

NOTICE TO JUDGMENT DEBTOR
(Recovery Account Claim)

RE 809 (Rev. 12/09)

TO: *(Print names of all Judgment Debtors.)*

NOTICE: Based upon a judgment or criminal restitution order entered against you in favor of *(name of claimant)*

application for payment from the Recovery Account of the Real Estate Fund is being made to the Department of Real Estate.

If payment is made from the Recovery Account, all licenses and license rights that you have under the Real Estate Law will be automatically suspended on the date of payment and cannot be reinstated until the Recovery Account has been reimbursed for the amount paid plus interest at the prevailing rate.

If you wish to contest payment by the Real Estate Commissioner, you must file a written response to the application addressed to the Department of Real Estate at:

Department of Real Estate
Recovery Account Unit
P.O. Box 187007
Sacramento, CA 95818-7007

within 30 days after mailing, delivery, or publication of this notice, and mail or delivery of a copy of that response to the claimant. If you fail to do so, you will have waived your right to present your objections to payment.

Additional instructions on reverse side.

INSTRUCTIONS TO JUDGMENT DEBTOR ON FILING A RESPONSE

- A. The written response must contain a verification that a copy of the response was sent to the claimant, or if the claimant is represented by an attorney, to the claimant's attorney, at the address specified in the Application for the claimant or his attorney.
- B. If you wish to file a response and will not be represented by an attorney, the response must contain your name, the address at which you wish to receive correspondence and notices relating to the Application, and a telephone number where you can be reached during regular business hours. If you are going to be represented by an attorney in objecting to the Application, the response must contain the name, business address, and telephone number of the attorney.
- C. All parties must be served with subsequent correspondence and notices by first class mail as follows:
1. The Department shall be served at:
Department of Real Estate
Recovery Account Unit
P.O. Box 187007
Sacramento, CA 95818-7007
 2. The claimant shall be served at his or her address as specified in the Application, or if the claimant is represented by an attorney, at the address of the attorney as specified in the Application.
 3. The judgment debtor shall be served at his or her address as specified in the response, or if represented by an attorney, at the address of the attorney as specified in the response.
- D. NOTE: As the judgment debtor you are entitled to submit written argument and to receive notice of subsequent correspondence and notices only if a timely written response is filed. Such notices and correspondence would include copies of any further documentation submitted by the claimant, any notification that the Application has been determined to be substantially complete, copies of any argument submitted by the claimant, and notification of the final decision of the Department whether or not to pay the claim.
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