

**BEFORE THE DIRECTOR  
OF THE DEPARTMENT OF CONSUMER AFFAIRS  
PROFESSIONAL FIDUCIARIES BUREAU  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

RONALD BRADLEY OLUND  
1775 E. Palm Canyon Drive  
Palm Springs, CA 92264

Professional Fiduciary License No. 243

Respondent.

Case No. PF 2009 75

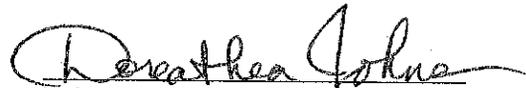
OAH No. 2013110403

**DECISION AND ORDER**

The attached Stipulated Settlement and Disciplinary Order is hereby adopted as the Decision of the Director of Consumer Affairs in the above-entitled matter.

This Decision shall become effective on JUNE 5, 2015.

IT IS SO ORDERED MAY 05 2015.



DOREATHEA JOHNSON  
Deputy Director, Legal Affairs  
Department of Consumer Affairs

1 KAMALA D. HARRIS  
Attorney General of California  
2 GREGORY J. SALUTE  
Supervising Deputy Attorney General  
3 RITA M. LANE  
Deputy Attorney General  
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*Attorneys for Complainant*

8  
9 **BEFORE THE**  
**PROFESSIONAL FIDUCIARIES BUREAU**  
**DEPARTMENT OF CONSUMER AFFAIRS**  
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. PF 2009 75

12 **RONALD BRADLEY OLUND**  
13 **1775 E. Palm Canyon Drive**  
14 **Suite 110, #386**  
**Palm Springs, CA 92264**

OAH No. 2013110403

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

15 **Professional Fiduciary License No. 243**

16 Respondent.

17  
18 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
19 entitled proceedings that the following matters are true:

20 PARTIES

21 1. Julia Ansel ("Complainant") is the Bureau Chief of the Professional Fiduciaries  
22 Bureau. She brought this action solely in her official capacity and is represented in this matter by  
23 Kamala D. Harris, Attorney General of the State of California, by Rita M. Lane, Deputy Attorney  
24 General.

25 2. Respondent Ronald Bradley Olund ("Respondent") is representing himself in this  
26 proceeding and has chosen not to exercise his right to be represented by counsel.

27 3. On or about November 14, 2008, the Professional Fiduciaries Bureau issued  
28 Professional Fiduciary License No. 243 to Respondent. The Professional Fiduciary License was

1 in full force and effect at all times relevant to the charges brought in Accusation No. PF 2009 75  
2 and will expire on September 30, 2015, unless renewed.

3 JURISDICTION

4 4. Accusation No. PF 2009 75 was filed before the Professional Fiduciaries Bureau  
5 (Bureau), Department of Consumer Affairs, and is currently pending against Respondent. The  
6 Accusation and all other statutorily required documents were properly served on Respondent on  
7 August 7, 2013. Respondent timely filed his Notice of Defense contesting the Accusation.

8 5. A copy of Accusation No. PF 2009 75 is attached as Exhibit A and incorporated  
9 herein by reference.

10 ADVISEMENT AND WAIVERS

11 6. Respondent has carefully read, and understands the charges and allegations in  
12 Accusation No. PF 2009 75. Respondent has also carefully read, and understands the effects of  
13 this Stipulated Settlement and Disciplinary Order.

14 7. Respondent is fully aware of his legal rights in this matter, including the right to a  
15 hearing on the charges and allegations in the Accusation; the right to be represented by counsel at  
16 his own expense; the right to confront and cross-examine the witnesses against him; the right to  
17 present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel  
18 the attendance of witnesses and the production of documents; the right to reconsideration and  
19 court review of an adverse decision; and all other rights accorded by the California  
20 Administrative Procedure Act and other applicable laws.

21 8. Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
22 every right set forth above.

23 CULPABILITY

24 9. Respondent agrees that his Professional Fiduciary License is subject to discipline and  
25 he agrees to be bound by the Bureau's probationary terms as set forth in the Disciplinary Order  
26 below.

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28 ///

CONTINGENCY

1  
2       10. This stipulation shall be subject to approval by the Director of the Department of  
3 Consumer Affairs. Respondent understands and agrees that counsel for Complainant and the staff  
4 of the Professional Fiduciaries Bureau may communicate directly with the Director regarding this  
5 stipulation and settlement, without notice to or participation by Respondent. By signing the  
6 stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek  
7 to rescind the stipulation prior to the time the Director considers and acts upon it. If the Director  
8 fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary  
9 Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal  
10 action between the parties, and the Director shall not be disqualified from further action by  
11 having considered this matter.

