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*Counsel for Complainant*

**FILED**

**NOV 14 2024**

**DEPT. OF REAL ESTATE**

**By**

BEFORE THE DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

\* \* \*

In the Matter of the Accusation against	)	No. H-43000 LA
	)	
MATIAS MAURICIO SALINAS ORTIZ,	)	<b>ACCUSATION</b>
	)	
	)	
Respondent.	)	
	)	

The Complainant, Jason Parson, acting in his official capacity as a Supervising Special Investigator of the State of California, for cause of Accusation against MATIAS MAURICIO SALINAS ORTIZ (Respondent), is informed and alleges as follows:

1.

All references to the "Code" are to the California Business and Professions Code and all references to "Regulations" are to Title 10, Chapter 6, California Code of Regulations.

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**DRE LICENSE HISTORY**

2.

According to the DRE's records and records publicly available and accessible online ([https://www2.dre.ca.gov/PublicASP/pplinfo.asp?License\\_id=02043841](https://www2.dre.ca.gov/PublicASP/pplinfo.asp?License_id=02043841)), Respondent is presently licensed and/or 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 (RES), Department of Real Estate (DRE) license ID number 02043841.

3.

According to the DRE's records and records publicly available and accessible online, Respondent was first licensed by the Department on or about September 6, 2018.

4.

According to the DRE's records and records publicly available and accessible online, Respondent's mailing address of record is: 618 Ximino Ave., #B, Long Beach, California 90814, and Respondent is affiliated with responsible real estate broker (REB) Top Producers Realty Partners, Inc. (DRE license ID 02072854).

5.

According to the DRE's records and records publicly available and accessible online, Respondent's RES license was previously suspended [and subsequently released] pursuant to Family Code Section 17520 on June 15, 2019 and on January 18, 2024.

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6.

According to the DRE's records and records publicly available and accessible online, Respondent's license will expire on November 16, 2027. Upon license expiration: pursuant to Code Section 10201, Respondent retains renewal rights, and pursuant to Code Section 10103, the Department retains jurisdiction.

**APPLICABLE SECTIONS OF THE REAL ESTATE LAW**

7.

**Further Grounds for Disciplinary Action**

**(Code Section 10177)**

Pursuant to Code Section 10177 *Further Grounds for Disciplinary Action*:

"The commissioner may suspend or revoke the license of a real estate licensee, delay the renewal of a license of a real estate licensee, or deny the issuance of a license to an applicant, who has done any of the following:

...

(f) Acted or conducted himself or herself in a manner that would have warranted the denial of his or her application for a real estate license, or either had a license denied or had a license issued by another agency of this state, another state, or the federal government revoked, surrendered, or suspended for acts that, if done by a real estate licensee, would be grounds for the suspension or revocation of a California real estate license, if the action of denial, revocation, surrender, or suspension by the other agency or entity was taken only after giving the licensee or applicant fair notice of the charges, an opportunity for a hearing, and other due process protections comparable to the Administrative Procedure Act (Chapter 3.5 (commencing with Section 11340), Chapter 4 (commencing with

1 Section 11370), and Chapter 5 (commencing with Section 11500) of Part 1 of  
2 Division 3 of Title 2 of the Government Code), and only upon an express finding  
3 of a violation of law by the agency or entity...”

4 8.

5 **Reporting**

6 **(Code Section 10186.2)**

7 Pursuant to Code Section 10186.2 *Reporting of Convictions, Indictments and*  
8 *License Disciplinary Actions:*

9 “(a) (1) A licensee shall report any of the following to the department:

10 (A) The bringing of a criminal complaint, information, or indictment  
11 charging a felony against the licensee.

12 (B) The conviction of the licensee, including any verdict of guilty, or  
13 plea of guilty or no contest, of any felony or misdemeanor.

14 (C) Any disciplinary action taken by another licensing entity or authority  
15 of this state or of another state or an agency of the federal government.

16 (2) The report required by this subdivision shall be made in writing within 30  
17 days of the date of the bringing of the indictment or the charging of a  
18 felony, the conviction, or the disciplinary action.

19 (b) Failure to make a report required by this section shall constitute a cause for  
20 discipline.”

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2 **Costs**

3 **(Code Section 10106)**

4 Pursuant to Code Section 10106 *Cost Recovery of Investigations*:

5 “(a) Except as otherwise provided by law, in any order issued in resolution of a  
6 disciplinary proceeding before the department, the commissioner may request the  
7 administrative law judge to direct a licensee found to have committed a violation of this part to  
8 pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

9 (b) In the case of a disciplined licensee that is a corporation or a partnership, the  
10 order may be made against the licensed corporate entity or licensed partnership.

11 (c) A certified copy of the actual costs, or a good faith estimate of costs where  
12 actual costs are not available, signed by the commissioner or the commissioner’s designated  
13 representative, shall be prima facie evidence of reasonable costs of investigation and  
14 prosecution of the case. The costs shall include the amount of investigative and enforcement  
15 costs up to the date of the hearing, including, but not limited to, charges imposed by the  
16 Attorney General.

17 (d) The administrative law judge shall make a proposed finding of the amount of  
18 reasonable costs of investigation and prosecution of the case when requested pursuant to  
19 subdivision (a). The finding of the administrative law judge with regard to costs shall not be  
20 reviewable by the commissioner to increase the cost award. The commissioner may reduce or  
21 eliminate the cost award, or remand to the administrative law judge where the proposed  
22 decision fails to make a finding on costs requested pursuant to subdivision (a).

