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**FILED**

**OCT 08 2018**

**DEPT. OF REAL ESTATE**

By John Bentler

9 BEFORE THE DEPARTMENT OF REAL ESTATE  
10 STATE OF CALIFORNIA

11 \* \* \*

12 In the Matter of the Accusation of ) No. **H-41160 LA**  
13 ALMA LETICIA GUTIERREZ, ) ACCUSATION  
14 Respondent. )  
15 \_\_\_\_\_ )

16 The Complainant, Maria Suarez, a Supervising Special Investigator of the State  
17 of California, for cause of Accusation against ALMA LETICIA GUTIERREZ ("Respondent")  
18 alleges as follows:

19 1.

20 The Complainant, Maria Suarez, a Supervising Special Investigator of the State  
21 of California, makes this Accusation in her official capacity.

22 2.

23 Respondent presently has license rights under the Real Estate Law, Part 1 of  
24 Division 4 of the California Business and Professions Code ("Code"), as a real estate  
25 salesperson (License ID 01385403). Respondent's license is scheduled to expire on October 15,  
26 2019.

27  
ACCUSATION

1 (CRIMINAL CONVICTION)

2 3.

3 On or about June 21, 2017, in the Superior Court of California, County of San  
4 Bernardino, Case No. MWV17011650, Respondent was convicted on a plea of no contest for  
5 violation of Vehicle Code section 4462.5 (display invalid registration), a misdemeanor.  
6 Respondent was placed on summary probation for a period of 2 years subject to certain terms  
7 and conditions.

8 4.

9 In aggravation, on or about August 24, 2010, in the Superior Court of California,  
10 County of Los Angeles, Case No. 0WW00905, Respondent was found guilty and convicted by  
11 a jury for violation of Penal Code section 243(e)(1) (battery against a person with whom  
12 defendant had a dating relationship), a misdemeanor. Respondent was placed on summary  
13 probation for 3 years, subject to certain terms and conditions, including 16 days in Los Angeles  
14 County Jail (credit given for 8 days actual custody and 8 days good time/work time),  
15 performing 20 days of Cal Trans, obeying the protective order issued in this case, enrolling in  
16 and successfully completing a 52 week domestic violence treatment program, and payment of  
17 various fees and fines.

18 5.

19 The convictions, as described in Paragraphs 3 and 4 above, bear a substantial  
20 relationship under Section 2910, Title 10, Chapter 6, California Code of Regulations to the  
21 qualifications, functions or duties of a real estate licensee.

22 6.

23 The crime of which Respondent was convicted, as described in Paragraph 3  
24 above, constitutes cause under Sections 490 and 10177(b) of the Code for the suspension or  
25 revocation of the license and license rights of Respondent under the Real Estate Law.  
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1 (COSTS OF INVESTIGATION AND ENFORCEMENT)

2 7.

3 California Business and Professions Code section 10106, provides, in pertinent  
4 part, that in any order issued in resolution of a disciplinary proceeding before the Bureau of  
5 Real Estate, the Commissioner may request the administrative law judge to direct a licensee  
6 found to have committed a violation of this part to pay a sum not to exceed the reasonable costs  
7 of the investigation and enforcement of the case.

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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 the licenses and license rights of Respondent ALMA LETICIA GUTIERREZ under  
4 the Real Estate Law, for the costs of investigation and enforcement as permitted by law, and for  
5 such other and further relief as may be proper under other applicable provisions of law.

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7 Dated at Los Angeles, California this 17<sup>th</sup> day of September, 2018.

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11 Maria Suarez  
12 Supervising Special Investigator

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25 cc: ALMA LETICIA GUTIERREZ  
26 Alfonso Guerrero  
27 Maria Suarez  
Sacto.