

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

In the Matter of the Statement of Issues
Against:

ANTONIO ASHLEY HANEY
14077 Bridleridge Road
Sylmar, CA 91342

Applicant for Field Representative's License
Respondent.

Case No. 2011-56

OAH No. L-2011061487

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Structural Pest Control Board, Department of Pesticide Regulation, as its Decision in this matter.

This Decision shall become effective on May 25, 2012.

It is so ORDERED April 25, 2012.



FOR THE STRUCTURAL PEST CONTROL
BOARD
DEPARTMENT OF PESTICIDE REGULATION

1 KAMALA D. HARRIS
Attorney General of California
2 GREGORY SALUTE
Supervising Deputy Attorney General
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Attorneys for Complainant
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8 **BEFORE THE**
STRUCTURAL PEST CONTROL BOARD
9 **DEPARTMENT OF PESTICIDE REGULATION**
STATE OF CALIFORNIA

10 In the Matter of the Statement of Issues
11 Against:
12 **ANTONIO ASHLEY HANEY**
13 **14077 Bridle Ridge Road**
Sylmar, CA 91342
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15 **Applicant for Field Representative's License**
16 **Respondent.**

Case No. 2011-56

OAH No. L-2011061487

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

17
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. William H. Douglas (Complainant) is the Interim Registrar/Executive Officer of the
22 Structural Pest Control Board. He brought this action solely in his official capacity and is
23 represented in this matter by Kamala D. Harris, Attorney General of the State of California, by
24 Heather Hua, Deputy Attorney General.

25 2. Antonio Ashley Haney (Respondent) is representing himself in this proceeding and
26 has chosen not to exercise his right to be represented by counsel.
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CONTINGENCY

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2 11. This stipulation shall be subject to approval by the Structural Pest Control Board.
3 Respondent understands and agrees that counsel for Complainant and the staff of the Structural
4 Pest Control Board may communicate directly with the Board regarding this stipulation and
5 settlement, without notice to or participation by Respondent. By signing the stipulation,
6 Respondent understands and agrees that he may not withdraw his agreement or seek to rescind the
7 stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this
8 stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of
9 no force or effect, except for this paragraph, it shall be inadmissible in any legal action between
10 the parties, and the Board shall not be disqualified from further action by having considered this
11 matter.

12 12. The parties understand and agree that facsimile copies of this Stipulated Settlement
13 and Disciplinary Order, including facsimile signatures thereto, shall have the same force and
14 effect as the originals.

15 13. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an
16 integrated writing representing the complete, final, and exclusive embodiment of their agreement.
17 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,
18 negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary
19 Order may not be altered, amended, modified, supplemented, or otherwise changed except by a
20 writing executed by an authorized representative of each of the parties.

21 14. In consideration of the foregoing admissions and stipulations, the parties agree that
22 the Board may, without further notice or formal proceeding, issue and enter the following
23 Disciplinary Order:

DISCIPLINARY ORDER

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25 IT IS HEREBY ORDERED that Respondent Antonio Ashley Haney's license to be a Field
26 Representative will be issued and immediately revoked. The revocation will be stayed and the
27 Respondent placed on five (5) years probation on the following terms and conditions.

28 1. **Obey All Laws.** Respondent shall obey all laws and rules relating to the practice of

1 structural pest control.

2 2. **Quarterly Reports.** Respondent shall file quarterly reports with the Board during
3 the period of probation.

4 3. **Tolling of Probation.** Should Respondent leave California to reside outside this
5 state, Respondent must notify the Board in writing of the dates of departure and return. Periods
6 of residency or practice outside the state shall not apply to reduction of the probationary period.

7 4. **Notice to Employers.** Respondent shall notify all present and prospective employers
8 of the decision in Case No. 2011-56 and the terms, conditions and restriction imposed on
9 Respondent by said decision.

10 Within 30 days of the effective date of this decision, and within 15 days of Respondent
11 undertaking new employment, Respondent shall cause his employer to report to the Board in
12 writing acknowledging the employer has read the decision in Case No. 2011-56.

13 5. **Completion of Probation.** Upon successful completion of probation, Respondent's
14 license/certificate will be fully restored.

15 6. **Violation of Probation.** Should Respondent violate probation in any respect, the
16 Board, after giving Respondent notice and an opportunity to be heard, may revoke probation and
17 carry out the disciplinary order which was stayed. If a petition to revoke probation is filed against
18 Respondent during probation, the Board shall have continuing jurisdiction until the matter is
19 final, and the period of probation shall be extended until the matter is final.

20 7. **Prohibited from Serving as Officer, Director, Associate, Partner or Qualifying**
21 **Manager.** Respondent is prohibited from serving as an officer, director, associate, partner,
22 qualifying manager or branch office manager of any registered company during the period that
23 discipline is imposed on Respondent's Field Representative's License.

24 8. **Operator's License.** Should Respondent apply for an operator's license and pass the
25 examination, the Board shall issue an operator's license which shall be immediately placed on
26 probation for the same duration and under the same terms and conditions.

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ACCEPTANCE

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

DATED: _____

Signature page attached
ANTONIO ASHLEY HANEY
Respondent

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Structural Pest Control Board of the Department of Pesticide Regulation.

Dated:

Respectfully submitted,
KAMALA D. HARRIS
Attorney General of California
GREGORY SALUTE
Supervising Deputy Attorney General

HEATHER HUA
Deputy Attorney General
Attorneys for Complainant

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DATED:

1-12-12

Antonio Haney
ANTONIO ASHLEY HANEY
Respondent

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Structural Pest Control Board of the Department of Pesticide Regulation.

Dated:

January 12, 2012

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California.
GREGORY SALUTE
Supervising Deputy Attorney General

Heather Hua

HEATHER HUA
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Statement of Issues No. 2011-56