

FILED

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DEPT. OF REAL ESTATE

By

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BEFORE THE DEPARTMENT OF REAL ESTATE
STATE OF CALIFORNIA

* * *

In the Matter of the Accusation Against,) DRE No. H-43298 LA
)
BENITO QUIBRERA,)
) ACCUSATION
Respondent.)
)

The Complainant, Jose Soriano, a Supervising Special Investigator of the State of California, for cause of Accusation against BENITO QUIBRERA ("Respondent") alleges as follows:

1.

The Complainant, Jose Soriano, a Supervising Special Investigator of the State of California, makes this Accusation in his 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 with Department of Real Estate ("Department") License ID 01970460. Respondent's license is set to expire on July 2, 2028, unless renewed. Respondent's responsible broker is Side, Inc.

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ACCUSATION

- 1 -

1 CRIMINAL CONVICTIONS

2 3.

3 On or about February 4, 2025, in the Superior Court of California, County of
4 Los Angeles, Case No. 0AR31966, Respondent was convicted on a plea of nolo contendere for
5 violating Vehicle Code section 23152(a) (driving under the influence of alcohol), a
6 misdemeanor. The court suspended the imposition of sentence and placed Respondent on
7 summary probation for three (3) years, under certain terms and conditions, including in part,
8 paying fines and assessments and completing a hospital and morgue program, an 18-month
9 licensed driving under the influence program, and a Mothers Against Drunk Drivers Impact
10 program.

11 4.

12 On or about February 4, 2025, in the Superior Court of California, County of
13 Los Angeles, Case No. 2AR00535, Respondent was convicted on a plea of nolo contendere for
14 violating Vehicle Code section 23152(b) (driving with blood alcohol content of 0.08 percent or
15 more, to wit: 0.27 percent), a misdemeanor. The court suspended the imposition of sentence
16 and placed Respondent on summary probation for three (3) years, under certain terms and
17 conditions, including in part, serving sixty (60) days in county jail, paying fines and
18 assessments, and completing an 18-month licensed driving under the influence program.

19 5.

20 On or about March 25, 2025, in the Superior Court of California, County of Los
21 Angeles, Case No. 2SV02300, Respondent was convicted on a plea of nolo contendere for
22 violating Vehicle Code section 23152(b) (driving with blood alcohol content of 0.08 percent or
23 more), a misdemeanor. The court denied probation and ordered Respondent to serve one
24 hundred and twenty (120) days in county jail and to pay assessments.

25 6.

26 The convictions, as described in Paragraphs 3 through 5 above, bear a
27 substantial relationship under Section 2910, Title 10, Chapter 6, of the California Code of
28 Regulations to the qualifications, functions or duties of a real estate licensee.

1 7.

2 The crimes for which Respondent was convicted, as described in Paragraphs 3
3 through 5 above, constitute cause under Code sections 490 and 10177(b) for the suspension or
4 revocation of the license and license rights of Respondent under the Real Estate Law.

5 IN AGGRAVATION

6 8.

7 On or about August 17, 2004, in the Superior Court of California, County of Los
8 Angeles, Case No. SF04159, Respondent was convicted on a plea of nolo contendere for
9 violating Vehicle Code section 23152(b) (driving with blood alcohol content of 0.08 percent or
10 more), a misdemeanor. The court suspended the imposition of sentence and placed respondent
11 on summary probation for forty-eight (48) months, under certain terms and conditions,
12 including in part, paying fines and assessments, completing a 3-month licensed first-offender
13 alcohol and other drug education and counseling program, attending one hundred and four
14 (104) additional alcohol anonymous meetings at a minimum rate of two meetings per week,
15 and paying restitution to the victim in the amount of \$2,910.00. The court suspended
16 Respondent's driving privilege for twelve (12) months and prohibited Respondent from
17 operating a motor vehicle with any measurable amount of alcohol in his blood system.

18 9.

19 On or about June 24, 2009, in the Superior Court of California, County of Los
20 Angeles, Case No. 9SRO2595, Respondent was convicted on a plea of nolo contendere for
21 violating Vehicle Code section 23152(b) (driving with blood alcohol content of 0.08 percent or
22 more), a misdemeanor. The court suspended the imposition of sentence and placed Respondent
23 on summary probation for sixty (60) months, under certain terms and conditions, including in
24 part, paying fines and assessments and completing an 18-month licensed second-offender
25 alcohol and other drug education and counseling program.

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1 FAILURE TO REPORT CONVICTIONS

2 10.

3 Pursuant to Section 10186.2 of the Code, a licensee shall report, in writing,
4 "[t]he conviction of the licensee, including any verdict of guilty, or plea of guilty or no contest,
5 of any felony or misdemeanor" to the Department within thirty (30) days of the date of
6 conviction. Respondent failed to timely report in writing to the Department the convictions
7 described in Paragraphs 3 through 5 above.

8 11.

9 Respondent's failure to timely report the convictions described in Paragraphs 3
10 through 5 above constitutes cause under Section 10186.2 of the Code for the suspension or
11 revocation of the license and license rights of Respondent under the Real Estate Law.

12 COSTS OF INVESTIGATION AND ENFORCEMENT

13 12.

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

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

24
25 Dated at Los Angeles, California this 31 day of August, 2026.

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27 
28 Jose Soriano
Supervising Special Investigator

1 cc: BENITO QUIBRERA
2 Side, Inc.
3 Jose Soriano
4 Sacto.
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ACCUSATION