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

In the Matter of the Accusation Against:
TYLER JAYMES RECTOR
241 San Gabriel Avenue
Azusa, CA 91702

Field Representative's License No. FR 50057

Respondent.

Case No. 2016-31
DEFAULT DECISION AND ORDER

[Gov. Code, §11520]

FINDINGS OF FACT

1. On or about December 11, 2015, 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. 2016-31 against Tyler Jaymes Rector (Respondent) before the Structural Pest Control Board. (Accusation attached as Exhibit A.)

2. On or about April 8, 2015, the Structural Pest Control Board (Board) issued Field Representative's License No. FR 50057 to Respondent. The Field Representative's License was in full force and effect at all times relevant to the charges brought in Accusation No. 2016-31 and will expire on June 30, 2017, unless renewed.

3. On or about December 17, 2015, Respondent was served by Certified and First Class Mail copies of the Accusation No. 2016-31, Statement to Respondent, Notice of Defense, Request

1 for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6, and
2 11507.7) at Respondent's address of record which, pursuant to Business and Professions Code
3 section 136, is required to be reported and maintained with the Board. Respondent's address of
4 record was and is: 241 San Gabriel Avenue, Azusa, CA 91702.

5 4. Service of the Accusation was effective as a matter of law under the provisions of
6 Government Code section 11505, subdivision (c) and/or Business & Professions Code section
7 124.

8 5. Government Code section 11506 states, in pertinent part:

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

14 6. Respondent failed to file a Notice of Defense within 15 days after service upon him
15 of the Accusation, and therefore waived his right to a hearing on the merits of Accusation No.
16 2016-31.

17 7. California Government Code section 11520 states, in pertinent part:

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

22 8. Pursuant to its authority under Government Code section 11520, the Board finds
23 Respondent is in default. The Board will take action without further hearing and, based on the
24 relevant evidence contained in the Default Decision Evidence Packet in this matter, as well as
25 taking official notice of all the investigatory reports, exhibits and statements contained therein on
26 file at the Board's offices regarding the allegations contained in Accusation No. 2016-31, finds
27 that the charges and allegations in Accusation No. 2016-31, are separately and severally, found to
28 be true and correct by clear and convincing evidence.

9. Taking official notice of its own internal records, pursuant to Business and
Professions Code section 125.3, it is hereby determined that the reasonable costs for Investigation
and Enforcement are \$565.00 as of February 22, 2016.

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ORDER

IT IS SO ORDERED that Field Representative's License No. FR 50057, heretofore issued to Respondent Tyler Jaymes Rector, 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 May 20, 2016.

It is so ORDERED April 20, 2016



FOR THE STRUCTURAL PEST CONTROL
BOARD
DEPARTMENT OF CONSUMER AFFAIRS

51992660.DOC
DOJ Matter ID:LA2015604055

Attachment:
Exhibit A: Accusation