12       11. The parties understand and agree that Portable Document Format (PDF) and facsimile  
13 copies of this Stipulated Settlement and Disciplinary Order, including PDF and facsimile  
14 signatures thereto, shall have the same force and effect as the originals.

15       12. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an  
16 integrated writing representing the complete, final, and exclusive embodiment of their agreement.  
17 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,  
18 negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary  
19 Order may not be altered, amended, modified, supplemented, or otherwise changed except by a  
20 writing executed by an authorized representative of each of the parties.

21       13. In consideration of the foregoing admissions and stipulations, the parties agree that  
22 the Director may, without further notice or formal proceeding, issue and enter the following  
23 Disciplinary Order:

DISCIPLINARY ORDER

24  
25       IT IS HEREBY ORDERED that Professional Fiduciary License No. 243 issued to  
26 Respondent Ronald Bradley Olund is revoked. However, the revocation is stayed and  
27 Respondent is placed on probation for thirty-five (35) months on the following terms and  
28 conditions.

1           **Severability Clause.** Each condition of probation contained herein is a separate and  
2 distinct condition. If any condition of this Order, or any application thereof, is declared  
3 unenforceable in whole, in part, or to any extent, the remainder of this Order, and all other  
4 applications thereof, shall not be affected. Each condition of this Order shall separately be valid  
5 and enforceable to the fullest extent permitted by law.

6           1.       **Obey All Laws.** Respondent shall obey all federal, state and local laws, and all  
7 rules and regulations governing the practice of a professional fiduciary in California.

8           A full and detailed account of any and all violations of law shall be reported by Respondent to  
9 the Bureau in writing within 72 hours of occurrence. If Respondent is under criminal court  
10 orders, including probation or parole, and the order is violated, this shall be deemed a violation of  
11 these probation conditions, and may result in the filing of an accusation and/or petition to revoke  
12 probation.

13           2.       **Comply with Probation.** Respondent shall fully comply with the terms and  
14 conditions of probation imposed by the Director and shall cooperate with representatives of the  
15 Bureau or its designee in its monitoring and investigation of Respondent's compliance with  
16 probation terms and conditions. After completion of twelve (12) months of probation,  
17 Respondent may file a petition for early termination of probation with the Bureau.

18           3.       **Notification.** Within seven (7) days of the effective date of this Decision  
19 Respondent shall provide a true and correct copy of this Decision to the Presiding Judge of each  
20 Probate Court where Respondent represents clients or has occasion to appear before that court in  
21 his capacity as a professional fiduciary. Respondent shall submit proof of compliance to the  
22 Bureau or its designee with fifteen (15) calendar days.

23           4.       **Compliance With Court Orders.** Respondent shall comply with any court order  
24 including the payment of a fine or penalty imposed by a court order for any court action relating  
25 to any violation of duties of a professional fiduciary.

26           5.       **Quarterly Reports And Interviews.** Respondent shall report quarterly to the  
27 Bureau or its designee, under penalty of perjury, providing such information as specified by the  
28 Bureau, stating whether there has been compliance with all terms and conditions of probation.

1 Such quarterly reports may, in the Bureau's discretion, be required to include all information that  
2 would be required on the Bureau's annual statement form. In addition, the Bureau at its  
3 discretion may require additional written and in-person reports regarding compliance with  
4 probationary terms and conditions. If the final written report is not made as directed, the period  
5 of probation shall be extended until such time as the final report is received by the Bureau.  
6 Respondent shall make available all records, books, logs and other documents to the Bureau upon  
7 request.

8         **6. Maintain A Valid License.** Respondent shall, at all times while on probation,  
9 maintain a current and active license with the Bureau, including any period during which  
10 suspension or probation is tolled. Should Respondent's license, by operation of law or otherwise,  
11 expire, then upon renewal Respondent's license shall be subject to any and all terms of this  
12 probation not previously satisfied.

