

1 PRESTON DuFAUCHARD  
California Corporations Commissioner  
2 ALAN S. WEINGER  
Acting Deputy Commissioner  
3 JUDY L. HARTLEY (CA BAR NO. 110628)  
Senior Corporations Counsel  
4 Department of Corporations  
320 West 4<sup>th</sup> Street, Ste. 750  
5 Los Angeles, California 90013-2344  
Telephone: (213) 576-7604 Fax: (213) 576-7181  
6 Attorneys for Complainant

8 BEFORE THE DEPARTMENT OF CORPORATIONS  
9 OF THE STATE OF CALIFORNIA

10  
11 In the Matter of the Petition for Reinstatement ) File No.: 963-1155  
of: )  
12 ) ORDER DENYING PETITION FOR  
13 GINA SIMNOWSKI ) REINSTATEMENT  
14 )  
15 )  
16 )  
17 )

18 TO: EDMUND G. BROWN, JR.  
19 ATTORNEY GENERAL, STATE OF CALIFORNIA  
Department of Justice  
20 P.O. Box 944255  
21 Sacramento, California 94244-2550

22 Gina Simnowski  
23 5655 Sale Avenue  
24 Woodland Hills, California 91367

25 Petitioner, Gina Simnowski, having filed a petition for reinstatement regarding the June 18,  
26 2002 order barring Petitioner from any position of employment, management or control of an escrow  
27 agent issued in proceedings brought by the California Corporations Commissioner entitled In the  
28 Matter of the Commissioner of Corporations of the State of California v. Gina Simnowski; the

1 petition having been considered, no further arguments having been filed by Petitioner despite ample  
2 opportunity to do so, this agency finds that:

3 Petitioner is not entitled to reinstatement of employment, management or control of an  
4 escrow agent for the following reasons:

5 1. Petitioner continues to deny that she committed any wrongdoing while employed at  
6 Mara Escrow Company despite having been found by an Administrative Law Judge after an  
7 administrative trial to have committed escrow law violations involving fraud and unauthorized trust  
8 fund disbursements. Petitioner’s denial of any wrongdoing demonstrates Petitioner’s inability to  
9 grasp the requirements and fiduciary responsibilities that come with working in the independent  
10 escrow industry.

11 2. Petitioner’s denial also demonstrates that she has not accepted responsibility for the  
12 repeated escrow law violations she committed while working at Mara Escrow Company.

13 3. Petitioner appears to have attempted no educational training, which could have  
14 benefited her in a rehabilitation process or otherwise demonstrated that she possesses the technical  
15 skills or knowledge of the policies, procedures, and controls necessary to competently be employed,  
16 manage and/or control an escrow agent in compliance with the Escrow Law, so as to ensure that the  
17 same problems did not recur in the future.

18 4. Petitioner has offered no proof of rehabilitation.

19 WHEREFORE, IT IS ORDERED that the Petition be denied.

20 Dated: July 7, 2009  
21 Los Angeles, Ca

PESTON DuFAUCHARD  
California Corporations Commissioner

22 By \_\_\_\_\_  
23 Alan S. Weinger  
24 Deputy Commissioner  
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