

1 PRESTON DuFAUCHARD  
 California Corporations Commissioner  
 2 MICHAEL PINKERTON  
 Deputy Commissioner  
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 Corporations Counsel  
 5 Department of Corporations  
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9 Attorneys for Complainant

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 11  
 12 BEFORE THE DEPARTMENT OF CORPORATIONS  
 13 OF THE STATE OF CALIFORNIA

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 15 In the Matter of  
 16 THE CALIFORNIA CORPORATIONS  
 COMMISSIONER,  
 17  
 Complainant,  
 18 v.  
 19 CALIFORNIA MORTGAGE AND REALTY  
 20 INC.; and CMR MORTGAGE FUND III, LLC;  
 21 Respondents.

Case No.  
 File No. 506-3136,  
 ORDER SUMMARILY SUSPENDING  
 PERMIT ISSUED UNDER SECTION 25113  
 Corporations Code Section 25143(a)

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 26 TO: CMR MORTGAGE FUND III  
 27 62 First Street, 4<sup>th</sup> Floor  
 San Francisco, California 94105  
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FOR GOOD CAUSE APPEARING pursuant to Corporations Code section 25140(a) and 25143(a), the California Corporations Commissioner enters an Order Summarily Suspending Permit Issued under Section 25113 to CMR Mortgage Fund III LLC, for the reasons set forth in the Accusation attached and incorporated by reference.

Corporations Code section 25143(a) states as follows:

The commissioner may by order summarily postpone or suspend the effectiveness of any qualification pending final determination of any proceeding under this chapter. Upon the entry of the order, the commissioner shall promptly notify each person specified in subdivision (b) of this section that is has been entered and of the reasons therefore and that upon the receipt of a written request the matter will be set down for hearing to commence within 15 business days after such receipt unless the applicant consents to a later date. If no hearing is requested and none is ordered by the commissioner, the order will remain in effect until it is modified or vacated by the commissioner. If a hearing is requested or ordered, the commissioner, after notice and hearing in accordance with subdivision (b) of this section, may modify or vacate the order or extend it until final determination.

This Order is effective as of this date.

Dated: December 9, 2008

PRESTON DuFAUCHARD  
California Corporations Commissioner

By: \_\_\_\_\_  
ALAN S. WEINGER  
Lead Corporations Counsel  
Enforcement Division