

FILED

MAR 25 2010

1 DEPARTMENT OF REAL ESTATE

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DEPARTMENT OF REAL ESTATE

By *A. Henry*

9 STATE OF CALIFORNIA

10 DEPARTMENT OF REAL ESTATE

11 To:)	
)	NO. H-4081 SD
12 ERIC BRANDON CALDWELL)	
)	<u>ORDER TO DESIST AND REFRAIN</u>
)	(B&P Code Section 10086)
14)	

15 The Commissioner (hereinafter "Commissioner") of the California Department of
16 Real Estate (hereinafter "Department") caused an investigation to be made of the activities of
17 ERIC BRANDON CALDWELL (hereinafter "CALDWELL"). Based on that investigation, the
18 Commissioner has determined that CALDWELL has engaged in, is engaging in, or is attempting
19 to engage in, acts or practices constituting violations of the California Business and Professions
20 Code (hereinafter "the Code") and/or Title 10, Chapter 6, California Code of Regulations
21 (hereinafter "the Regulations"), including the business of, acting in the capacity of, and/or
22 advertising or assuming to act as, a real estate broker in the State of California within the
23 meaning of Section 10131(d) (performing services for borrowers and/or lenders in connection
24 with loans secured by real property) of the Code. Furthermore, based on the investigation, the
25 Commissioner hereby issues the following Findings of Fact, Conclusions of Law, and Desist and
26 Refrain Order under the authority of Section 10086 of the Code.

27 ///

1 salesperson shall accept compensation from any person other than the broker under whom he is
2 at the time licensed) and 10139 (any person acting as a real estate broker without a license or
3 who advertises using words indicating that he is a real estate broker without being so licensed
4 shall be guilty of a public offense punishable by a fine not exceeding twenty thousand dollars
5 (\$20,000), or by imprisonment in the county jail for a term not to exceed six months, or by both
6 fine and imprisonment) of the Code.

7 DESIST AND REFRAIN ORDER

8 Based on the Findings of Fact and Conclusions of Law stated herein, you, ERIC
9 BRANDON CALDWELL, whether doing business under your own name, or any other name or
10 fictitious name, ARE HEREBY ORDERED to immediately desist and refrain from performing
11 any acts within the State of California for which a real estate broker license is required. In
12 particular, you are ordered to desist and refrain from:

13 1. Charging, demanding, claiming, collecting and/or receiving advance fees,
14 as that term is defined in Section 10026 of the Code, in any form, and under any condition, with
15 respect to the performance of loan modifications or any other form of mortgage loan forbearance
16 service in connection with loans on residential property containing four or fewer dwelling units
17 (Code Section 10085.6), and;

18 2. Charging, demanding, claiming, collecting and/or receiving advance fees,
19 as that term is defined in Section 10026 of the Code, for any other real estate related services
20 offered by you to others.

21
22 DATED: _____

3/24/2006

24 JEFF DAVI
25 Real Estate Commissioner

26
27 By _____