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MAY 08 2012

DEPARTMENT OF REAL ESTATE

BY: *[Signature]*

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8 BEFORE THE DEPARTMENT OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Application of)	No. H-38118 LA
12 TROY A. RAGLAND,)	<u>STATEMENT OF ISSUES</u>
13 Respondent.)	
14 _____)	

15 The Complainant, Robin Trujillo, a Deputy Real Estate
16 Commissioner of the State of California, acting in her official
17 capacity, for Statement of Issues against TROY A. RAGLAND
18 ("Respondent") alleges as follows:

19 1.

20 On or about December 2, 2009, Respondent made
21 application to the Department of Real Estate of the State of
22 California for a real estate salesperson license.

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1 (CRIMINAL CONVICTIONS).

2 2.

3 On or about May 14, 1991, in the Supreme Court of the
4 State of New York, New York County, Case No. 2141-91, Respondent
5 was convicted of violating New York Penal Code Section 120.05
6 (assault in the second degree), a felony. Said crime bears a
7 substantial relationship to the qualifications, functions, or
8 duties of a real estate licensee under Section 2910, Title 10,
9 Chapter 6, California Code of Regulations.

10 3.

11 On or about November 26, 1991, in the State of North
12 Carolina, General Court of Justice, Person County, Case No.
13 91CR4022, Respondent was convicted of violating North Carolina
14 General Statutes Section 14-33(b)(2) (assault on a female), a
15 misdemeanor. Said crime bears a substantial relationship to the
16 qualifications, functions, or duties of a real estate licensee
17 under Section 2910, Title 10, Chapter 6, California Code of
18 Regulations.

19 4.

20 On or about February 9, 1996, in the Municipal Court
21 of Central Arraign Courthouse Judicial District, County of Los
22 Angeles, California, Case No. 6CR08084, Respondent was convicted
23 of violating California Penal Code Section 273.5(a) (infliction
24 of corporal injury upon spouse/cohabitant), a misdemeanor. Said
25 crime bears a substantial relationship to the qualifications,
26 functions, or duties of a real estate licensee under Section
27 2910, Title 10, Chapter 6, California Code of Regulations.

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5.

On or about July 11, 1996, in the Municipal Court of Metropolitan Courthouse Judicial District, County of Los Angeles, California, Case No. 6MT06250, Respondent was convicted of violating California Vehicle Code Section 23152(b) (driving with blood alcohol level of 0.08 percent or greater), a misdemeanor. Said crime bears a substantial relationship to the qualifications, functions, or duties of a real estate licensee under Section 2910, Title 10, Chapter 6, California Code of Regulations.

6.

On or about August 6, 1996, in the Municipal Court of Metropolitan Courthouse Judicial District, County of Los Angeles, California, Case No. 6MT06259, Respondent was convicted of violating California Vehicle Code Section 23152(b) (driving with blood alcohol level of 0.08 percent or greater), a misdemeanor. Said crime bears a substantial relationship to the qualifications, functions, or duties of a real estate licensee under Section 2910, Title 10, Chapter 6, California Code of Regulations.

7.

The crimes of which Respondent was convicted as alleged herein constitute cause for denial of Respondent's application for a real estate license under California Business and Professions Code Sections 475(a)(2), 480(a), and 10177(b).

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(FAILURE TO REVEAL CONVICTION)

8.

In response to Part D - Question 1 of his license application, to wit: "HAVE YOU EVER BEEN CONVICTED OF A MISDEMEANOR OR FELONY? CONVICTIONS EXPUNGED UNDER PENAL CODE SECTION 1203.4 MUST BE DISCLOSED. HOWEVER, YOU MAY OMIT TRAFFIC CITATIONS WHICH DO NOT CONSTITUTE A MISDEMEANOR OR FELONY. IF YES, COMPLETE ITEM 5," Respondent answered "Yes," but failed to reveal the conviction described in Paragraph 2, above.

9.

Respondent's failure to reveal the conviction in his license application constitutes knowingly making a false statement of material fact required to be revealed in said application, which is grounds for denial of the issuance of a license under California Business and Professions Code Sections 475(a)(1), 480(c), and 10177(a).

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

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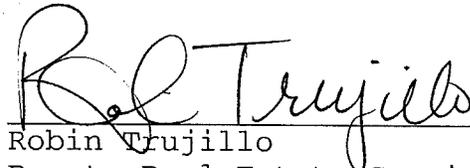
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1 WHEREFORE, the Complainant prays that the above-
2 entitled matter be set for hearing and, upon proof of the
3 charges contained herein, that the Commissioner refuse to
4 authorize the issuance of, and deny the issuance of, a real
5 estate salesperson license to Respondent, TROY A. RAGLAND, and
6 for such other and further relief as may be proper under other
7 applicable provisions of law.

8 Dated at Los Angeles, California: May 8, 2012.

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12 Robin Trujillo
13 Deputy Real Estate Commissioner

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25 cc: TROY A. RAGLAND
26 Robin Trujillo
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