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FILED

APR 13 2022

DEPT. OF REAL ESTATE

By *[Signature]*

BEFORE THE DEPARTMENT OF REAL ESTATE

STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of:)	DRE No. H-42063 LA
)	
KENNETH CLARK DETERMAN,)	
Respondent.)	

ORDER ACCEPTING VOLUNTARY SURRENDER OF REAL ESTATE LICENSE

On July 13, 2021, an Accusation was filed in this matter against Respondent KENNETH CLARK DETERMAN (“Respondent”).

On March 1, 2022, Respondent petitioned the Commissioner to voluntarily surrender his real estate broker license pursuant to Section 10100.2 of the Business and Professions Code.

IT IS HEREBY ORDERED that Respondent KENNETH CLARK DETERMAN’s petition for voluntary surrender of his real estate broker license is accepted as of the effective date of this Order as set forth below, based upon the understanding and agreement expressed in Respondent’s Declaration dated March 1, 2022, (attached as Exhibit “A” hereto). Respondent’s license certificate and pocket card shall be sent to the below-listed address so that they reach the Department of Real Estate on or before the effective date of this Order:

///
///

DEPARTMENT OF REAL ESTATE
Attention: Licensing Flag Section
P. O. Box 137013
Sacramento, CA 95813-7013

MAY 13 2022

This Order shall become effective at 12 o'clock noon on _____.

DATED: 4.8.22

DOUGLAS R. McCAULEY
REAL ESTATE COMMISSIONER



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BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation of) DRE No. H-42063 LA
)
KENNETH CLARK DETERMAN,)
)
Respondent.)

DECLARATION

My name is KENNETH CLARK DETERMAN, and I am currently licensed as a real estate broker (DRE license ID 00840199) and/or have license rights with respect to said license. I am represented by Fredrick M. Ray, Esq./Ray & Bishop, PLC.

In lieu of proceeding in this matter in accordance with the provisions of the Administrative Procedure Act (Sections 11400 et seq., of the Government Code), I wish to voluntarily surrender my real estate license(s) issued by the Department of Real Estate ("Department"), pursuant to Business and Professions Code Section 10100.2.

I understand that by so voluntarily surrendering my license(s), I may be relicensed as a broker or a salesperson, or issued a new mortgage loan originator endorsement, only by petitioning for reinstatement pursuant to Section 11522 of the Government Code. I also understand that by so voluntarily surrendering my license(s), I agree to the following:

///

1 1. The filing of this Declaration shall be deemed as my petition for voluntary
2 surrender.

3 2. It shall also be deemed to be an understanding and agreement by me that I
4 waive all rights I have to require the Commissioner to prove the allegations contained in the
5 Accusation filed in this matter at a hearing held in accordance with the provisions of the
6 Administrative Procedure Act (Government Code Sections 11400 et seq.), and that I also waive
7 other rights afforded to me in connection with the hearing such as the right to discovery, the right to
8 present evidence in defense of the allegations in the Accusation and the right to cross-examine
9 witnesses.

10 3. I further agree that upon acceptance by the Commissioner, as evidenced by
11 an appropriate order, all affidavits and all relevant evidence obtained by the Department in this
12 matter prior to the Commissioner's acceptance, and all allegations contained in the Accusation filed
13 in the Department Case No. H-42063 LA, may be considered by the Department to be true and
14 correct for the purpose of deciding whether to grant relicensure or reinstatement pursuant to
15 Government Code Section 11522.

16 4. Upon my application for relicensure or reinstatement, I further agree to pay,
17 pursuant to Business and Professions Code Section 10148, my portion of the Commissioner's
18 reasonable cost for the audit examination Audit LA200027 which led to the investigation and
19 enforcement that led to this action. I am aware that my portion of the Commissioner's reasonable
20 cost for Audit LA200027 is fifty-six percent (56%) of one-half of the total audit costs incurred by
21 the Department. I am aware that the Department's reasonable audit costs incurred in the instant
22 case for Audit LA200027 total \$10,057,505. I am aware that if I petition for reinstatement of my
23 license(s) in the future, that payment of my portion of the Department's reasonable investigation
24 and enforcement costs incurred in the instant case, which is \$2,816.10, will be a condition of
25 reinstatement.


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5. Upon my application for relicensure or reinstatement, I further agree to pay, pursuant to Business and Professions Code Section 10106, my portion of the Commissioner's reasonable cost for the investigation and enforcement which led to this action. I am aware that my portion of the Commissioner's reasonable cost for the investigation and enforcement which led to this action is fifty-six percent (56%) of one-half of the total investigation and enforcement costs incurred by the Department. I am aware that the Department's reasonable investigation and enforcement costs incurred in the instant case total \$3,929.05 (comprised of \$2,753.05 in investigation costs and \$1176.00 in enforcement costs). I am aware that if I petition for reinstatement of my license(s) in the future, that payment of my portion of the Department's reasonable investigation and enforcement costs incurred in the instant case, which is \$1,100.14, will be a condition of reinstatement.

6. I freely and voluntarily surrender all my licenses and license rights under the Real Estate Law.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct and that this declaration was executed March 1, 2022, at Payson, ~~California~~ Arizona


KENNETH CLARK DETERMAN