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Department of Real Estate  
107 South Broadway, Room 8107  
Los Angeles, CA 90012  
(213) 897-3937

**FILED**  
JUL 19 1994  
DEPARTMENT OF REAL ESTATE

By K. Stedehelf

DEPARTMENT OF REAL ESTATE  
STATE OF CALIFORNIA

\* \* \* \*

To:	)	No. H-1761 SA
	)	
	)	<u>ORDER TO DESIST</u>
HEYMING & JOHNSON, INC.	)	
	)	<u>AND REFRAIN</u>
	)	

The Real Estate Commissioner of the State of California has caused an investigation to be made of your activities as a real estate broker, and based on the findings of that investigation, as set forth below, is of the opinion that you have violated Section 10145(a) of the Business and Professions Code (hereinafter Code), as well as Regulations 2830 and 2831 (all references herein to Regulations refer to the California Code of Regulations, Title 10, Chapter 6, hereinafter the Regulations).

I

That at all times herein mentioned, you, HEYMING & JOHNSON, were licensed by the Department of Real Estate of the State of California (hereinafter Department) as a corporate real estate broker.

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II

At all times herein mentioned, you engaged in the business of, acted in the capacity of, advertised or assumed to act as a real estate broker in the State of California within the meaning of Section 10131(b) of the Code, including soliciting renters and owners and collecting rents from real properties on behalf of others for or in expectation of compensation.

III

During 1992 and 1993, in connection with the aforesaid real estate brokerage activities, you accepted or received funds from renters and owners and thereafter made disbursements of such funds. These funds were deposited by you in your Trust Account Nos. 319-62-23198 (T/A 1), First Interstate Bank, Anaheim, and 03189694-01 (T/A 2), Riverside National Bank, Riverside.

IV

In connection with your activities as a real estate broker, as described above, you acted in violation of the Real Estate Law as follows:

1. You violated Section 10145(a) of the Code in that T/A 1 had a shortage in the amount of \$1,158.64 as of July 31, 1993.

2. You violated Regulation 2830 in that T/A 1 and T/A 2 were not in the broker's name as trustee.

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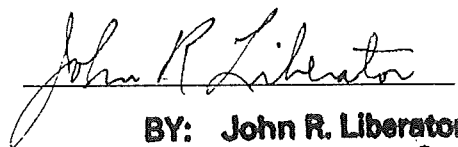
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3. You violated Regulation 2831 by not maintaining a columnar record of trust funds received and paid out which provided for a daily balance of trust funds.

NOW, THEREFORE, YOU, HEYMING & JOHNSON, ARE ORDERED TO DESIST AND REFRAIN from performing any and all acts for which a real estate broker license is required until you comply with all provisions of the Real Estate Law as discussed in this Order.

DATED: July 11, 1994

CLARK WALLACE  
Real Estate Commissioner



**BY: John R. Liberator  
Chief Deputy Commissioner**

cc: Heyming & Johnson, Inc.  
c/o Frank T. Heyming  
7130 Magnolia Avenue  
Riverside, CA 92504

JRP:WJH:kw