

1 LAURENCE D. HAVESON, Counsel (SBN 152631)
2 Department of Real Estate
3 320 West 4th Street, Suite 350
4 Los Angeles, California 90013-1105
5 Telephone: (213) 576-6982
6 Direct: (213) 576-6911
7 Fax: (213) 576-6917
8 *Attorney for Complainant*

FILED

JUN 14 2019

DEPT. OF REAL ESTATE

By *John Styrick*

8 BEFORE THE DEPARTMENT OF REAL ESTATE
9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Application of) No. H-41377 LA
12 MARITZA SAUCEDO,) STATEMENT OF ISSUES
13 Respondent.)
14 _____)

15 The Complainant, Maria Suarez, a Supervising Special Investigator of the State
16 of California, for Statement of Issues against MARITZA SAUCEDO, also known as Naritza
17 Saucedo ("Respondent"), is informed and alleges in her official capacity as follows:

18 1.

19 On or about February 20, 2018, Respondent made application to the Department
20 of Real Estate of the State of California for a real estate salesperson license.

21 FIRST CAUSE FOR DENIAL
22 (CRIMINAL CONVICTIONS)

23 2.

24 In aggravation, on or about November 28, 2011, in the Superior Court of
25 California, County of Stanislaus, Case No. 1407557, Respondent was convicted on a plea of
26 nolo contendere for violation of Penal Code section 148(a)(1) (resisting, delaying, and
27 obstructing public officers discharging and attempting to discharge a duty of their office), a

STATEMENT OF ISSUES

1 misdemeanor. The court sentenced Respondent to serve a term of two (2) days of jail time,
2 awarded Respondent credits of two (2) days, and imposed a fine. On or about December 4,
3 2014, the court ordered that Respondent's plea or finding of guilt be set aside and vacated and a
4 plea of not guilty be entered and that the criminal complaint be dismissed pursuant to Penal
5 Code section 1203.4.

6 3.

7 On or about April 29, 2016, in the Superior Court of California, County of Santa
8 Clara, Case No. F1659220, Respondent was convicted on a plea of nolo contendere for
9 violation of Vehicle Code section 20002(a) (hit and run driving causing property damage), a
10 misdemeanor. The court suspended the imposition of sentence and placed Respondent on court
11 probation for two (2) years, imposed fines and restitution, sentenced Respondent to serve 1 day
12 of jail time, awarded Respondent one (1) day of credit for time served, and deemed
13 Respondent's jail sentence as served.

14 4.

15 The crime of which Respondent was convicted, as described in Paragraph 3
16 above, by its facts and circumstances, bears a substantial relationship under Section 2910, Title
17 10, Chapter 6, California Code of Regulations to the qualifications, functions or duties of a real
18 estate licensee.

19 5.

20 The crime of which Respondent was convicted, as described in Paragraph 3
21 above, constitutes cause for denial of Respondent's application for a real estate license under
22 California Business and Professions Code sections 480(a)(1) and 10177 (b).

23 SECOND CAUSE FOR DENIAL

24 (FAILURE TO DISCLOSE ALL CONVICTIONS)

25 6.

26 On or about February 20, 2019, Respondent submitted an application for a real
27 estate salesperson license. In response to Question 28, under "BACKGROUND

1 INFORMATION,” of Respondent’s license application, to wit, “HAVE YOU EVER BEEN
2 CONVICTED (SEE PARAGRAPH ABOVE) OF ANY VIOLATION OF THE LAW AT
3 THE MISDEMEANOR OR FELONY LEVEL? IF YES, COMPLETE ITEM 34 WITH
4 INFORMATION ON EACH CONVICTION,” Respondent marked “YES” but failed to
5 disclose the convictions as alleged in Paragraph 3 above in Item 34 of her application.

6 7.


7 Respondent’s failure to disclose the conviction, as set forth in Paragraph 3
8 above, in her license application constitutes an attempt to procure a real estate license by fraud,
9 misrepresentation, or deceit, or by making a material misstatement of fact in an application,
10 which is grounds for denial of the issuance of a license under California Business and
11 Professions Code Section 10177(a).

12 8.

13 These proceedings are brought under the provisions of Section 10100, Division
14 4 of the Business and Professions Code of the State of California and Sections 11500 through
15 11528 of the California Government Code.

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

21 Dated at Los Angeles, California this 11th day of June, 2019.

22
23 
24 Maria Suarez
25 Supervising Special Investigator

26 cc: MARITZA SAUCEDO
27 Avance Real Estate Inc.
Maria Suarez
Sacto.