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DEPARTMENT OF REAL ESTATE

By *John C. Garcia*

8 DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Application of) DRE No. H-41105 LA
12 HUGO VALLADARES, JR.,) STATEMENT OF ISSUES
13 Respondent.)
14 _____)

15 The Complainant, Maria Suarez, a Supervising Special Investigator of the State of
16 California, for Statement of Issues in her official capacity against HUGO VALLADARES, JR.
17 aka Hugo Randy Valladares and Hugo Valladares ("Respondent"), is informed and alleges as
18 follows:

19 1.

20 On or about June 23, 2016, Respondent made application to the Department of Real
21 Estate¹ of the State of California ("Department"), for a real estate salesperson license.

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24 ¹ Between July 1, 2013 and July 1, 2018, the Department of Real Estate operated as the Bureau of Real Estate under the Department of Consumer Affairs.

1 CAUSES FOR DENIAL

2 Convictions

3 2.

4 On or about November 25, 2013, before the Superior Court of California, Los Angeles
5 County, in Case No. 3MP07932, Respondent pled no contest to and was convicted of violating
6 California Vehicle Code section 23152 (b) (drive while having an equal to or greater than 0.08%
7 BAC), a misdemeanor. Respondent was sentenced to 96 hours jail, placed on 60 months
8 probation, ordered to submit to 90 days of SCRAM (24/7 alcohol testing system), ordered to
9 complete an 18-month second-offender alcohol program, and ordered to pay fines and fees.

10 3.

11 On or about July 30, 2009, before the Superior Court of California, Los Angeles County,
12 in Case No. 9AV05459, Respondent pled no contest to and was convicted of violating California
13 Vehicle Code section 23103 (wet reckless driving), a misdemeanor. Respondent was sentenced
14 to one day in jail, placed on twenty-four months probation, ordered to complete a three-month
15 alcohol program, ordered to complete the Mothers Against Drunk Driving (MADD) Victim
16 Impact Panel, and ordered to pay fines and fees.

17 4.

18 The convictions, as alleged above in Paragraphs 2 and 3, and the circumstances
19 surrounding said convictions are substantially related under Title 10, Chapter 6, Section 2910,
20 California Code of Regulations, to the qualifications, functions or duties of a real estate licensee.

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1 5.

2 The crimes of which Respondent was convicted, as alleged above in Paragraphs 2 and 3,
3 constitute cause for the denial of Respondent's application for a real estate salesperson license
4 pursuant to Business and Professions Code² sections 475(a)(2), 480, and 10177(b).

5 Prior Discipline By Another State Licensing Agency

6 6.

7 Code Section 10177, subdivision (f) provides, in pertinent part, that the Department's
8 Commissioner may deny the issuance of a real estate license to an applicant who has had a
9 license issued by another agency of this state revoked or suspended for acts that, if done by a real
10 estate licensee, would be grounds for the suspension or revocation of a California real estate
11 license, if the discipline by the other agency was taken only after giving the applicant fair notice
12 of the charges, an opportunity for a hearing, and other due process protections comparable to the
13 Administrative Procedure Act, and only upon an express finding of a violation of law by the
14 agency or entity.

15 7.

16 Board of Registered Nursing

17 The California Board of Registered Nursing issued a Registered Nurse License Number
18 658792 to Respondent on June 13, 2005. The Board of Registered Nursing's Accusation in that
19 agency's case number 2014-1497 against Respondent is based on the criminal convictions
20 alleged above in Paragraphs 2 and 3. The Board of Registered Nursing issued a decision
21 effective July 3, 2015, which revoked Respondent's Registered Nurse license; however, the
22 revocation was stayed and Respondent's Registered Nurse license was placed on probation for
23

24 ² All references to the "Code" are to the California Business and Professions Code and all references to "Regulations" are to the Regulations of the Real Estate Commissioner, Title 10, Chapter 6, California Code of Regulations.

1 three years with certain terms and conditions. On or about May 19, 2016, the Board of
2 Registered Nursing filed a Petition to Revoke Probation against Respondent for Respondent's
3 failure to comply with the terms and conditions of his probation. The Board of Registered
4 Nursing issued a decision effective March 20, 2017, in which Respondent's probation was
5 extended for one (1) year until July 2, 2019.

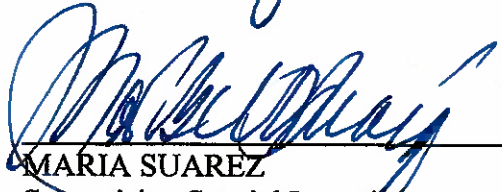
6 8.

7 The (stayed) revocation of Respondent's Registered Nurse license by the Board of
8 Registered Nursing of the State of California, as alleged is above in Paragraph 7, constitutes
9 cause for denial of Respondent's application for a real estate salesperson license pursuant to
10 Business and Professions Code Section 10177(f). Respondent's acts, if done by a real estate
11 licensee, would be grounds for discipline pursuant to Code Sections 490 and 10177(b).

12 These proceedings are brought under the provisions of Section 10100, Division 4 of the
13 Business and Professions Code of the State of California and Sections 11500 through 11528 of
14 the California Government Code.

15 WHEREFORE, the Complainant prays that the above-entitled matter be set for hearing
16 and, upon proof of the charges contained herein, that the Commissioner refuse to authorize the
17 issuance of, and deny the issuance of, a real estate salesperson license to Respondent and for
18 such other and further relief as may be proper under applicable provisions of law.

19 Dated at Los Angeles, California this 18th day of July, 2018.

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22 
MARIA SUAREZ
Supervising Special Investigator

23 cc: Hugo Valladares
24 Maria Suarez
Sacto.