13         **7. Absence From State/Practice.** In the event Respondent should leave California  
14 to reside or practice outside of the State, Respondent must provide written notification to the  
15 Bureau of the dates of departure and return. Periods of residence or practice outside of California  
16 will not apply to the reduction of the probationary period. In the event Respondent ceases to  
17 actively practice as a fiduciary in California, Respondent must provide written notification of that  
18 fact to the Bureau. The period when Respondent is not practicing will not apply to the reduction  
19 of the probationary period. Absence from the State or absence from practice shall not relieve the  
20 Respondent from fulfilling the conditions of probation.

21         **8. Surrender Of License.** Following the effective date of this disciplinary order, if  
22 Respondent is unable or unwilling to satisfy the terms and conditions of probation, Respondent  
23 may voluntarily request the surrender of his license to the Bureau. The Bureau reserves the right  
24 to evaluate Respondent's request and to exercise its discretion whether to grant the request or to  
25 take any other action deemed appropriate and reasonable under the circumstances. Upon formal  
26 acceptance of the surrender, Respondent shall, within fifteen (15) days, deliver his license  
27 certificate and pocket license to the Bureau and Respondent shall no longer engage in any

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1 practice for which a professional fiduciary license is required. Upon formal acceptance of the  
2 tendered license, Respondent will no longer be subject to the terms and conditions of probation.

3 Voluntary surrender of Respondent's license shall be considered to be a disciplinary action  
4 and shall become part of Respondent's license history with the Bureau. Respondent may not  
5 petition the Bureau for reinstatement of the surrendered license. Should Respondent at any time  
6 after voluntary surrender ever reapply to the Bureau for licensure, Respondent must meet all  
7 requirements for licensure then in effect including, but not limited to, filing a current application,  
8 meeting all educational requirements and taking and passing any and all examinations required of  
9 new applicants.

10 Surrender without the written consent of the Bureau shall not, during any period in which the  
11 license be renewed, restored, reissued, or reinstated, deprive the Bureau of the authority to initiate  
12 or continue a disciplinary proceeding against Respondent, or to enter an order suspending or  
13 revoking the license, or otherwise to take disciplinary action.

14 **9. Violation Of Probation.** If Respondent violates the probationary terms and  
15 conditions in any respect, the Bureau, after giving Respondent notice and the opportunity to be  
16 heard, may vacate the stay and reinstate the disciplinary order which was stayed. If, during the  
17 period of probation, an Accusation or Petition to Revoke Probation is filed against Respondent, or  
18 if the matter has been submitted to the Office of the Attorney General for the filing of such, then  
19 the Bureau shall have continuing jurisdiction until all matters are final, and the period of  
20 probation shall be extended until all matters are final.

21 **10. Cost Recovery.** Respondent shall pay to the Bureau costs associated with its  
22 investigation and enforcement pursuant to Business and Professions Code section 125.3 in the  
23 amount of \$3,300. Respondent shall be permitted to pay these costs in a payment plan approved  
24 by the Bureau, with payments to be completed no later than three months prior to the end of the  
25 probation term.

26 If Respondent has not complied with this condition during the probationary term, and  
27 Respondent has presented sufficient documentation of his good faith efforts to comply with this  
28 condition, and if no other conditions have been violated, the Bureau, in its discretion, may grant

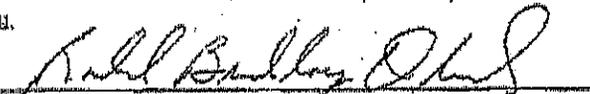
1 an extension of Respondent's probation period up to one year without further hearing in order to  
2 comply with this condition. During the one year extension, all original conditions of probation  
3 will apply.

4 11. **Restoration Of License.** Upon successful completion of all of the probationary  
5 terms and conditions and the expiration of the period of probation, Respondent's license shall be  
6 unconditionally restored.

7 ACCEPTANCE

8 I have carefully read the Stipulated Settlement and Disciplinary Order. I understand the  
9 stipulation and the effect it will have on my Professional Fiduciary License. I enter into this  
10 Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree  
11 to be bound by the Decision and Order of the Director of the Department of Consumer Affairs  
12 and the Professional Fiduciaries Bureau.

13 DATED: 4-15-15

  
14 RONALD BRADLEY OLUND  
15 Respondent

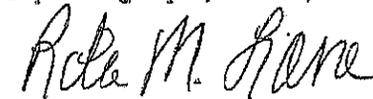
16 ENDORSEMENT

17 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully  
18 submitted for consideration by the Director of the Department of Consumer Affairs and the  
19 Professional Fiduciaries Bureau.