23 (e) Where an order for recovery of costs is made and timely payment is not made  
24 as directed in the commissioner’s decision, the commissioner may enforce the order for  
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1 repayment in any appropriate court. This right of enforcement shall be in addition to any other  
2 rights the commissioner may have as to any licensee to pay costs.

3 (f) In any action for recovery of costs, proof of the commissioner's decision  
4 shall be conclusive proof of the validity of the order of payment and the terms for payment.

5 (g) (1) Except as provided in paragraph (2), the department shall not renew or  
6 reinstate the license of any licensee who has failed to pay all of the costs ordered under this  
7 section.

8 (2) The department may, in its discretion, conditionally renew or reinstate  
9 for a maximum of one year the license of any licensee who demonstrates  
10 financial hardship and who enters into a formal agreement with the  
11 department to reimburse the department within that one-year period for the  
12 unpaid costs.

13 (h) All costs recovered under this section shall be considered a reimbursement  
14 for costs incurred and shall be deposited in the Real Estate Fund to be available,  
15 notwithstanding Section 10451, upon appropriation by the Legislature.

16 (i) Nothing in this section shall preclude the department from including the  
17 recovery of the costs of investigation and enforcement of a case in any stipulated settlement.”

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**FIRST CAUSE FOR DISCIPLINE**  
**(LICENSE DISCIPLINE BY ANOTHER GOVERNMENT AGENCY)**

10.

Department of Insurance Accusation No. OC 202100202

According to certified records from the State of California Department of Insurance (DOI) (certified on or about January 16, 2023), on or about June 3, 2022, DOI Case No. OC 202100202, an Accusation was filed against the licenses and licensing rights of Matias Salinas-Ortiz (DOI License No. 0K01899) and Las Americas Specialty Imports (DOI License No. 0K01899)<sup>1</sup> that alleged facts to support findings to revoke Respondent's DOI license pursuant to:

- A. Insurance Code (IC) Section 1668(b) (against public interest);
- B. IC Section 1668(d) (not of good business reputation);
- C. IC Section 1668(e) (lacking in integrity );
- D. IC Section 1668(j) (shown incompetency or untrustworthiness in the conduct of any business, or has by commission of a wrongful act or practice in the course of any business exposed the public or those dealing with him or her to the danger of loss);
- E. IC Section 1668(l) (failure to perform a duty expressly enjoined upon him); and
- F. and IC Section 1668(o) (permitted any person in his or her employ to violate any provision of this code).

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<sup>1</sup> According to the DOI Accusation, Respondent was the Chief Executive Officer, owner, partner, officer, director and sole controlling person of Las Americas Specialty Imports DBA Southwestern Premiere Insurance Services.

11.

According to certified records from the State of California Department of Insurance (DOI) (certified on or about January 16, 2023), on or about July 18, 2022, in a Default Decision and Order of Revocation in DOI Accusation Case No. OC 202100202, the DOI licenses and all licensing rights of both Respondent (DOI License No. 0K01899) and Las Americas Specialty Imports Southwestern Premiere Ins. Services (DOI License No. 0K91666) were revoked and both were prohibited from participation in the insurance industry in any capacity until expressly permitted by written order of the DOI Commissioner. Said Default Decision and Order of Revocation were to become effective within ten (10) calendar days (July 28, 2022).

12.

According to the publicly accessible DOI records for Respondent available online (<https://cdicloud.insurance.ca.gov/cal/LicenseDetail>), Respondent's DOI License No. 0K01899 has been inactive since July 28, 2022.

13.

The revocation of Respondent's DOI license and the order prohibiting his participation in the insurance industry, as alleged herein above in Paragraph 11, constitutes cause for the suspension or revocation of the REB license, license rights and associated license endorsements, if any, of Respondent under the Real Estate Law, pursuant to **Business and Professions Code Section 10177(f)**.

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**SECOND CAUSE FOR DISCIPLINE**

**(FAILURE TO REPORT LICENSE DISCIPLINE TO DRE)**

14.

According to DRE records to date, Respondent did not report in writing to the Department, the aforementioned discipline by the California Department of Insurance in DOI Accusation Case No. OC 202100202, as described above in Paragraph 11, within thirty (30) days of the July 28, 2022 effective [revocation] date.

15.

Respondent's failure to report his license revocation in DOI Accusation Case No. OC 202100202, as described above in Paragraph 11, constitutes cause for discipline under **Code Section 10186.2** of the RES license, license rights and associated license endorsements, if any, of Respondent under the Real Estate Law.

**COSTS OF INVESTIGATION AND ENFORCEMENT**

16.

If Respondent is found to have committed a violation of the Real Estate Law, the Commissioner may request Respondent to pay the reasonable costs of the investigation and enforcement of this case, pursuant to **Code Section 10106**.

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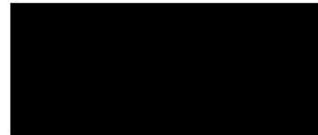
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1 WHEREFORE, Complainant prays that a hearing be conducted on the  
2 allegations of this Accusation and that upon proof thereof, a decision be rendered imposing  
3 disciplinary action against all licenses and license rights of Respondent **MATIAS MAURICIO**  
4 **SALINAS ORTIZ** under the Real Estate Law (Part 1 of Division 4 of the Business and  
5 Professions Code), for the cost of investigation and enforcement as permitted by law, and for  
6 such other and further relief as may be proper under other provisions of law.

7 Dated at Los Angeles, California: November 14, 2024.

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11 Jason T. Parson  
12 Supervising Special Investigator

13  
14 cc: Matias Mauricio Salinas Ortiz  
15 Top Producers Realty Partners, Inc.  
16 LA Enf.: J. Parson  
17 Sacto.  
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