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

In the Matter of the Petition to Revoke
Probation Against:

**BRONCO FUME, INC.
RUBEN DE LA TORRE, PRES.
4572 La Madera Avenue
El Monte, California 91732**

Company Registration Certificate No.
PR 4510

Respondent.

Case No. 2010-73

DEFAULT DECISION AND ORDER

[Gov. Code, §11520]

FINDINGS OF FACT

1. On or about October 9, 2013, Complainant Susan Saylor, in her official capacity as the Registrar/Executive Officer of the Structural Pest Control Board, Department of Consumer Affairs, filed Petition to Revoke Probation No. 2010-73 against Bronco Fume, Inc., with Ruben De La Torre, as president before the Structural Pest Control Board. (Petition to Revoke Probation No. 2010-73 attached as Exhibit A.)

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1 **Company Registration Certificate No. PR 4510**

2 2. On or about April 15, 2004, the Board issued Company Registration Certificate
3 Number PR 4510 (hereinafter "registration") in Branch 1 (fumigation) to Bronco Fume, Inc.
4 ("Respondent Bronco Fume") with Merced Gonzalez as owner and Daniel Saucedo as qualifying
5 manager. On July 12, 2006, Ramon De La Torre became president of Bronco Fume. On
6 November 7, 2007, Ruben De La Torre replaced Ramon De La Torre as president. On April 12,
7 2010, Jesus Chavez Calderon became the qualifying manager. On May 24, 2011, Jesus Chavez
8 Calderon disassociated as qualifying manager. Bronco Fume's registration was suspended on
9 June 3, 2011 for failure to replace the qualifying manager. Bronco Fume's registration remains
10 under suspension.

11 3. In a disciplinary action entitled *In the Matter of the Accusation Against Bronco Fume,*
12 *Inc.*, Case No. 2010-73, the Structural Pest Control Board issued a decision, effective August 26,
13 2011, in which Respondent Bronco Fume's registration was revoked. However, the revocation
14 was stayed and Respondent's registration was placed on probation for a period of three (3) years
15 with certain terms and conditions, including a ten (10) day suspension. A copy of that decision,
16 along with the underlying Accusation No. 2010-73, are attached as exhibits to Petition to Revoke
17 Probation No. 2010-73 and are incorporated herein by reference.

18 4. On or about October 18, 2013, Respondent Bronco Fume was served by Certified and
19 First Class Mail copies of Petition to Revoke Probation No. 2010-73, Statement to Respondent,
20 Notice of Defense, Request for Discovery, and Discovery Statutes (Government Code sections
21 11507.5, 11507.6, and 11507.7) at Respondent's address of record which, pursuant to Business
22 and Professions Code section 136, is required to be reported and maintained with the Board.
23 Respondent's address of record was and is: 4572 La Madera Avenue, El Monte, CA 91732.

24 5. Service of the Petition to Revoke Probation was effective as a matter of law under the
25 provisions of Government Code section 11505, subdivision (c) and/or Business & Professions
26 Code section 124.

27 6. On or about November 5, 2013, the aforementioned documents were returned by the
28 U.S. Postal Service marked "Unclaimed."

1 Probation which are supported by the evidence contained in the Default Decision Evidence
2 Packet in this case:

3 a. Failure to comply with Probation Condition No. 1(B) (Quarterly Reports) by not
4 submitting Quarterly Reports for the period of November 2011 through August 2013.

5 b. Failure to comply with Probation Condition No. 1(K) (Restitution) by not submitting
6 proof to the Registrar that restitution in the amount of \$1,000 has been made to the Los Angeles
7 County Agricultural Commissioner within 120 days of the effective date of the Decision in this
8 case.

9 c. Failure to comply with Probation Condition No. 4 (Costs Recovery) by not paying
10 costs to the Structural Pest Control Board in the amount of \$3,500.

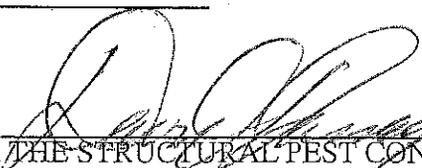
11 **ORDER**

12 IT IS SO ORDERED that the Probation that was granted in Case No. 2010-73 is revoked,
13 thereby imposing the disciplinary order that was stayed and revoking Company Registration
14 Certificate No. PR 4510 issued to Respondent Bronco Fume, Inc.

15 Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a
16 written motion requesting that the Decision be vacated and stating the grounds relied on within
17 seven (7) days after service of the Decision on Respondent. The agency in its discretion may
18 vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

19 This Decision shall become effective on September 21, 2014.

20 It is so ORDERED August 22, 2014

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24 FOR THE STRUCTURAL PEST CONTROL
25 BOARD
26 DEPARTMENT CONSUMER AFFAIRS

27 51523904.DOCX
28 DOJ Matter ID:LA2013509183

Attachment:
Exhibit A: Petition to Revoke Probation