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

In the Matter of the First Amended Accusation
Against:

Case No. 2011-72

**EAGLESHIELD PEST CONTROL, L.P.,
ET AL.**

**DEFAULT DECISION AND ORDER
(JONATHAN L. HALE APPLICATOR
LICENSE ONLY)**

- and -

[Gov. Code, §11520]

**JONATHAN L. HALE, Partner
P.O. Box 704
Madera, CA 93639
Applicator License No. RA 47880**

Respondent.

FINDINGS OF FACT

1. On or about April 23, 2012, Complainant William H. Douglas, in his official capacity as the Interim Executive Officer of the Structural Pest Control Board, filed First Amended Accusation No. 2011-72 against Eagleshield Pest Control, L.P., etc. and Jonathan L. Hale

1 (Respondent) before the Structural Pest Control Board Department of Pesticide Regulation. (First
2 Amended Accusation attached as Exhibit A¹.)

3 2. On or about August 17, 2007, the Structural Pest Control Board (Board) issued
4 Applicator License Number RA 47880 to Respondent as an employee of Eagleshield Pest
5 Control, L.P. The license was in full force and effect at all times relevant to the charges brought
6 in First Amended Accusation No. 2011-72. The license was canceled on August 17, 2010, and
7 has not been renewed. While the license has now expired, this lapse in licensure, pursuant to
8 Business and Professions Code section 118(b), does not deprive the Board of its authority to
9 institute or continue this disciplinary proceeding.

10 3. On or about October 23, 2008, Respondent became a partner in Eagleshield Pest
11 Control, L.P.

12 4. On or about May 10, 2012, Respondent was served by Certified and First Class Mail
13 copies of First Amended Accusation No. 2011-72, Statement to Respondent, Notice of Defense,
14 Request for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6,
15 and 11507.7) at Respondent's address of record which, pursuant to Business and Professions
16 Code section 136, is required to be reported and maintained with the Board. Respondent's
17 address of record was and is:

18 P.O. Box 704
19 Madera, CA 93639.

20 5. Service of the First Amended Accusation was effective as a matter of law under the
21 provisions of Government Code section 11505, subdivision (c) and/or Business & Professions
22 Code section 124.

23 6. On or about June 6, 2012, the aforementioned documents were returned by the U.S.
24 Postal Service marked "Unclaimed."

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27 ¹ The specific pages of the First Amended Accusation that are relevant to Respondent
28 Jonathan L. Hale are page nos. 3-4, 8, and 12-14.

- 1 a. Business and Professions Code section 8610(c), failure to supervise the daily
2 operations of the company and failing to be available to supervise and assist employees;
- 3 b. Business and Professions Code section 8639, aiding or abetting unlicensed activities
4 by allowing applicators, who were either employees or partners, to perform activities that they
5 were not licensed to perform;
- 6 c. Business and Professions Code section 8613, failure to properly re-register
7 Eagleshield Pest Control, L.P. with the Board to include all its partners, branch supervisors,
8 and/or principles within 30 days of such change;
- 9 d. Business and Professions Code section 8550(e), engaging in or offering to engage in
10 Branch 3 pest control work without a valid license;
- 11 e. Business and Professions Code section 8612, failing to register branch offices with
12 the Board within 30 days of operation or performing work from said addresses, as defined in
13 California Code of Regulations, title 16, section 1912; and
- 14 f. Business and Profession Code section 8641, and California Code of Regulations, title
15 16, section 1995.5(f)(6) and (10)-(11) by presenting false, misleading, unfair representations, or
16 deceptive advertisements.

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