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8	BEFORE THE STRUCTURAL PEST CONTROL BOARD
9	DEPARTMENT OF PESTICIDE REGULATION STATE OF CALIFORNIA
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11	In the Matter of the Accusation Against: Case No. 2013-29
12	CHRISTIAN C. SCHIEFEN A.K.A. CHRISTIAN CHARLES SCHIEFEN
13	1320 Marsten Road, Suite D A C C U S A T I O N
14	Burlingame, CA 94010 Applicator License No. RA 52078, Branches 2 and 3
15	Respondent.
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18	Complainant alleges:
19	PARTIES
20	1. Susan Saylor (Complainant) brings this Accusation solely in her official capacity as
21	the Interim Registrar/Executive Officer of the Structural Pest Control Board, Department of
22	Pesticide Regulation.
23	2. On or about May 19, 2011, the Structural Pest Control Board issued Applicator
24	License Number RA 52078, Branches 2 and 3, to Christian C. Schiefen, also known as Christian
25	Charles Schiefen (Respondent). The Applicator License was in full force and effect at all times
26	relevant to the charges brought in this Accusation and will expire on May 19, 2014, unless
27	renewed.
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	Accusation

1	JURISDICTION
2	3. This Accusation is brought before the Structural Pest Control Board (Board),
3	Department of Pesticide Regulation, under the authority of the following laws. All section
4	references are to the Business and Professions Code unless otherwise indicated.
5	4. Section 118, subdivision (b), of the Code provides that the suspension, expiration,
6	surrender, or cancellation of a license shall not deprive the Board of jurisdiction to proceed with a
7	disciplinary action during the period within which the license may be renewed, restored, reissued
8	or reinstated.
9	5. Section 8625 of the Code states:
10	"The lapsing or suspension of a license or company registration by operation of law or by
11	order or decision of the board or a court of law, or the voluntary surrender of a license or
12	company registration shall not deprive the board of jurisdiction to proceed with any investigation
13	of or action or disciplinary proceeding against such licensee or company, or to render a decision
14	suspending or revoking such license or registration."
15	STATUTORY PROVISIONS
16	6. Section 8649 of the Code states:
17	"Conviction of a crime substantially related to the qualifications, functions, and duties of a
18	structural pest control operator, or field representative, applicator, or registered company is a
19	ground for disciplinary action. The certified record of conviction shall be conclusive evidence
20	thereof."
21	7. Section 490 of the Code provides, in pertinent part, that the Board may suspend or
22	revoke a license when it finds that the licensee has been convicted of a crime substantially related
23	to the qualifications, functions, or duties of the business or profession for which the license was
24	issued.
25	COST RECOVERY
26	8. Section 125.3 of the Code states, in pertinent part, that a Board may request the
27	administrative law judge to direct a licentiate found to have committed a violation or violations of
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	Accusation

the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

FIRST CAUSE FOR DISCIPLINARY ACTION

(Substantially Related Conviction)

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(Bus. & Prof. Code §§ 8649 and 490) 4 Respondent has subjected his Applicator's License to disciplinary action under Code 9. 5 sections 8649 and 490, in that he was convicted of a crime substantially related to the. 6 qualifications, functions, or duties of an applicator. Specifically, on or about October 30, 2012, in 7 the Superior Court of California, County of San Francisco, Case No. 218766, entitled The People 8 of the State of California v. Christian Schiefen, Respondent pled guilty and was convicted of 9 violating Penal Code section 311.11, subdivision (a) (possession or control of child pornography), 10 a felony. The imposition of sentence was suspended and Respondent was placed on probation for 11 5 years, upon terms and conditions, which included, but were not limited to, the following: serve 12 2 days in County Jail, with credit for time served of 2 days; serve 1 year in County Jail which 13 may be served through court-ordered monitoring program; be subject to search of any and all 14 personal electronic devices; register as a sex offender for a lifetime under Penal Code 290; submit 15 a DNA sample under Penal Code 296; and obey all laws. The factual circumstances of the 16 conviction are as follows: 17

a. On or about March 19, 2012, ten San Francisco Police Department (SFPD) police
officers executed a search warrant at Respondent's residence located at 725 20th Avenue, San
Francisco, California. Respondent and his wife were present when the search warrant was
executed. Child pornography was found in Respondent's residence. Respondent loudly said "I
didn't do it babe! I don't distribute the stuff, I've seen it, but I don't distribute it. I swear!"
Respondent continued to protest that he did not distribute it until he was transported to a SFPD
station.

b. At the SFPD police station, Respondent told a SFPD officer that his arrest was the
"best thing" that could have happened to him and inquired about any counseling services that
could be provided to him. Respondent admitted that he uses search terms such as "Lolita," and
PTHC (Pre Teen Hard Core). Respondent admitted that looking at teenage girls as young as

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Accusation

1	twelve years old sexually arouses him. Respondent admitted to searching for this type of child
2	pornography, and claimed that if he ever sees "really young girls," he deletes the files because
3	that is not what he is interested in.
4	PRAYER
5	WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
6	and that following the hearing, the Structural Pest Control Board issue a decision:
7	1. Revoking or suspending Applicator License Number RA 52078, issued to Christian
8	C. Schiefen;
9	2. Ordering Christian C. Schiefen to pay the Structural Pest Control Board the
10	reasonable costs of the investigation and enforcement of this case, pursuant to Business and
11	Professions Code section 125.3; and
12	3. Taking such other and further action as deemed necessary and proper.
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14	DATED: 1/11/23 SUARA CAMPA
15	SÚSAN SAYLOR Interim Registrar/Executive Officer
16	Structural Pest Control Board Department of Pesticide Regulation
17	State of California Complainant
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