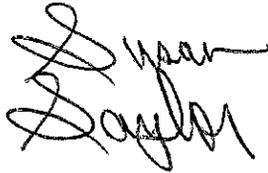


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**FILED**

Date 6/17/15 By 

8 **BEFORE THE**  
9 **STRUCTURAL PEST CONTROL BOARD**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. 2015-63

12 **JOSE FERNANDO RODRIGUEZ**  
13 **P.O. Box 162**  
**Sherwood, Oregon 97140**

**ACCUSATION**

14 **Operator's License No. OPR 7643**

15 Respondent.

16  
17  
18 Susan Saylor ("Complainant") alleges:

19 **PARTIES**

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

23 2. On or about March 30, 1987, the Board issued Operator's License Number OPR  
24 7643, in Branch 3, to Jose Fernando Rodriguez ("Respondent") as the Qualifying Manager of VIP  
25 Termite Control Inc. On or about April 15, 1988, the license was upgraded to include Branch 2.  
26 On or about February 7, 1992, the license was suspended for failure to maintain general liability  
27 insurance, as required by Business and Professions Code ("Code") section 8690. On or about  
28 April 21, 1993, the license was reinstated due to the cancellation of the company registration for

1 VIP Termite Control Inc., and placed on an inactive status. On or about May 4, 1994,  
2 Respondent became the Qualifying Manager of Value Pest Control Inc. On or about  
3 October 26, 2006, the license was suspended for failing to maintain general liability insurance, as  
4 required by Code section 8690. On or about May 23, 2008, the license was reinstated due to the  
5 cancellation of the company registration for Value Pest Control Inc., and was placed on an  
6 inactive status. The license will expire on June 30, 2016, unless renewed.

### 7 JURISDICTION

8 3. Code section 8620 provides, in pertinent part, that the Board may suspend or revoke a  
9 license when it finds that the holder, while a licensee or applicant, has committed any acts or  
10 omissions constituting cause for disciplinary action or in lieu of a suspension may assess a civil  
11 penalty.

12 4. Code section 8625 states:

13 The lapsing or suspension of a license or company registration by operation of  
14 law or by order or decision of the board or a court of law, or the voluntary surrender  
15 of a license or company registration shall not deprive the board of jurisdiction to  
16 proceed with any investigation of or action or disciplinary proceeding against such  
licensee or company, or to render a decision suspending or revoking such license or  
registration.

### 17 STATUTORY AND REGULATORY PROVISIONS

18 5. Code section 8593 states:

19 The board shall require as a condition to the renewal of each operator's and  
20 field representative's license that the holder submit proof satisfactory to the board that  
21 he or she has informed himself or herself of developments in the field of pest control  
either by completion of courses of continuing education in pest control approved by  
the board or equivalent activity approved by the board.

22 In lieu of submitting that proof, the licenseholder, if he or she so desires, may  
23 take and successfully complete an examination given by the board, designed to test  
his or her knowledge of developments in the field of pest control since the issuance of  
his or her license.

24 The board shall develop a correspondence course or courses with any  
25 educational institution or institutions as it deems appropriate. This course may be  
26 used to fulfill the requirements of this section. The institution may charge a  
reasonable fee for each course.

27 The board may charge a fee for the taking of an examination in each branch  
28 of pest control pursuant to this section in an amount sufficient to cover the cost of  
administering each examination, provided, however, that in no event shall the fee  
exceed fifty dollars (\$50) for each examination.





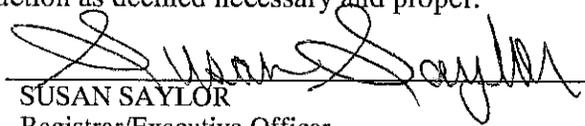
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**PRAYER**

**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 Operator License Number OPR 7643, issued to Jose Fernando Rodriguez;
2. Prohibiting Jose Fernando Rodriguez from serving as an officer, director, associate, partner, qualifying manager or responsible managing employee of any registered company during the period that discipline is imposed on Operator License Number OPR 7643, issued to Jose Fernando Rodriguez;
3. Ordering Jose Fernando Rodriguez 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,
4. Taking such other and further action as deemed necessary and proper.

DATED: 6/17/15

  
SUSAN SAYLOR  
Registrar/Executive Officer  
Structural Pest Control Board  
Department of Consumer Affairs  
State of California  
*Complainant*

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