20  
21 DATED: 4-15-15

Respectfully submitted,

22 KAMALA D. HARRIS  
23 Attorney General of California  
24 GREGORY J. SALLITE  
25 Supervising Deputy Attorney General

  
26 RITA M. LANE  
27 Deputy Attorney General  
28 Attorneys for Complainant

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**Exhibit A**

**Accusation No. PF 2009 75**

1 KAMALA D. HARRIS  
Attorney General of California  
2 LINDA K. SCHNEIDER  
Supervising Deputy Attorney General  
3 RITA M. LANE  
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6 San Diego, CA 92186-5266  
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*Attorneys for Complainant*

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9 **BEFORE THE**  
**PROFESSIONAL FIDUCIARIES BUREAU**  
**DEPARTMENT OF CONSUMER AFFAIRS**  
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No.

12 **RONALD BRADLEY OLUND**  
13 **1356 S. San Mateo**  
14 **Palm Springs, CA 92264**

**A C C U S A T I O N**

15 **Professional Fiduciary License No. 243**

16 Respondent.

17  
18 Complainant alleges:

19 **PARTIES**

- 20 1. Julia Ansel (Complainant) brings this Accusation solely in her official capacity as the  
21 Bureau Chief of the Professional Fiduciaries Bureau, Department of Consumer Affairs.  
22 2. On or about November 14, 2008, the Professional Fiduciaries Bureau issued  
23 Professional Fiduciary License Number 243 to Ronald Bradley Olund (Respondent). The  
24 Professional Fiduciary License was in full force and effect at all times relevant to the charges  
25 brought herein and will expire on September 30, 2013, unless renewed.

26 ///

27 ///

28 ///

1 **JURISDICTION**

2 3. This Accusation is brought before the Professional Fiduciaries Bureau (Bureau),  
3 Department of Consumer Affairs, under the authority of the following laws. All section  
4 references are to the Business and Professions Code (Code) unless otherwise indicated.

5 4. Section 118, subdivision (b), of the Code provides that the suspension, expiration,  
6 surrender or cancellation of a license shall not deprive the Director of jurisdiction to proceed with  
7 a disciplinary action during the period within which the license may be renewed, restored,  
8 reissued or reinstated.

9 5. Section 6580 of the Code states, in pertinent part:

10 (a) The bureau may upon its own, and shall, upon the receipt of a complaint  
11 from any person, investigate the actions of any professional fiduciary. The bureau  
12 shall review a professional fiduciary's alleged violation of statute, regulation, or  
13 the Professional Fiduciaries Code of Ethics and any other complaint referred to it  
14 by the public, a public agency, or the department, and may impose sanctions upon  
15 a finding of a violation or a breach of fiduciary duty.

16 (b) Sanctions shall include any of the following:

17 (1) Administrative citations and fines as provided in Section 125.9 for a  
18 violation of this chapter, the Professional Fiduciaries Code of Ethics, or any  
19 regulation adopted under this chapter.

20 (2) License suspension, probation, or revocation.

21 . . . .

22 6. Section 6582 of the Code states:

23 All proceedings against a licensee for any violation of this chapter or any  
24 regulations adopted by the bureau shall be conducted in accordance with the  
25 Administrative Procedure Act (Chapter 5 (commencing with Section 11500) of  
26 Part 1 of Division 3 of Title 2 of the Government Code), and shall be prosecuted  
27 by the Attorney General's office, and the bureau shall have all the powers granted  
28 therein.

**STATUTORY PROVISIONS**

7. Section 6584 of the Code states, in pertinent part:

A license issued under this chapter may be suspended, revoked, denied, or  
other disciplinary action may be imposed for one or more of the following causes:

. . . .

(d) Fraud, dishonesty, corruption, willful violation of duty, gross negligence  
or incompetence in practice, or unprofessional conduct in, or related to, the  
practice of a professional fiduciary. For purposes of this section, unprofessional





1 obligations to the person and estate of Maxine. The circumstances are set forth in detail in  
2 paragraphs 9 through 20 above, and as follows:

3 a. Respondent failed to monitor Maxine's estate in a prudent and timely manner.

4 b. Respondent failed to notify all creditors, service providers and vendors of his role as  
5 conservator and request that all bills, invoices, statements or correspondence be mailed to his  
6 office.

