

**FILED**

**September 15, 2011**

1 DEPARTMENT OF REAL ESTATE  
2 P. O. Box 187000  
3 Sacramento, CA 95818-7000  
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DEPARTMENT OF REAL ESTATE

By 

STATE OF CALIFORNIA

DEPARTMENT OF REAL ESTATE

11 To:	)	
	)	NO. H-5686 SAC
12 MARK RYAN WIMPEE	)	
	)	<u>ORDER TO DESIST AND REFRAIN</u>
13 _____	)	(B&P Code Section 10086)

15 The Commissioner (hereinafter "Commissioner") of the California Department  
16 of Real Estate (hereinafter "Department") caused an investigation to be made of the activities of  
17 MARK RYAN WIMPEE (hereinafter "WIMPEE"). Based on that investigation, the  
18 Commissioner has determined that WIMPEE has engaged in, is engaging in, or is attempting to  
19 engage in, acts or practices constituting violations of the California Business and Professions  
20 Code (hereinafter "the Code"), including the business of, acting in the capacity of, and/or  
21 advertising or assuming to act as, a real estate broker in the State of California within the  
22 meaning of Sections 10131(d) (performing services for borrowers and/or lenders in connection  
23 with loans secured by real property) and 10131.2 (real estate broker license required to charge  
24 and collect an advance fee) of the Code. Furthermore, based on the investigation, the  
25 Commissioner hereby issues the following Findings of Fact, Conclusions of Law, and Desist  
26 and Refrain Order under the authority of Section 10086 of the Code.



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DESIST AND REFRAIN ORDER

Based on the Findings of Fact and Conclusions of Law stated herein, WIMPEE, whether doing business under your own name, or any other name or fictitious name, ARE HEREBY ORDERED to:

1. Immediately desist and refrain from performing any acts within the State of California for which a real estate broker license is required; and,
2. immediately desist and refrain from charging, demanding, claiming, collecting and/or receiving advance fees, as that term is defined in Section 10026 of the Code, in any form, and under any conditions, with respect to the performance of loan modifications or any other form of mortgage loan forbearance service in connection with loans on residential property containing four or fewer dwelling units (Code Section 10085.6).

DATED: 8/29/11

BARBARA J. BIGBY  
Real Estate Commissioner

By 

- NOTICE -

Business and Professions Code Section 10139 provides that "Any person acting as a real estate broker or real estate salesperson without a license or who advertises using words indicating that he or she is a real estate broker without being so licensed shall be guilty of a public offense punishable by a fine not exceeding twenty thousand dollars (\$20,000), or by imprisonment in the county jail for a term not to exceed six months, or by both fine and imprisonment; or if a corporation, be punished by a fine not exceeding sixty thousand dollars (\$60,000)."