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SEP 14 2021

DEPT. OF REAL ESTATE
By *[Signature]*

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BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

In the Matter of the Application of) No. H-42072 LA
))
 HUYNH XUOI,) STATEMENT OF ISSUES
))
))
 Respondent.))

The Complainant, Maria Suarez, a Supervising Special Investigator of the State of California, for Statement of Issues against HUYNH XUOI ("Respondent"), is informed and alleges in her official capacity as follows:

1.
On or about November 6, 2019, Respondent made application to the Department of Real Estate ("Department") of the State of California for a real estate salesperson license.
(DISCIPLINARY ACTION)

2.
On or about May 22, 2020, before the Director of the Department of Consumer Affairs, Bureau of Automotive Repair ("Bureau"), State of California, Case No. 77/17-20689,

1 OAH No. 2019030253, the Stipulated Revocation of License and Disciplinary Order as to
2 Respondent was accepted and adopted by the Director of the Department of Consumer Affairs.
3 Pursuant to a Stipulated Revocation of License and Disciplinary Order as to Respondent Xuoi
4 Huynh Only, signed by Respondent on April 1, 2020, the Brake Adjuster License Number BA
5 135880, class C, and Lamp Adjuster License Number LA 135880, class A, issued to
6 Respondent were revoked and accepted by the Director of the Department of Consumer Affairs.
7 Respondent was ordered to deliver to the Bureau his pocket license, and if one was issued, his
8 wall certificate. Respondent was further ordered to pay to the Bureau costs associated with its
9 investigation and enforcement pursuant to Business and Professions Code section 125.3 in the
10 amount of \$3,879.04. Respondent was permitted to pay these costs in a payment plan approved
11 by the Bureau. If Respondent failed to pay the Bureau costs as ordered, Respondent was ordered
12 to not be allowed to renew his Smog Check Inspector License and/or his Smog Check Repair
13 Technician License until Respondent paid costs in full.

14 In the Stipulated Revocation of License and Disciplinary Order, Respondent
15 admitted the truth of each and every charge and allegation in Accusation No. 77/17-20689,
16 agreed that cause existed for discipline, and stipulated to the revocation of his Brake Adjuster
17 License Number BA 135880, class C, and Lamp Adjuster License Number LA 135880, class A.

18 According to the Accusation filed on January 24, 2019, Case No. 77/17-20689,
19 Respondent was subject to disciplinary action for violation of Business and Professions Code
20 sections 9889.16, and 9889.22, and violation of the California Code of Regulations, title 16,
21 sections 3305, subdivision (a), 3316, subdivisions (d)(2), and 3321, subdivision (c)(2).
22 Respondent was also subject to disciplinary action in that he committed acts involving
23 dishonesty, fraud, or deceit whereby another was injured, pursuant to Health and Safety Code
24 section 44072.2.

25 3.

26 The allegations set forth in Paragraph 2 above constitute cause under Code §§
27 10177(f), 10177(g), and 10177(j) for the denial of license to Respondent.

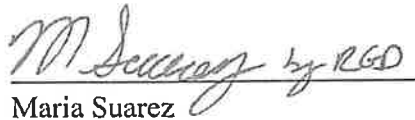
4.

These proceedings are brought under the provisions of § 10100, Division 4 of the Business and Professions Code of the State of California and §§ 11500 through 11528 of the California Government Code.

* * *

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

Dated at Los Angeles, California this 8th day of September, 2021.



Maria Suarez
Supervising Special Investigator

cc: XUOI HYUNH
Maria Suarez
Sacto.