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**BEFORE THE
STRUCTURAL PEST CONTROL BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. 2014-61

FRANK ADOLPH DES GEORGES
2080 Courage Street
Vista, CA 92081

DEFAULT DECISION AND ORDER

Field Representative License No. FR 16845

[Gov. Code, §11520]

Respondent.

FINDINGS OF FACT

1. On or about May 30, 2014, Complainant Susan Saylor, in her official capacity as the Registrar/Executive Officer of the Structural Pest Control Board, Department of Consumer Affairs, filed Accusation No. 2014-61 against Frank Adolph Des Georges (Respondent) before the Structural Pest Control Board. (Accusation attached as Exhibit A.)

2. On or about December 12, 1988, the Structural Pest Control Board (Board) issued Field Representative License No. FR 16845 to Respondent. The Field Representative License was in full force and effect at all times relevant to the charges brought in Accusation No. 2014-61 and will expire on June 30, 2015, unless renewed.

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1 3. On or about June 4, 2014, Respondent was served by First Class Mail and Certified
2 Mail copies of the Accusation No. 2014-61, Statement to Respondent, Notice of Defense, Request
3 for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6, and
4 11507.7) at Respondent's address of record which, pursuant to Business and Professions Code
5 section 136, is required to be reported and maintained with the Board. Respondent's address of
6 record was and is:

7 2080 Courage Street
8 Vista, CA 92081.

9 4. Service of the Accusation was effective as a matter of law under the provisions of
10 Government Code section 11505, subdivision (c) and/or Business & Professions Code section
11 124.

12 5. Government Code section 11506 states, in pertinent part:

13 (c) The respondent shall be entitled to a hearing on the merits if the respondent
14 files a notice of defense, and the notice shall be deemed a specific denial of all parts
15 of the accusation not expressly admitted. Failure to file a notice of defense shall
16 constitute a waiver of respondent's right to a hearing, but the agency in its discretion
17 may nevertheless grant a hearing.

18 6. Respondent failed to file a Notice of Defense within 15 days after service upon him
19 of the Accusation, and therefore waived his right to a hearing on the merits of Accusation
20 No. 2014-61.

21 7. California Government Code section 11520 states, in pertinent part:

22 (a) If the respondent either fails to file a notice of defense or to appear at the
23 hearing, the agency may take action based upon the respondent's express admissions
24 or upon other evidence and affidavits may be used as evidence without any notice to
25 respondent.

26 8. Pursuant to its authority under Government Code section 11520, the Board finds
27 Respondent is in default. The Board will take action without further hearing and, based on the
28 relevant evidence contained in the Default Decision Evidence Packet in this matter, as well as
taking official notice of all the investigatory reports, exhibits and statements contained therein on
file at the Board's offices regarding the allegations contained in Accusation No. 2014-61, finds
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that the charges and allegations in Accusation No. 2014-61, are separately and severally, found to be true and correct by clear and convincing evidence.

9. Taking official notice of its own internal records, pursuant to Business and Professions Code section 125.3, it is hereby determined that the reasonable costs for Investigation and Enforcement is \$812.50 as of July 10, 2014.

DETERMINATION OF ISSUES

1. Based on the foregoing findings of fact, Respondent Frank Adolph Des Georges has subjected his Field Representative License No. FR 16845, Branch 2, to discipline.

2. The agency has jurisdiction to adjudicate this case by default.

3. The Structural Pest Control Board is authorized to revoke Respondent's Field Representative License based upon the following violations alleged in the Accusation which are supported by the evidence contained in the Default Decision Evidence Packet in this case:

a. Violation of Code sections 8593 and 8641, in that he failed to verify the completion of 16 hours of Board approved continuing education courses as claimed on his renewal application dated May 29, 2012, as required by California Code of Regulations, title 16, section 1950, subdivisions (a) and (c), and having been requested by the Board in writing on November 29, 2012, January 9, 2013, and October 24, 2013, to do so.

b. Respondent is subject to disciplinary action under section 8637 for misrepresentation of a material fact on his May 29, 2012 License Renewal Application by certifying under penalty of perjury that he had completed the continuing education required to renew his license, when in fact he had not done so.

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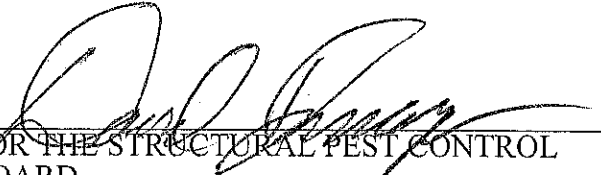
ORDER

IT IS SO ORDERED that Field Representative License No. FR 16845, heretofore issued to Respondent Frank Adolph Des Georges, is revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on September 25, 2014.

It is so ORDERED August 26, 2014



FOR THE STRUCTURAL PEST CONTROL
BOARD
DEPARTMENT OF CONSUMER AFFAIRS

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DOJ Matter ID:SD2014706661

Attachment:
Exhibit A: Accusation