

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

In the Matter of the Accusation Against:

DAVID LAU, AC
1098 Foster City Blvd Ste 301
Foster City, CA 94404-2375

Acupuncture License No. AC 16170

Respondent.

Case No. 1A-2017-188

OAH No. 2018120328

DECISION AND ORDER

The attached Stipulated Surrender of License and Order is hereby adopted by the Acupuncture Board, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on April 3, 2019.

It is so ORDERED March 19, 2019.


FOR THE ACUPUNCTURE BOARD
DEPARTMENT OF CONSUMER AFFAIRS

1 XAVIER BECERRA
Attorney General of California
2 JANE ZACK SIMON
Supervising Deputy Attorney General
3 REBECCA D. WAGNER
Deputy Attorney General
4 State Bar No. 165468
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7 *Attorneys for Complainant*

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ACUPUNCTURE BOARD
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:
13 **DAVID LAU, AC**
14 **1098 Foster City Blvd Ste 301**
15 **Foster City, CA 94404-2375**
16 **Acupuncture License No. AC 16170**
17 Respondent.

Case No. 1A-2017-188

OAH No. 2018120328

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

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19 **IT IS HEREBY STIPULATED AND AGREED** by and between the parties to the above-
20 entitled proceedings that the following matters are true:

21 **PARTIES**

22 1. Benjamin Bođea (Complainant) is the Executive Officer of the Acupuncture Board
23 (Board). He brought this action solely in his official capacity and is represented in this matter by
24 Xavier Becerra, Attorney General of the State of California, by Rebecca D. Wagner, Deputy
25 Attorney General.

26 2. David Lau, AC (Respondent) is represented in this proceeding by attorney Ricardo A.
27 Martinez, Esq., whose address is: 3480 Buskirk Avenue, Suite 250, Pleasant Hill, CA 94523.
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1 This stipulation constitutes a record of the discipline and shall become a part of Respondent's
2 license history with the Board.

3 2. Respondent shall lose all rights and privileges as an Acupuncturist in California as of
4 the effective date of the Board's Decision and Order.

5 3. Respondent shall cause to be delivered to the Board his pocket license, and any wall
6 certificates issued to Respondent, on or before the effective date of the Decision and Order.

7 4. If Respondent ever files an application for licensure or a petition for reinstatement in
8 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must
9 comply with all the laws, regulations and procedures for reinstatement of a revoked license in
10 effect at the time the petition is filed. Information gathered in connection with Accusation No.
11 1A-2017-188 may be considered by the Board in determining whether or not to grant the petition
12 for reinstatement, and all of the charges and allegations contained in Accusation No. 1A-2017-
13 188 shall be deemed to be true, correct and admitted by Respondent when the Board determines
14 whether to grant or deny the application or petition.

15 5. If Respondent should ever apply or reapply for a new license or certification, or
16 petition for reinstatement of a license, by any other health care licensing agency in the State of
17 California, all of the charges and allegations contained in Accusation No. 1A-2017-188 shall be
18 deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of
19 Issues or any other proceeding seeking to deny or restrict licensure.

20 6. Respondent's Acupuncture License may not be renewed or reinstated, and no
21 application by Respondent to the Board for any license shall be considered, unless Respondent
22 has reimbursed the Board for its costs of investigation and enforcement of this matter in the
23 amount of ten thousand eight hundred and sixty-five dollars and sixty-five cents (\$10,865.50).

24 **ACCEPTANCE**

25 I have carefully read the above Stipulated Surrender of License and Order and have fully
26 discussed it with my attorney, Ricardo A. Martinez, Esq. I understand the stipulation and the
27 effect it will have on my Acupuncture License. I enter into this Stipulated Surrender of License
28 and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and

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Order of the Acupuncture Board. By signing this stipulation to surrender my license, I recognize that upon its formal acceptance by the Board, I will lose all rights and privileges to practice as an acupuncturist in the State of California.

DATED: 3/11/19

David Lau

DAVID LAU, AC
Respondent

I have read and fully discussed with Respondent David Lau, AC the terms and conditions and other matters contained in this Stipulated Surrender of License and Order. I approve its form and content.

DATED:

3/11/19

Ricardo A. Martinez

RICARDO A. MARTINEZ, ESQ.
Attorney for Respondent

ENDORSEMENT

The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted for consideration by the Acupuncture Board of the Department of Consumer Affairs.

Dated: *3-12-2019*

Respectfully submitted,

XAVIER BECERRA
Attorney General of California
MARY CAIN-SIMON
Supervising Deputy Attorney General

Rebecca D. Wagner

REBECCA D. WAGNER
Deputy Attorney General
Attorneys for Complainant

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Lau.david.stipulated.surrender.and.order

Exhibit A

Accusation No. 1A-2017-188