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**BEFORE THE
STRUCTURAL PEST CONTROL BOARD
DEPARTMENT OF PESTICIDE REGULATION
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. 2010-71

**PAUL C. RAMOS, A.K.A.
PAUL CAMACHO RAMOS
740 South Los Angeles Avenue
Stockton, California 95203**

DEFAULT DECISION AND ORDER

Field Representative's License No. FR 44294

[Gov. Code, §11520]

Respondent.

FINDINGS OF FACT

1. On or about April 5, 2010, Complainant Kelli Okuma, in her official capacity as the Registrar/Executive Officer of the Structural Pest Control Board, filed Accusation No. 2010-71 against Paul C. Ramos (Respondent) before the Department of Pesticide Regulation.

2. On or about April 23, 2009, the Structural Pest Control Board (Board) issued Field Representative License No. FR 44294 to Respondent. The Field Representative License was suspended on September 15, 2009, pursuant to Family Code section 17520

3. On or about April 16, 2010, Praveen K. Singh, an employee of the Department of Justice, served by Certified and First Class Mail a copy of the Accusation No. 2010-71, Statement to Respondent, Notice of Defense, Request for Discovery, and Government Code sections 11507.5, 11507.6, and 11507.7 to Respondent's address of record with the Board, which was and is: 740 South Los Angeles Avenue, Stockton, CA 95203.

A copy of the Accusation is attached as **Exhibit A**, and is incorporated herein by reference.

4. Service of the Accusation was effective as a matter of law under the provisions of Government Code section 11505, subdivision (c).

5. On or about April 22, 2010, the certified return receipt of delivery for the aforementioned documents was returned by the U.S. Postal Service.

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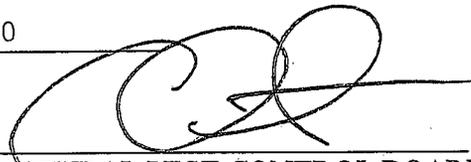
ORDER

IT IS SO ORDERED that Field Representative License No. FR 44294, heretofore issued to Respondent Paul C. Ramos, 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 August 22, 2010.

It is so ORDERED July 23, 2010



FOR THE STRUCTURAL PEST CONTROL BOARD

Attachment:

Exhibit A: Accusation No.2010-71

Exhibit B: Matter Time Activity Report

10572346.DOC
SA2009102483

Exhibit A
Accusation No. 2010-71

1 EDMUND G. BROWN JR.
Attorney General of California
2 JANICE K. LACHMAN
Supervising Deputy Attorney General
3 ANAHITA S. CRAWFORD
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Facsimile: (916) 327-8643
7 *Attorneys for Complainant*

FILED

Date 4/5/10 By *Kelli Okuma*

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

11 In the Matter of the Accusation Against:

Case No. 2010-71

12 **PAUL C. RAMOS, A.K.A.**
13 **PAUL CAMACHO RAMOS**
14 **740 South Los Angeles Avenue**
Stockton, California 95203

ACCUSATION

15 **Field Representative's License No. FR 44294**

16 Respondent.

17
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 ("Board"), Department of
22 Pesticide Regulation.

23 **Field Representative's License**

24 2. On or about April 23, 2009, the Structural Pest Control Board issued Field
25 Representative's License Number FR 44294 in Branch 3 to Paul C. Ramos, also known as Paul
26 Camacho Ramos ("Respondent"). The field representative's license was suspended on
27 September 15, 2009 pursuant to Family Code section 17520.

28 //

1 **JURISDICTION**

2 3. Section 8620 of the Business and Professions Code ("Code") provides, in pertinent
3 part, that the Board may suspend or revoke a license when it finds that the holder, while a
4 licensee or applicant, has committed any acts or omissions constituting cause for disciplinary
5 action or in lieu of a suspension may assess a civil penalty.

6 4. Code section 8625 states:

7 The lapsing or suspension of a license or company registration by
8 operation of law or by order or decision of the board or a court of law, or the
9 voluntary surrender of a license or company registration shall not deprive the board of
10 jurisdiction to proceed with any investigation of or action or disciplinary proceeding
11 against such licensee or company, or to render a decision suspending or revoking
12 such license or registration.

13 **STATUTORY PROVISIONS**

14 5. Code section 8649 states:

15 Conviction of a crime substantially related to the qualifications, functions,
16 and duties of a structural pest control operator, field representative, applicator, or
17 registered company is a ground for disciplinary action. The certified record of
18 conviction shall be conclusive evidence thereof.

19 **COST RECOVERY**

20 6. Code section 125.3 provides, in pertinent part, that the Registrar may request the
21 administrative law judge to direct a licentiate found to have committed a violation or violations of
22 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
23 enforcement of the case.

24 **CAUSE FOR DISCIPLINE**

25 **(Criminal Conviction)**

26 7. Respondent's license is subject to disciplinary action under Code section 8649, in that
27 on July 16, 2009, in the Superior Court, San Joaquin County, California, in the matter entitled
28 *People vs. Paul Camacho Ramos, a.k.a. Paul C. Ramos, 2009, Case No. MF32342A*, Respondent
was convicted by the Court following his plea of nolo contendere to a violation of Penal Code
section 459 (second degree commercial burglary), a felony. The circumstances of the crime are
that on June 2, 2009, Respondent willfully and unlawfully entered a commercial building
occupied by Manteca Ford, with the intent to commit larceny.

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OTHER MATTERS

8. Code section 8620 provides, in pertinent part, that a respondent may request that a civil penalty of not more than \$5,000 be assessed in lieu of an actual suspension of 1 to 19 days, or not more than \$10,000 for an actual suspension of 20 to 45 days. Such request must be made at the time of the hearing and must be noted in the proposed decision. The proposed decision shall not provide that a civil penalty shall be imposed in lieu of a suspension.

9. Pursuant to Code section 8654, if discipline is imposed on Field Representative's License Number FR 44294, issued to Respondent, then Paul C. Ramos, also known as Paul Camacho Ramos, shall be prohibited from serving as an officer, director, associate, partner or responsible managing employee of a licensee, and any licensee which employs, elects, or associates him shall be subject to disciplinary action.

PRAYER

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

1. Revoking or suspending Field Representative's License Number FR 44294, issued to Paul C. Ramos, also known as Paul Camacho Ramos;
2. Ordering Paul C. Ramos, also known as Paul Camacho Ramos 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; and,
3. Taking such other and further action as deemed necessary and proper.

DATED: 4/5/10


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

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