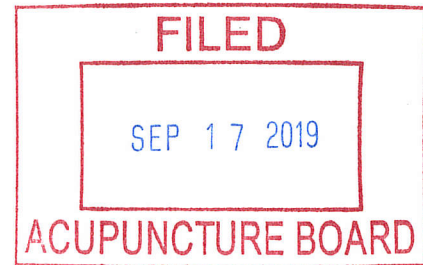


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10 **BEFORE THE**
ACUPUNCTURE BOARD
11 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA
12

13 In the Matter of the Accusation Against: Case No. 1A-2018-202
14 **CASSANDRA ROSE YOUNG, L.Ac.**
15 **401B Vernon Street**
Roseville, CA 95678
16 **Acupuncturist License No. AC 15858**
17 Respondent.

ACCUSATION

18 Complainant alleges:

19 **PARTIES**

- 20 1. Benjamin Bodea (Complainant) brings this Accusation solely in his official capacity
21 as the Executive Officer of the Acupuncture Board, Department of Consumer Affairs.
22 2. On or about February 7, 2014, the Acupuncture Board issued Acupuncturist License
23 No. AC 15858 to Cassandra Rose Young, L.Ac. (Respondent). The Acupuncturist License was in
24 full force and effect at all times relevant to the charges brought herein and has expired effective
25 August 31, 2019.

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1 **JURISDICTION**

2 3. This Accusation is brought before the Acupuncture Board (Board), Department of
3 Consumer Affairs, under the authority of the following laws. All section references are to the
4 Business and Professions Code (Code) unless otherwise indicated.

5 4. Section 4955 of the Code states, in pertinent part:

6 “The board may deny, suspend, or revoke, or impose probationary conditions upon,
7 the license of any acupuncturist if he or she is guilty of unprofessional conduct.

8 “Unprofessional conduct shall include, but not be limited to, the following:

9 “...

10 “(b) Conviction of a crime substantially related to the qualifications, functions, or
11 duties of an acupuncturist, the record of conviction being conclusive evidence thereof.

12 “...

13 “(d) [...] [V]iolating [...] the terms of this chapter or any regulation adopted by the
14 board pursuant to this chapter.

15 “...

16 “(i) Any action or conduct that would have warranted the denial of the acupuncture
17 license.

18 “...”

19 5. Section 4956 of the Code states, in pertinent part:

20 “A plea or verdict of guilty or a conviction following a plea of nolo contendere made
21 to a charge which is substantially related to the qualifications, functions, or duties of an
22 acupuncturist is deemed to be a conviction within the meaning of this chapter.”

23 **COST RECOVERY**

24 6. Section 4959 of the Code states, in pertinent part:

25 “(a) The board may request the administrative law judge, under his or her proposed
26 decision in resolution of a disciplinary proceeding before the board, to direct any licensee
27 found guilty of unprofessional conduct to pay to the board a sum not to exceed actual and
28 reasonable costs of the investigation and prosecution of the case.

1 “...

2 “(c) When the payment directed in the board’s order for payment of costs is not made
3 by the licensee, the board may enforce the order for payment in the superior court in the
4 county where the administrative hearing was held. This right of enforcement shall be in
5 addition to any other rights the board may have as to any licensee directed to pay costs.

6 “(d) In any judicial action for the recovery of costs, proof of the board’s decision shall
7 be conclusive proof of the validity of the order of payment and the terms for payment.

8 “(e) All costs recovered under this section shall be considered a reimbursement for
9 costs incurred and shall be deposited in the Acupuncture Fund.

10 **FACTUAL ALLEGATIONS**

11 7. On or about November 14, 2018, Respondent was arrested in or around Roseville,
12 California on probable cause of violating California Penal Code §273a, subdivision (a) [cruelty to
13 a child with injury].

14 8. On or about November 16, 2018, a Felony Complaint was filed in the Superior Court
15 of California, County of Placer charging Respondent with a felony violation of California Penal
16 Code §273d, subdivision (a) [felony infliction of cruel and inhuman corporal punishment and
17 injury resulting in a traumatic condition upon a child].¹

18 9. On or about May 16, 2019, in the case entitled *The People of the State of California v.*
19 *Cassandra Rose Young a.k.a. Cassandra Young*, Superior Court of California, County of Placer,
20 case No. 62-163577, Respondent was convicted, upon her plea of nolo contendere, of the felony
21 charge as alleged in the Complaint of violating California Penal Code §273d, subdivision (a)
22 [felony infliction of cruel and inhuman corporal punishment and injury resulting in a traumatic
23 condition upon a child]. As a result of this conviction, Respondent was sentenced to 300 days in
24 county jail and formal supervised probation for a period of 48 months. The probation terms and

25 ¹ Penal Code §273d, subdivision (a) reads, in full:

26 “Any person who willfully inflicts upon a child any cruel or inhuman corporal
27 punishment or an injury resulting in a traumatic condition is guilty of a felony and shall be
28 punished by imprisonment pursuant to subdivision (h) of Section 1170 for two, four, or
six years, or in a county jail for not more than one year, by a fine of up to six thousand
dollars (\$6,000), or by both that imprisonment and fine.”

1 conditions included, without limitation, that Respondent comply with all protective orders by the
2 minor victim, complete anger management counseling, complete a 52-week parenting class
3 program, and not harass, annoy, threaten stalk, sexually assault, molest, batter, disturb the peace,
4 or commit further acts of violence against the minor victim.

5 **FIRST CAUSE FOR DISCIPLINE**

6 (Conviction of a Crime that Substantially Relates to the Qualifications, Functions, or Duties of an
7 Acupuncturist)

8 10. Respondent has subjected her Acupuncture License No. 15858 to disciplinary action
9 under section 4955, subdivision (b), of the Code, in that she was convicted of a crime
10 substantially related to the qualifications, functions, or duties of an acupuncturist, as set forth in
11 paragraphs 7 through 9, above, which are incorporated therein by reference as if fully set forth
12 herein.

13 **SECOND CAUSE FOR DISCIPLINE**

14 (Violation of the Acupuncture Licensure Act)

15 11. Respondent has further subjected her Acupuncture License No. 15858 to disciplinary
16 action under section 4955, subdivision (d), of the Code, in that she violated the terms of the
17 Acupuncture Licensure Act, as set forth in paragraphs 7 through 9, above, which are incorporated
18 therein by reference as if fully set forth herein.

19 **THIRD CAUSE FOR DISCIPLINE**

20 (Unprofessional Conduct)

21 12. Respondent has further subjected her Acupuncture License No. 15858 to disciplinary
22 action under section 4955, subdivision (i), of the Code, in that she committed an action or conduct
23 that would have warranted the denial of the acupuncture license, as set forth in paragraphs 7
24 through 9, above, which are incorporated therein by reference as if fully set forth herein.


25 **PRAYER**

26 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
27 and that following the hearing, the Acupuncture Board issue a decision:
28

- 1 1. Revoking or suspending Acupuncturist License No. L.Ac. 15858, issued to Cassandra
2 Rose Young, L.Ac.;
- 3 2. Ordering Cassandra Rose Young, L.Ac. to, pay the Acupuncture Board the
4 reasonable costs of the investigation and enforcement of this case, pursuant to Business and
5 Professions Code section 4959; and,
- 6 3. Taking such other and further action as deemed necessary and proper.

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DATED: SEP 17 2019



BEN BODEA
Executive Officer
Acupuncture Board
Department of Consumer Affairs
State of California
Complainant

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