law, the Subdivided Lands Law, Regulations of the Commissioner,
24 or conditions attaching to the restricted license.
- 25 2. Respondent shall not be eligible to petition for the issuance of an unrestricted real
26 estate license nor the removal of any of the conditions, limitations, or restrictions
27 attaching to the restricted license until three (3) years have elapsed from the date of


1 issuance of the restricted license to Respondent. Respondent shall not be eligible to
2 apply for any unrestricted licenses until all restrictions attaching to the license have
3 been removed.

4 3. Respondent shall notify the Commissioner in writing within 72 hours of any arrest by
5 sending a certified letter to the Commissioner at the Bureau of Real Estate, Post
6 Office Box 137013, Sacramento, CA 95813-7013. The letter shall set forth the date
7 of Respondent's arrest, the crime for which Respondent was arrested, and the name
8 and address of the arresting law enforcement agency. Respondent's failure to timely
9 file written notice shall constitute an independent violation of the terms of the
10 restricted license and shall be grounds for the suspension or revocation of that license.

11 4. With the application for license or with the application for transfer to a new
12 employing broker, Respondent shall submit a statement signed by the prospective
13 employing broker on a form approved by the Bureau wherein the employing broker
14 shall certify as follows:

- 15 a. That the broker has read the Stipulation and Waiver which is the basis for the
16 issuance of the restricted license; and
17 b. That the broker will carefully review all transaction documents prepared by the
18 restricted licensee and otherwise exercise close supervision over the licensee's
19 performance of acts for which a license is required.

20 11-7-2017
21 Dated

22 
Steve Chu, Counsel
Bureau of Real Estate

23 * * *

24 Respondent has read this Stipulation and Waiver, and its terms are understood by
25 Respondent and are agreeable and acceptable to Respondent. Respondent understands that
26 Respondent is waiving rights given to Respondent by the Administrative Procedure Act
27 (including, but not limited to, Government Code Sections 11504, 11506, 11508, 11509, and

1 11513), and Respondent willingly, intelligently, and voluntarily waives those rights, including, but
2 not limited to, the right to a hearing on a Statement of Issues at which Respondent would have the
3 right to cross-examine witnesses against Respondent and to present evidence in defense and
4 mitigation of the charges.

5 ///

6 Respondent shall send a hard copy of the original signed Stipulation and Waiver to
7 Steve Chu, Bureau of Real Estate, 320 W. 4th Street, Suite 350 Los Angeles, CA 90013-1105.

8 In the event of time constraints before an administrative hearing, Respondent can signify
9 acceptance and approval of the terms and conditions of this Stipulation and Waiver by emailing a
10 scanned copy of the signature page, as actually signed by Respondent, to the Bureau counsel
11 assigned to this case. Respondent agrees, acknowledges and understands that by electronically
12 sending the Bureau a scan of Respondent's actual signature as it appears on the Stipulation and
13 Waiver, that receipt of the scan by the Bureau shall be binding on Respondent as if the Bureau had
14 received the original signed Stipulation and Waiver.

15
16 11/2/2017

17 Dated

15
16 

17 Lenny LISWANTY, Respondent

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

* * *

I have read the foregoing Stipulation and Waiver signed by Respondent. I am satisfied that the hearing for the purpose of requiring further proof as to the honesty and truthfulness of Respondent need not be called and that it will not be inimical to the public interest to issue a restricted real estate salesperson license to Respondent.


Therefore, IT IS HEREBY ORDERED that a restricted real estate salesperson license be issued to Respondent, if Respondent has otherwise fulfilled all of the statutory requirements for licensure. The restricted salesperson license shall be limited, conditioned, and restricted as specified in the foregoing Stipulation and Waiver.

This Order is effective immediately.

IT IS SO ORDERED

11/27/17

WAYNE S. BELL
REAL ESTATE COMMISSIONER



By: DANIEL J. SANDRI
Chief Deputy Commissioner