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FILED

Date 12/6/10 By Kelli Okuma

8 **BEFORE THE**
9 **STRUCTURAL PEST CONTROL BOARD**
10 **DEPARTMENT OF PESTICIDE REGULATION**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2011-17

13 **KEVIN BROWN, a.k.a. KEVIN**
14 **LEONNELL BROWN**
15 **1610 Moffet Street, Suite B**
16 **Salinas, CA 93905**
17 **Field Representative License No. FR 42207**

A C C U S A T I O N

Respondent.

18 Complainant alleges:

19 **PARTIES**

20 1. Kelli Okuma (Complainant) brings this Accusation solely in her official capacity as
21 the Registrar/Executive Officer of the Structural Pest Control Board, Department of Pesticide
22 Regulation.

23 2. On or about August 23, 2007, the Structural Pest Control Board issued Field
24 Representative License Number FR 42207, Branch 3, to Kevin Brown, also known as Kevin
25 Leonnell Brown (Respondent). On or about March 25, 2010, Field Representative License FR
26 42207 was upgraded to include Branches 2 and 3. The Field Representative License was in full
27 force and effect at all times relevant to the charges brought in this Accusation and will expire on
28 June 30, 2013, unless renewed.

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1 COST RECOVERY

2 9. Section 125.3 of the Code states, in pertinent part, that a Board may request the
3 administrative law judge to direct a licensee found to have committed a violation or violations of
4 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
5 enforcement of the case.

6 CAUSE FOR DISCIPLINE
(Conviction)

7 10. Respondent has subjected his field representative license to disciplinary action under
8 Code sections 490 and 8649 in that he was convicted of a crime substantially related to the
9 qualifications, functions, or duties of a field representative. Specifically, on or about June 10,
10 2010, in a criminal proceeding entitled *People of the State of California v. Kevin Leonnell Brown*,
11 in the Superior Court of Monterey County, Case Number SS0703050A, Respondent was
12 convicted by plea of no contest to one count of violating Penal Code section 487(a) (grand theft),
13 a misdemeanor. Respondent was sentenced to three years of formal probation, ordered to pay
14 restitution to the victim in the amount of \$14,103.36, along with other fees, ordered to maintain
15 gainful employment or become enrolled as an active full-time student, and required to permit the
16 search of his person, car, personal effects, or place of residence without a search warrant at the
17 direction of any Probation Officer or Peace Officer.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters alleged in this Accusation, and that following the hearing, the Structural Pest Control Board issue a decision:

1. Revoking or suspending Field Representative License Number FR 42207, issued to Kevin Brown, also known as Kevin Leonnell Brown;
2. Ordering Kevin Brown, also known as Kevin Leonnell Brown to pay the Structural Pest Control Board the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
3. Taking such other and further action as deemed necessary and proper.

DATED: 12/6/10

Kelli Okuma
KELLI OKUMA
Registrar/Executive Officer
Structural Pest Control Board
Department of Pesticide Regulation
State of California
Complainant

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