

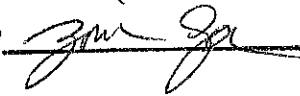
1 Bureau of Real Estate
2 320 W. 4th Street, Suite 350
3 Los Angeles, CA 90013-1105

4 Telephone: (213) 576-6982

FILED

NOV 14 2016

BUREAU OF REAL ESTATE

By 

8 BEFORE THE BUREAU OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Application of
12 CRAIG C. KENNEY

13 Respondent.

) Case No. H-40464 LA

) STIPULATION AND WAIVER

) (B&P 10100.4)

15 I, CRAIG C. KENNEY ("Respondent") do hereby affirm that I have applied to the Bureau
16 of Real Estate ("Bureau") for a real estate broker license, and that to the best of my knowledge I
17 have satisfied all of the statutory requirements for the issuance of the license, including, but not
18 limited to, the payment of the fee therefor.

19 I acknowledge that by entering into this Stipulation and Waiver, I am stipulating that the
20 Real Estate Commissioner ("Commissioner") has found grounds that justify the denial of the
21 issuance of an unrestricted real estate broker license to me. I agree that there are grounds to deny
22 the issuance of an unrestricted real estate broker license to me pursuant to Business and Professions
23 Code ("Code") Sections 480(a), 10177(b), and 10177(j) for the following convictions:

- 24 • March 16, 2005: California Penal Code Section 415(2) (disturbing another by loud and
25 unreasonable noise), a misdemeanor;
- 26 • February 10, 1995: California Vehicle Code Sections 10851(a) (theft of a vehicle), 10802
27 (tampering with a vehicle identification number), and 10752 (sale or possession of stolen

1 vehicle identification number), felonies, and Penal Code Section 496(a) (buying or
2 receiving stolen property), a felony;

- 3 • January 21, 1993: California Penal Code Section 594(a) (vandalism), a misdemeanor.

4 I hereby request that the Real Estate Commissioner in his discretion issue a restricted real
5 estate broker license to me under the authority of Sections 10100.4 and 10156.5 of the Code.

6 I understand that any such restricted license will be issued subject to the provisions and limitations
7 of Sections 10156.6 and 10156.7 of the Code.

8 I understand that by my signing of this Stipulation and Waiver, provided this Stipulation
9 and Waiver is accepted and signed by the Commissioner, the Commissioner will not file a
10 Statement of Issues based on the grounds herein, and I am waiving my right to a hearing and the
11 opportunity to present evidence at the hearing to establish my rehabilitation in order to obtain an
12 unrestricted real estate broker license.

13 I agree that by signing this Stipulation and Waiver, the conditions, limitations, and
14 restrictions imposed on my restricted license, identified below, may be removed only by filing a
15 Petition for Removal of Restrictions ("Petition") with the Commissioner, and that my Petition must
16 follow the procedures set forth in Government Code Section 11522.

17 I further understand that the restricted license issued to me shall be subject to all of the
18 provisions of Section 10156.7 of the Code and to the following limitations, conditions and
19 restrictions imposed under authority of Section 10156.6 of the Code:

20 1. The restricted license shall not confer any property right in the privileges to be exercised
21 including the right of renewal, and the Commissioner may by appropriate order suspend
22 the right to exercise any privileges granted under the restricted license in the event of:

23
24 a. Respondent's conviction (including a plea of nolo contendere) of a crime that
25 bears a substantial relationship to Respondent's fitness or capacity as a real estate
26 licensee; or

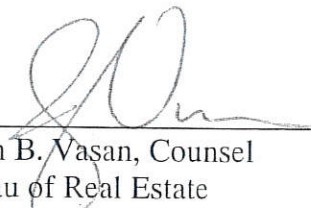
27 b. The receipt of evidence that Respondent has violated provisions of the California

1 Real Estate Law, the Subdivided Lands Law, Regulations of the Commissioner, or
2 conditions attaching to the restricted license.

3 2. Respondent shall not be eligible to petition for the issuance of an unrestricted real
4 estate license nor the removal of any of the conditions, limitations, or restrictions
5 attaching to the restricted license until two (2) years have elapsed from the date of
6 issuance of the restricted license to Respondent. Respondent shall not be eligible to
7 apply for any unrestricted licenses until all restrictions attaching to the license have
8 been removed.

9 3. Respondent shall notify the Real Estate Commissioner in writing within 72 hours of
10 any arrest by sending a certified letter to the Real Estate Commissioner at the Bureau of
11 Real Estate, Post Office Box 137013, Sacramento, CA 95813-7013. The letter shall set
12 forth the date of Respondent's arrest, the crime for which Respondent was arrested, and
13 the name and address of the arresting law enforcement agency. Respondent's failure to
14 timely file written notice shall constitute an independent violation of the terms of the
15 restricted license and shall be grounds for the suspension or revocation of that license.

16
17 10-26-2016
18 Dated _____

19 
20 Judith B. Vasani, Counsel
21 Bureau of Real Estate

22 * * *

23 Respondent has read the Stipulation and Waiver, and its terms are understood by
24 Respondent and are agreeable and acceptable to Respondent. Respondent understands that
25 Respondent is waiving rights given to Respondent by the Administrative Procedure Act (including,
26 but not limited to, Government Code Sections 11504, 11506, 11508, 11509, and 11513), and
27 Respondent willingly, intelligently, and voluntarily waives those rights, including, but not limited
to, the right to a hearing on a Statement of Issues at which Respondent would have the right to
cross-examine witnesses against Respondent and to present evidence in defense and mitigation of

1 the charges.

2 Respondent shall send a hard copy of the original signed Stipulation and Waiver to
3 Judith B. Vasan, Bureau of Real Estate, 320 W. 4th Street, Suite 350, Los Angeles, California
4 90013.

5 Respondent agrees, acknowledges and understands that by signing this Stipulation and
6 Waiver he is bound by its terms as of the date of such signature and that such agreement is not
7 subject to rescission or amendment at a later date except by a separate Decision and Order of the
8 Commissioner.

9
10 Oct 20, 2010.

11 Dated

12 
13 CRAIG C. KENNEY, Respondent

14 * * *

15 I have read the foregoing Stipulation and Waiver signed by Respondent. I am satisfied that
16 the hearing for the purpose of requiring further proof as to the honesty and truthfulness of
17 Respondent need not be called and that it will not be inimical to the public interest to issue a
18 restricted real estate broker license to Respondent.

19 Therefore, IT IS HEREBY ORDERED that a restricted real estate broker license be issued
20 to Respondent, if Respondent has otherwise fulfilled all of the statutory requirements for licensure.
21 The restricted broker license shall be limited, conditioned, and restricted as specified in the
22 foregoing Stipulation and Waiver.

23 This Order is effective immediately.

24 IT IS SO ORDERED

25 11/7/16

26 WAYNE S. BELL
27 REAL ESTATE COMMISSIONER

28 
29 By: DANIEL SANDRI
30 Assistant Commissioner