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**FILED**

Date 6/24/16 By

*Susan Saylor*

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

12 In the Matter of the Accusation Against:

Case No. 2016-72

13 **RICHARD SCOTT BANDFIELD**  
14 **719 Sable**  
**Rancho Santa Margarita, CA 92688**

**A C C U S A T I O N**

15 **Operator's License No. OPR 12353**

16 and

17 **MONARCH PEST MANAGEMENT**  
18 **719 Sable**  
**Rancho Santa Margarita, CA 92688**  
19 **RICHARD SCOTT BANDFIELD**  
**OWNER/QM**

20 **Company Registration Certificate**  
21 **No. PR 6572**

22 Respondent.

23 Complainant alleges:

24 **PARTIES**

25 1. Susan Saylor (Complainant) brings this Accusation solely in her official capacity as  
26 the Registrar/Executive Officer of the Structural Pest Control Board (Board), Department of  
27 Consumer Affairs.

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1 **COSTS**

2 15. Section 125.3 of the Code provides, in pertinent part, that the Board may request the  
3 administrative law judge to direct a licentiate found to have committed a violation or violations of  
4 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
5 enforcement of the case, with failure of the licentiate to comply subjecting the license to not being  
6 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be  
7 included in a stipulated settlement.

8 **FIRST CAUSE FOR DISCIPLINE**

9 **(Securing a License by Fraud, Deceit, or Knowing Misrepresentation of a Material Fact)**

10 16. Respondent is subject to disciplinary action under sections 498 and 8637 of the Code  
11 in that he secured his Operator's License by fraud, deceit, or knowing misrepresentation of a  
12 material fact. The circumstances are as follows:

13 17. On or about June 26, 2014, Respondent signed the "License Renewal Application –  
14 Operator" for Operator's License Number OPR 12353. Declaring under penalty of perjury under  
15 the laws of the State of California that his information was true and correct, Respondent stated  
16 that he completed 16 hours of continuing education required for the renewal of a license issued in  
17 one Branch of pest control. Respondent's Operator's License was subsequently renewed for a  
18 period of three years.

19 18. In a letter dated September 1, 2015, mailed to Respondent's address of record, the  
20 Board's Licensing Unit informed Respondent that he had been selected for a continuing education  
21 audit. Respondent was directed to provide the certificates of course completion to verify the  
22 continuing education requirement for the renewal period July 1, 2011 through June 30, 2014.  
23 Respondent was told that the requested information was due 14 days from the date of the letter,  
24 and that failure to comply would subject him to disciplinary action. Respondent failed to respond  
25 to the letter.

26 19. On October 30, 2015, the Licensing Unit mailed a Second Notice letter to Respondent  
27 directing him to provide the certificates of course completion to verify the continuing education  
28 requirement within 14 days of the date of the letter. Respondent failed to respond to the letter.



1 **OTHER MATTERS**

2 26. Pursuant to section 8624 of the Code, if discipline is imposed on Operator's License  
3 No. OPR 12353 issued to Respondent, then Richard Scott Bandfield shall be prohibited from  
4 serving as the officer, director, associate, partner, qualifying manager, or responsible managing  
5 employee of Monarch Pest Management, under Company Registration Certificate No. PR 6572.

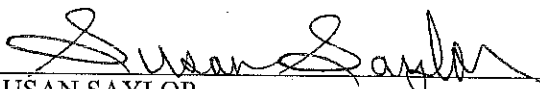
6 27. Pursuant to section 8654 of the Code, if Company Registration Certificate No. PR  
7 6572 is revoked or suspended, then Richard Scott Bandfield shall be prohibited from serving as  
8 an officer, director, associate, partner, qualifying manager, or responsible managing employee of  
9 any registered company, and the employment, election or association of Richard Scott Bandfield  
10 by a registered company is a ground for disciplinary action.

11 **PRAYER**

12 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
13 and that following the hearing, the Structural Pest Control Board issue a decision:

- 14 1. Revoking or suspending Operator's License Number OPR 12353, issued to Richard  
15 Scott Bandfield;
- 16 2. Revoking or suspending Company Registration Certificate Number PR 6572, issued  
17 to Monarch Pest Management, with Richard Scott Bandfield as its Owner and Qualifying  
18 Manager;
- 19 3. Ordering Richard Scott Bandfield to pay the Structural Pest Control Board the  
20 reasonable costs of the investigation and enforcement of this case, pursuant to Business and  
21 Professions Code section 125.3;
- 22 4. Taking such other and further action as deemed necessary and proper.

23  
24 DATED: 6/24/16

  
25 SUSAN SAYLOR  
26 Registrar/Executive Officer  
27 Structural Pest Control Board  
28 Department of Consumer Affairs  
State of California  
Complainant

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