

FILED

MAY - 4 2022

DEPT. OF REAL ESTATE

By *ca Selaw*

1 ANDREA BENTLER, Counsel (SBN 319369)
 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) 576-6905
 7 Fax: (213) 576-6917
 8 *Attorney for Complainant*

10 BEFORE THE DEPARTMENT OF REAL ESTATE
 11 STATE OF CALIFORNIA

12 * * *

13 In the Matter of the Application of) No. H-42239 LA
 14)
 15 AISHIA SHELICE MESTER,) STATEMENT OF ISSUES
 16)
 17 Respondent.)

18 The Complainant, Veronica Kilpatrick, a Supervising Special Investigator of the
 19 State of California, for Statement of Issues against AISHIA SHELICE MESTER, also known as
 20 Aishia Mester and Aishia S. Mester (“Respondent”), is informed and alleges in her official
 21 capacity as follows:

22 1.

23 On or about March 6, 2020, Respondent made application to the Department of
 24 Real Estate (“Department”) of the State of California for a real estate salesperson license.

25 //

26 //

27 //

1 (CRIMINAL CONVICTIONS)

2 2.

3 On or about September 15, 2016, in the Superior Court of California, County of
4 Los Angeles, Case No. NA102215, Respondent was convicted for violation of Vehicle Code
5 sections 23153(a) and 23560 (driving under the influence of alcohol causing injury within ten
6 years of another DUI offense), a felony. Respondent was placed on formal probation for three
7 (3) years on certain terms and conditions, including, in part, serving four (4) days in Los
8 Angeles County Jail, less credit for four (4) days, completion of a thirty (30) month alcohol
9 program, and payment of fees and a fine.

10 3.

11 On or about April 12, 2017, in the Superior Court of California, County of Los
12 Angeles, Case No. 6MN07069, Respondent was convicted on a plea of nolo contendere for
13 Count 1) violation of Vehicle Code section 20002(a) (hit and run) and Count 2) violation of
14 Vehicle Code section 12500(a) (driving without a license), both misdemeanors. As to Count 1,
15 the Court ordered probation to be denied. The Court ordered Respondent to serve one hundred
16 eighty (180) days in Los Angeles County Jail, with Respondent given credit for one hundred
17 eighty (180) days in custody, with ninety (90) days in actual custody and ninety (90) days good
18 time/work time, payment of victim restitution pursuant to Penal Code section 1202.4(f), and
19 payment of fees and a fine. As to Count 5, the Court ordered probation to be denied. The Court
20 ordered Respondent to serve fifty (50) days in Los Angeles County Jail, with Respondent given
21 credit for fifty (50) days in custody, with twenty-five (25) days in actual custody, and twenty-
22 five (25) days good time/work time. The sentence as to Count 5 was ordered stayed pursuant to
23 Penal Code section 654, with the stay to become permanent upon the completion of the
24 sentence imposed in Count 1.

25 4.

26 On or about June 12, 2017, in the Superior Court of California, County of Los
27 Angeles, Case No. BA450297, Respondent was convicted on a plea of nolo contendere to a

1 violation of Vehicle Code sections 23152(b) and 23550 (driving with a 0.08% blood alcohol
2 content within ten years of three other DUI offenses), a felony. Respondent admitted that she
3 suffered the following prior convictions: 1) Vehicle Code section 23153(a) on September 15,
4 2016 in Case No. NA102215; 2) Vehicle Code section 23152(b) on September 3, 2009 in Case
5 No. 8MP158670; and 3) Vehicle Code section 23152(b) on July 11, 2007 in Case No.
6 7BF024850. Respondent was ordered to be imprisoned for three (3) years. The imposition of
7 the sentence was suspended. Respondent was placed on probation for five (5) years, on certain
8 terms and conditions, including serving one hundred eighty (180) days in Los Angeles County
9 Jail, completion of an alcohol education program, revocation of her driver's license for three (3)
10 years, and payment of fees and fines.

11 5.

12 In aggravation, on or about September 30, 1996, in the District Court of
13 Oklahoma County, in the State of Oklahoma, Case No. CF-95-6615, Respondent was convicted
14 on a plea of guilty for Count 1: violation of Title 63 of the Oklahoma Statutes section 2-401
15 (possession of cocaine with intent to distribute), and Count 2: violation of Title 68 of the
16 Oklahoma Statutes section 450-3 (possession of a controlled dangerous substance without a tax
17 stamp). As to Count 1, Respondent was sentenced to ten (10) years, all suspended. As to Count
18 2, Respondent was sentenced to five (5) years, all suspended.

19 6.

20 In aggravation, on or about July 11, 2007, in the Superior Court of California,
21 County of Los Angeles, Case No. 7BF02485, Respondent was convicted on a plea of nolo
22 contendere for violation of Vehicle Code section 23152(b) (driving with a blood alcohol
23 content of 0.08% or more), a misdemeanor. The imposition of the sentence was suspended.
24 Respondent was placed on summary probation for thirty-six (36) months, on certain terms and
25 conditions, including, in part, completion of a nine (9) month licensed first-offender alcohol
26 and other drug education and counseling program, and payment of fees and fines.

27 //

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

7.

In aggravation, on or about September 3, 2009, in the Superior Court of California, County of Los Angeles, Case No. 8MP15867, Respondent was convicted on a plea of no contest for violation of Count 2: Vehicle Code section 23152(b) (driving with a blood alcohol content of 0.08% or more), and violation of Count 4: Vehicle Code section 14601.5 (driving while license suspended or revoked). As to Count 2, the imposition of the sentence was suspended for sixty (60) months, on certain terms and conditions, including, in part, serving time in Los Angeles County Jail, completion of an eighteen (18) month alcohol education program, and payment of fees and fines. As to Count 4, the imposition of the sentence was suspended for thirty-six (36) months, on certain terms and conditions, including, in part, payment of a fine and a fee.

8.

The crimes of which Respondent was convicted, as described in Paragraphs 2 through 4 above, by their facts and circumstances, bear a substantial relationship under Section 2910, Title 10, Chapter 6, California Code of Regulations to the qualifications, functions or duties of a real estate licensee.

9.

The crimes of which Respondent was convicted, as described in Paragraphs 2 through 4 above, constitute cause for denial of Respondent's application for a real estate license under California Business and Professions Code sections 480(a)(1) and 10177(b).

10.

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

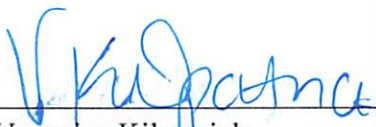
//
//
//

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

* * *

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 AISHIA SHELICE MESTER and for such other and further relief as may be proper under other applicable provisions of law.

Dated at San Diego, California this 2nd day of May, 2022.



Veronica Kilpatrick
Supervising Special Investigator

cc: AISHIA SHELICE MESTER
Veronica Kilpatrick
Sacto.