

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

In the Matter of the Accusation Against:

DARRELL ALLEN MINER
7834 Marilyn Drive, Suite A
Corona, CA 92881

Field Representative License No. FR 35645

Respondent.

Case No. 2016-56

OAH No. 2016-56

DECISION AND ORDER

The attached Stipulated Surrender of License and Order is hereby adopted by the Structural Pest Control Board, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on August 19, 2016.

It is so ORDERED July 20, 2016.



FOR THE STRUCTURAL PEST CONTROL BOARD
DEPARTMENT OF CONSUMER AFFAIRS

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

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12 In the Matter of the Accusation Against:

Case No. 2016-56

13 **DARRELL ALLEN MINER**
14 **7834 Marilyn Drive, Suite A**
Corona, CA 92881

OAH No. 2016-56

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

15 **Field Representative License No. FR 35645**

16 Respondent.

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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. Susan Saylor (Complainant) is the Registrar/Executive Officer of the Structural Pest
22 Control Board (Board). She brought this action solely in her official capacity and is represented
23 in this matter by Kamala D. Harris, Attorney General of the State of California, by Nicole R.
24 Trama, Deputy Attorney General.

25 2. Darrell Allen Miner (Respondent) is representing himself in this proceeding and has
26 chosen not to exercise his right to be represented by counsel.

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1 3. On or about March 10, 2003, the Board issued Field Representative License No. FR
2 35645 to Darrell Allen Miner (Respondent). The Field Representative License was in full force
3 and effect at all times relevant to the charges brought in Accusation No. 2016-56 and will expire
4 on June 30, 2017, unless renewed.

5 JURISDICTION

6 4. Accusation No. 2016-56 was filed before the Board, and is currently pending against
7 Respondent. The Accusation and all other statutorily required documents were properly served
8 on Respondent on May 9, 2016. Respondent timely filed his Notice of Defense contesting the
9 Accusation. A copy of Accusation No. 2016-56 is attached as Exhibit A, and incorporated by
10 reference.

11 ADVISEMENT AND WAIVERS

12 5. Respondent has carefully read, and understands the charges and allegations in
13 Accusation No. 2016-56. Respondent also has carefully read, and understands the effects of this
14 Stipulated Surrender of License and Order.

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

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

24 CULPABILITY

25 8. Respondent admits the truth of each and every charge and allegation in Accusation
26 No. 2016-56, agrees that cause exists for discipline and hereby surrenders his Field
27 Representative License No. FR 35645 for the Board's formal acceptance.

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1 1. The surrender of Respondent's Field Representative License and the acceptance of
2 the surrendered license by the Board shall constitute the imposition of discipline against
3 Respondent. This stipulation constitutes a record of the discipline and shall become a part of
4 Respondent's license history with the Structural Pest Control Board.

5 2. Respondent shall lose all rights and privileges as a field representative in California
6 as of the effective date of the Board's Decision and Order.

7 3. Respondent shall cause to be delivered to the Board his pocket license and, if one was
8 issued, his wall certificate on or before the effective date of the Decision and Order.

9 4. If Respondent ever files an application for licensure or a petition for reinstatement in
10 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must
11 comply with all the laws, regulations and procedures for reinstatement of a revoked license in
12 effect at the time the petition is filed, and all of the charges and allegations contained in
13 Accusation No. 2016-56 shall be deemed to be true, correct and admitted by Respondent when
14 the Board determines whether to grant or deny the petition.

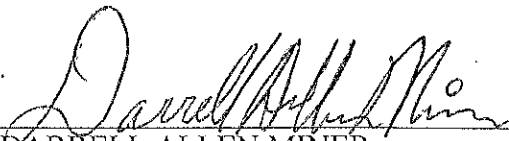
15 5. Respondent shall pay the agency its costs of investigation and enforcement in the
16 amount of \$830.00 prior to issuance of a new or reinstated license.

17 ACCEPTANCE

18 I have carefully read the Stipulated Surrender of License and Order. I understand the
19 stipulation and the effect it will have on my Field Representative License. I enter into this
20 Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to
21 be bound by the Decision and Order of the Structural Pest Control Board.

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23 DATED:

24 6/1/2016

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26 DARRELL ALLEN MINER
27 Respondent

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ENDORSEMENT

The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted for consideration by the Structural Pest Control Board of the Department of Consumer Affairs.

Dated: June 6, 2016

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
ANTOINETTE B. CINCOTTA
Supervising Deputy Attorney General



NICOLE R. TRAMA
Deputy Attorney General
Attorneys for Complainant

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