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

In the Matter of the Accusation Against:  
**JASON A. COHEN**  
1631 North Placentia Avenue, Suite C  
Anaheim, CA 92806  
  
Field Representative License No. FR 48614,  
Branch 3  
  
Respondent.

Case No. 2014-41

**DEFAULT DECISION AND ORDER**

[Gov. Code, §11520]

FINDINGS OF FACT

1. On or about February 18, 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. 2014-41 against Jason A. Cohen (Respondent) before the Structural Pest Control Board. (Accusation attached as Exhibit A.)
2. On or about March 19, 2013, the Structural Pest Control Board (Board) issued Field Representative License No. FR 48614, Branch 3 to Respondent. The Field Representative License was in full force and effect at all times relevant to the charges brought in Accusation No. 2014-41 and will expire on June 30, 2015, unless renewed.

1 3. On or about February 25, 2014, Respondent was served by First Class Mail and  
2 Certified Mail copies of Accusation No. 2014-41, Statement to Respondent, Notice of Defense,  
3 Request for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6,  
4 and 11507.7) at Respondent's address of record which, pursuant to Business and Professions  
5 Code section 136, is required to be reported and maintained with the Board. Respondent's  
6 address of record was and is:

7 1631 North Placentia Avenue, Suite C  
8 Anaheim, CA 92806.

9 4. On or about March 21, 2014, Respondent was served by First Class Mail and  
10 Certified Mail copies of Accusation No. 2014-41, Statement to Respondent, Notice of Defense,  
11 Request for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6,  
12 and 11507.7) at Respondent's alternate address, which was and is:

13 1111 Apple Avenue, Unit A  
14 Wrightwood, CA 92397

15 5. Service of the Accusation was effective as a matter of law under the provisions of  
16 Government Code section 11505, subdivision (c) and/or Business & Professions Code section  
17 124.

18 6. On or about April 2, 2014, and April 8, 2014, the aforementioned documents mailed  
19 to Respondent's alternate address by First Class Mail and Certified Mail, respectively, were  
20 returned by the U.S. Postal Service marked "No Street Delivery, P. O. Box # Required."

21 7. Government Code section 11506 states, in pertinent part:

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

25 8. Respondent failed to file a Notice of Defense within 15 days after service upon him  
26 of the Accusation, and therefore waived his right to a hearing on the merits of Accusation  
27 No. 2014-41.

1 9. California Government Code section 11520 states, in pertinent part:

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

6 10. Pursuant to its authority under Government Code section 11520, the Board finds  
7 Respondent is in default. The Board will take action without further hearing and, based on the  
8 relevant evidence contained in the Default Decision Evidence Packet in this matter, as well as  
9 taking official notice of all the investigatory reports, exhibits and statements contained therein on  
10 file at the Board's offices regarding the allegations contained in Accusation No. 2014-41, finds  
11 that the charges and allegations in Accusation No. 2014-41 are separately and severally, found to  
12 be true and correct by clear and convincing evidence.

13 11. Taking official notice of its own internal records, pursuant to Business and  
14 Professions Code section 125.3, it is hereby determined that the reasonable costs for Investigation  
15 and Enforcement is \$1,112.50 as of April 11, 2014.

16 DETERMINATION OF ISSUES

17 1. Based on the foregoing findings of fact, Respondent Jason A. Cohen has subjected his  
18 Field Representative License No. FR 48614, Branch 3 to discipline.

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

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

23 a. Violation of Business and Professions Code sections 490 and 8649 in that on or about  
24 May 15, 2013, in a criminal proceeding entitled *The People of the State of California v. Jason*  
25 *Alexander Cohen, aka Jason Cohen*, in the Superior Court of California, County of San  
26 Bernardino, in case number MWV1302369, Respondent was convicted on his plea of guilty of  
27 violating Penal Code section 484(A) (theft of personal property), a misdemeanor.

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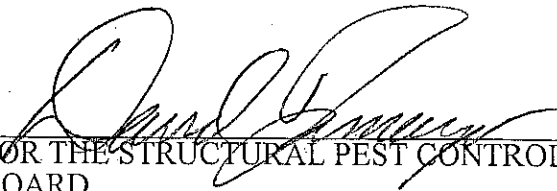
ORDER

IT IS SO ORDERED that Field Representative License No. FR 48614, Branch 3, heretofore issued to Respondent Jason A. Cohen, 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 July 16, 2014

It is so ORDERED June 16, 2014



FOR THE STRUCTURAL PEST CONTROL BOARD  
DEPARTMENT OF CONSUMER AFFAIRS

70855685.DOC  
DOJ Matter ID:SD2013706267

Attachment:  
Exhibit A: Accusation