

FILED

MAY 14 2018

BUREAU OF REAL ESTATE

By AC Solis

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8 BUREAU OF REAL ESTATE

9 STATE OF CALIFORNIA

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11 In the Matter of the Accusation of ) No H-41037 LA  
12 ROMMEL PORCIUNCULA HERNANDEZ, ) ACCUSATION  
13 Respondent. )  
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15 The Complainant, Veronica Kilpatrick, a Supervising  
16 Special Investigator of the State of California, for cause of  
17 accusation against ROMMEL PORCIUNCULA HERNANDEZ, alleges as  
18 follows:

19 1. The Complainant, Veronica Kilpatrick, a Supervising  
20 Special Investigator of the State of California, makes this  
21 Accusation in her official capacity.

22 2. ROMMEL PORCIUNCULA HERNANDEZ (hereinafter referred  
23 to as "Respondent") is presently licensed and/or has license  
24 rights under the Real Estate Law (Part 1 of Division 4 of the  
25 Business and Professions Code, hereinafter referred to as the  
26 "Code").  
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1           3. Respondent was licensed by the Bureau of Real  
2 Estate of the State of California as a real estate broker  
3 effective November 2, 2004. The license expires November 1,  
4 2020.

5           4. On or about August 12, 2016, Respondent filed a  
6 broker renewal application with the Bureau of Real Estate.

7           5. In response to Question 16 of said application, to  
8 wit, "Within the six year period prior to filing this  
9 application, have you ever been convicted of any violation of the  
10 law at the misdemeanor or felony level?". Respondent answered  
11 "No".

12           6. Respondent failed to disclose in his application  
13 the following matter:

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15                   On or about February 25, 2014, in the Superior  
16 Court of California for the County of San Diego, case No.  
17 S268167, Respondent was convicted of violating Penal Code section  
18 25400(a)(2) (carry concealed upon his person a pistol, revolver  
19 and other firearm).

20           7. On or about September 29, 2017, in the Superior  
21 Court of California for the County of Riverside, case no.  
22 RIF1701467, Respondent was convicted of violating Penal Code  
23 section 245(A)(4) (assault of a person by means of force likely  
24 to produce great bodily injury), a felony.

25           8. The above referenced matters bear a substantial  
26 relationship to the qualifications, functions, or duties of a  
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1 real estate licensee under Title 10, Chapter 6, Section 2910,  
2 California Administrative Code.

3 9. Respondent failed to report the conviction in  
4 paragraph 7 to the Bureau which conduct subjects his real estate  
5 license to disciplinary action under sections 10186.2 and  
6 10177(b) of the Code.

7 10. The above matter in paragraph 6 subject's  
8 Respondent's license and license rights to disciplinary action  
9 pursuant to Code section 10177(a).

10 11. The above matter in paragraph 7 subject's  
11 Respondent's license and license rights to disciplinary action  
12 pursuant to Code sections 490 and 10177(b).

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