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8 **BEFORE THE**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
10 **FOR THE BUREAU OF ELECTRONIC AND APPLIANCE REPAIR, HOME**  
11 **FURNISHINGS AND THERMAL INSULATION**  
12 **STATE OF CALIFORNIA**

12 In the Matter of the Statement of Issues  
13 Against:  
14 **MURAD ALRAWASHDEH**  
15 **Furniture and Bedding Retailer License**  
16 **Applicant**  
17 Respondent.

Case No. AN 2015-497

**STATEMENT OF ISSUES**

18 Justin Paddock (“Complainant”) alleges:

19 **PARTIES**

20 1. Complainant brings this Statement of Issues solely in his official capacity as the  
21 Bureau Chief of the Bureau of Electronic and Appliance Repair, Home Furnishings and Thermal  
22 Insulation (the “Bureau”), Department of Consumer Affairs.

23 2. On or about June 16, 2015, the Bureau received an *Application for License – Home*  
24 *Furnishings (General)* from Murad Alrawashdeh, also known as Murad Fayeaz Rawashdeh,  
25 Murad Fayelal Rawashdea, Murad Fayed Rawashdeh, and Murad Fayeaz Alrawashdeh  
26 (“Respondent”), doing business as Elegant Furniture, for a license as a furniture and bedding  
27 retailer. On or about July 2, 2015, the Bureau received from Respondent an *Applicant*  
28 *Questionnaire* setting forth Respondent’s criminal convictions in more detail. Respondent

1 certified under penalty of perjury to the truthfulness of all statements in the application, including  
2 any appurtenances thereto. The Bureau denied the application on or about August 11, 2015.

### 3 JURISDICTION

4 3. This Statement of Issues is brought before the Director of Consumer Affairs  
5 (Director) for the Bureau, under the authority of the following laws. All section references are to  
6 the Business and Professions Code (“Code”) unless otherwise indicated.

7 4. Business and Professions Code (Code) section 19004.1 states:

8 Protection of the public shall be the highest priority for the Bureau of  
9 Electronic and Appliance Repair, Home Furnishings and Thermal Insulation in  
10 exercising its licensing, regulatory, and disciplinary functions under this chapter.  
Whenever the protection of the public is inconsistent with other interests sought to be  
promoted, the protection of the public shall be paramount.

### 11 STATUTORY AND REGULATORY PROVISIONS

12 5. Code section 480 states, in pertinent part:

13 (a) A board may deny a license regulated by this code on the grounds that the  
14 applicant has one of the following:

15 (1) Been convicted of a crime. A conviction within the meaning of this section  
16 means a plea or verdict of guilty or a conviction following a plea of nolo contendere.  
17 Any action that a board is permitted to take following the establishment of a  
conviction may be taken when the time for appeal has elapsed, or the judgment of  
18 conviction has been affirmed on appeal, or when an order granting probation is made  
suspending the imposition of sentence, irrespective of a subsequent order under the  
provisions of Section 1203.4, 1203.4a, or 1203.41 of the Penal Code.

19 (2) Done any act involving dishonesty, fraud, or deceit with the intent to  
substantially benefit himself or herself or another, or substantially injure another.

20 (3) (A) Done any act that if done by a licentiate of the business or profession in  
21 question, would be grounds for suspension or revocation of license.

22 (B) The board may deny a license pursuant to this subdivision only if the crime  
or act is substantially related to the qualifications, functions, or duties of the business  
23 or profession for which application is made.

24 (b) Notwithstanding any other provision of this code, a person shall not be  
denied a license solely on the basis that he or she has been convicted of a felony if he  
25 or she has obtained a certificate of rehabilitation under Chapter 3.5 (commencing  
with Section 4852.01) of Title 6 of Part 3 of the Penal Code or that he or she has been  
26 convicted of a misdemeanor if he or she has met all applicable requirements of the  
criteria of rehabilitation developed by the board to evaluate the rehabilitation of a  
27 person when considering the denial of a license under subdivision (a) of Section 482.

28 (c) Notwithstanding any other provisions of this code, a person shall not be  
denied a license solely on the basis of a conviction that has been dismissed pursuant

1 to Section 1203.4, 1203.4a, or 1203.41 of the Penal Code. An applicant who has a  
2 conviction that has been dismissed pursuant to Section 1203.4, 1203.4a, or 1203.41 of  
the Penal Code shall provide proof of the dismissal. . . .

3 6. Code section 22 states:

4 “Board,” as used in any provision of this code, refers to the board in which the  
5 administration of the provision is vested, and unless otherwise expressly provided,  
shall include "bureau," "commission," "committee," "department," "division,"  
6 "examining committee," "program," and "agency.”

7 7. Code section 477(b), states, ““License includes certificate, registration or other means  
8 to engage in a business or profession regulated by this code.”

9 8. Code section 19211 states:

10 Any person who has been denied a license, or who has had his or her license  
11 revoked, or whose license is under suspension, or who has failed to renew his or her  
12 license while it was under suspension, or any person who has been a member of any  
13 partnership, or an officer or director of any corporation, or an officer or person acting  
14 in a managerial capacity of any firm or association, whose license has been revoked,  
or whose license is under suspension, or who has failed to renew a license while it  
15 was under suspension, and while acting as a member, officer, director, or person  
16 acting in a managerial capacity, participated in any of the prohibited acts for which  
the license was suspended, or revoked, shall be prohibited from serving as a member  
of any licensed partnership, or as an officer or director of any licensed corporation, or  
as an officer or person acting in a managerial capacity of any licensed firm or  
association, and the employment, election, or association of a person in this capacity  
by a licensee shall constitute grounds for disciplinary action against the licensee.

17 **CAUSE FOR DENIAL OF APPLICATION**

18 (Criminal Convictions)

19 9. Respondent's application is subject to denial pursuant to Code section 480(a)(1), in  
20 that Respondent committed crimes that are substantially related to the qualifications, functions, or  
21 duties of a furniture and bedding retailer, as follows:

22 a. On or about February 20, 2014, in a criminal proceeding entitled *People v. Murad*  
23 *Fayez Alrawashdeh, aka Murad Fayeaz Rawashdeh*, Fresno County Superior Court, Case  
24 No. F13911047, the court convicted Respondent on his plea of nolo contendere of violating Penal  
25 Code section 664/487(a) (attempted grand theft of personal property valued in excess of \$950), a  
26 felony. The circumstances of the crime are that on or about November 20, 2013, Respondent  
27 attempted to take cash in excess of \$3,000 from another.

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**PRAYER**

**WHEREFORE**, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Director of Consumer Affairs issue a decision:

1. Denying the application of Murad Alrawashdeh, also known as Murad Fayeaz Rawashdeh, Murad Fayelal Rawashdea, Murad Fayed Rawashdeh, and Murad Fayeaz Alrawashdeh, for a license as a furniture and bedding retailer; and,

2. Taking such other and further action as deemed necessary and proper.

DATED: MAR 01 2016



JUSTIN PADDOCK  
Bureau Chief  
Bureau of Electronic and Appliance Repair, Home  
Furnishings and Thermal Insulation  
Department of Consumer Affairs  
State of California  
*Complainant*

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