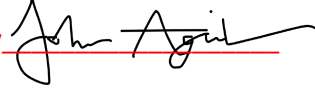


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FILED

February 09, 2024

Department of Real Estate

By 

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BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

In the Matter of the Accusation of) No. H-42780 LA
)
MICHELLE MARIE FITZGERALD,) ACCUSATION
)
Respondent.)
_____)

The Complainant, Veronica Kilpatrick, a Supervising Special Investigator of the State of California, for cause of Accusation against MICHELLE MARIE FITZGERALD, a.k.a. “Michelle Fitzgerald,” “Michelle More,” and “Michelle Line” (“Respondent”), alleges as follows:

1.

The Complainant, Veronica Kilpatrick, a Supervising Special Investigator of the State of California, makes this Accusation in her official capacity.

2.

Respondent presently has license rights under the Real Estate Law, Part 1 of Division 4 of the California Business and Professions Code (“Code”), as a real estate salesperson (License ID 01955325). Respondent’s license is set to expire on December 30, 2024, unless renewed.

ACCUSATION

1 (CRIMINAL CONVICTION)

2 3.

3 On or about May 23, 2023 in the Superior Court of California, County of San
4 Bernardino, Case No. FSB22000792, Respondent was convicted, on a plea of no contest, for
5 violation of Vehicle Code section 23153(b) (driving with a 0.08% BAC or more causing
6 injury), a misdemeanor. The court placed Respondent on summary probation for 36 months,
7 under certain terms and conditions, including in part, serve thirty (30) days in county jail,
8 complete the AB541 alcohol education program, and pay fines and fees.

9 4.

10 The conviction, as described in Paragraph 3 above, bears a substantial
11 relationship under Section 2910, Title 10, Chapter 6, California Code of Regulations to the
12 qualifications, functions or duties of a real estate licensee.

13 5.

14 The crime for which Respondent was convicted, as described in Paragraph 3
15 above, constitutes cause under Code sections 490 and 10177(b) for the suspension or
16 revocation of the license and license rights of Respondent under the Real Estate Law.

17 (COSTS OF INVESTIGATION AND ENFORCEMENT)

18 6.

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

24 7.

25 These proceedings are brought under the provisions of Section 10100, Division
26 4 of the Business and Professions Code of the State of California and Sections 11500 through
27 11528 of the California Government Code.

ACCUSATION

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WHEREFORE, Complainant prays that a hearing be conducted on the allegations of this Accusation and that upon proof thereof, a decision be rendered imposing disciplinary action against all the licenses and license rights of Respondent MICHELLE MARIE FITZGERALD under the Real Estate Law, for the costs of investigation and enforcement as permitted by law, and for such other and further relief as may be proper under other applicable provisions of law.

Dated at San Diego, California, on Jan 18, 2024.

Veronica Kilpatrick

Veronica Kilpatrick
Supervising Special Investigator

cc: MICHELLE MARIE FITZGERALD
Sares Regis Group Residential, Inc.
Veronica Kilpatrick
Sacto.