7 c. Respondent failed to pay bills on time and set up a system to notify him when bills  
8 were due, thereby eliminating the accrual of late fees and over draft charges.

9 d. Respondent failed to apply for Veterans Administration survivor benefits that Maxine  
10 was eligible to receive.

11 **SECOND CAUSE FOR DISCIPLINE**

12 (Gross Negligence)

13 22. Respondent is subject to disciplinary action under Code section 6584(d) in that he  
14 failed to manage Maxine's estate with prudence, care and judgment, and failed to maintain  
15 detailed fiduciary records as required by law. The circumstances are set forth in detail in  
16 paragraphs 9 through 20 above, and as follows:

17 a. Respondent failed to implement an efficient and effective system in monitoring all  
18 income and expenses when dealing with Maxine's finances.

19 b. Respondent failed to monitor and transfer funds from Maxine's savings account into  
20 her checking account in order to avoid the bank overdraft fees he incurred in Maxine's Wells  
21 Fargo bank account in September, October and November 2010.

22 c. Respondent failed to hire others to assist him during the conservatorship to prevent  
23 his client from suffering from any financial consequences and numerous bank overdraft fees.

24 d. Respondent failed to respond to and pay the homeowner's association dues for the  
25 Apache Mobile Home Park in a timely manner and incurred several late fees. Additionally,  
26 Respondent took a chance of the homeowner's association not accepting payment by regular  
27 check when they had specifically requested that Respondent make payment by cashier's check.

28 ///

1 e. Respondent failed to make timely payments to Maxine's supplemental Medicare  
2 Insurance which resulted in the policy being cancelled on October 1, 2010.

3 f. Respondent failed to properly handle the telephone and cable TV service utilities for  
4 Maxine's estate which resulted in cancellations and disconnections of phone services in March  
5 and May 2010 and cable TV services in January and August 2010 for non-payment.

6 **THIRD CAUSE FOR DISCIPLINE**

7 (Willful Violation of Duty)

8 23. Respondent is subject to disciplinary action under Code section 6584(d) in that  
9 he displayed a willful violation of his duty as a fiduciary when he failed to handle Maxine's estate  
10 in a prudent manner, failed to notify all creditors, service providers and vendors of his role as  
11 conservator and request that all bills, invoices, statements or correspondence be mailed to his  
12 office, allowed Maxine's health insurance to be cancelled and failed to institute safeguards to  
13 ensure bills were handled in an expeditious manner with a back up system in place. The  
14 circumstances are set forth in detail in paragraphs 9 through 20 above and are incorporated herein  
15 by reference as though fully set forth.

16 **FOURTH CAUSE FOR DISCIPLINE**

17 (Unprofessional Conduct)

18 24. Respondent is subject to disciplinary action under Code section 6584(d) in that he  
19 failed to handle Maxine's estate in a professional manner. The circumstances are set forth in  
20 detail in paragraphs 9 through 20 above, and as follows:

21 a. Respondent incurred bank and overdraft fees to Maxine's Wells Fargo bank account  
22 in September, October and November 2010.

23 b. Respondent failed to respond and pay the homeowner's association dues for the  
24 Apache Mobile Home Park in a timely manner and incurred several late fees.

25 c. Respondent failed to make timely payments to Maxine's supplemental Medicare  
26 Insurance, which resulted in the policy being cancelled on October 1, 2010.

27 d. Respondent allowed cancellations and disconnections of Maxine's telephone services  
28 in March and May 2010 and cable TV services in January and August 2010 for non-payment.

1 e. Respondent failed to apply for Veterans Administration survivor benefits that Maxine  
2 was eligible to receive.

3 **PRAYER**

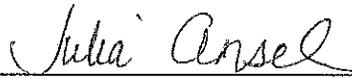
4 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
5 and that following the hearing, the Professional Fiduciaries Bureau issue a decision:

6 1. Revoking or suspending Professional Fiduciary License Number 243, issued to  
7 Ronald Bradley Olund;

8 2. Ordering Ronald Bradley Olund to pay the Professional Fiduciaries Bureau the  
9 reasonable costs of the investigation and enforcement of this case, pursuant to Code section  
10 125.3; and

11 3. Taking such other and further action as deemed necessary and proper.

12  
13 DATED: 8/6/13



JULIA ANSEL  
Bureau Chief  
Professional Fiduciaries Bureau  
Department of Consumer Affairs  
State of California  
*Complainant*

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