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8 **BEFORE THE**
ACUPUNCTURE BOARD
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against,

Case No. 1A-2014-190

11 **JEREMY FANE CAMPBELL**

**DEFAULT DECISION
AND ORDER**

12 **149 Seacliff Drive**
13 **Aptos, CA 95003**
14 **Acupuncture License No. Ac 14011**

[Gov. Code, §11520]

15 Respondent.

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17 FINDINGS OF FACT

18 1. On or about October 19, 2015, Complainant Terri Thorfinnson, in her official
19 capacity as the Executive Officer of the Acupuncture Board, Department of Consumer Affairs,
20 filed Accusation No. 1A-2014-190 against Jeremy Fane Campbell (“Respondent”) before the
21 Acupuncture Board.

22 2. On or about October 14, 2010, the Acupuncture Board (“Board”) issued Acupuncture
23 License No. Ac 14011 to Respondent. The Acupuncture License No. 14011 expired on April 30,
24 2014, and has not been renewed. (Exhibit Package, Exhibit 1, Certificate of Licensure.)¹

25 3. On or about October 27, 2015, Kristine Brothers, an employee of the Acupuncture
26 Board, served by Certified Mail a copy of the Accusation No. 1A-2014-190, Statement to

27 ¹ The evidence in support of this Default Decision and Order is submitted herewith as the
28 “Exhibit Package.”

1 Respondent, Notice of Defense, Request for Discovery, and Government Code sections 11507.5,
2 11507.6, and 11507.7 (referred hereafter collectively as "Accusation Packet") to Respondent's
3 address of record with the Board, which was and is: 149 Seacliff Drive, Aptos, CA 95003. The
4 Board received a signed green certified mail return receipt card indicating receipt of the
5 Accusation Packet. The U.S. Postal Service Track & Confirm search results indicate that the
6 Accusation Packet was delivered on October 23, 2015. Respondent has not responded to the
7 Accusation. (Exhibit Package, Exhibit 2, Accusation Packet, Declaration of Service, return
8 receipt card, and copy of the U.S. Postal Service Track & Confirm search results.)

9 4. Service of the Accusation was effective as a matter of law under the provisions of
10 Government Code section 11505, subdivision (c).

11 5. On or about November 17, 2015, Greg W. Chambers, an employee of the Attorney
12 General's Office sent by certified mail to Respondent at the address of record, as set forth above,
13 a Courtesy Notice of Default, advising Respondent of the service of the Accusation, and
14 providing him with the opportunity to request relief from Default. On December 7, 2015, the
15 Attorney General's Office received the Courtesy Notice of Default with the notation "Return to
16 Sender, Unable to Forward." The U.S. Postal Service Track & Confirm search results indicate
17 that Respondent moved from the address and left no forwarding address. (Exhibit Package,
18 Exhibit 3, Courtesy Notice of Default, including Returned envelope, and copy of the U.S. Postal
19 Service Track & Confirm search results.)

20 6. Business and Professions Code section 118 states, in pertinent part:

21 "(b) The suspension, expiration, or forfeiture by operation of law of a license issued by a
22 board in the department, or its suspension, forfeiture, or cancellation by order of the board or by
23 order of a court of law, or its surrender without the written consent of the board, shall not, during
24 any period in which it may be renewed, restored, reissued, or reinstated, deprive the board of its
25 authority to institute or continue a disciplinary proceeding against the licensee upon any ground
26 provided by law or to enter an order suspending or revoking the license or otherwise taking
27 disciplinary action against the license on any such ground."

28 7. Government Code section 11506 states, in pertinent part:

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5. The Acupuncture Board is authorized to request actual and reasonable costs of the investigation and prosecution of the case pursuant to Business and Professions Code section 4959. (Exhibit Package, Exhibit 4, Certification of Costs by Agency Executive Officer of Investigation, and Declaration of Investigative Costs; and Certification of Prosecution Costs.)

ORDER

IT IS SO ORDERED that Acupuncture License No. Ac 14011, heretofore issued to Respondent Jeremy Fane Campbell, is revoked. It is further ordered that costs are to be due in the amount of \$3,121.00 (Three Thousand One Hundred and Twenty-One Dollars).

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

This Decision shall become effective on February 21, 2016.

It is so ORDERED January 22, 2016



FOR THE ACUPUNCTURE BOARD
DEPARTMENT OF CONSUMER AFFAIRS

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