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

In the Matter of the	Petition to	Revoke
Probation Against:		21

Case No. D1-2017-153

SUSAN SHRIVER RODNUNSKY, L.AC. 26914 Deertrail Court Calabasas, CA 91301

Acupuncturist License No. AC 6386,

Respondent.

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 ______ JUN 2 0 2019 ____.

It is so ORDERED ______ JUN 1 0 2019

FOR THE ACUPUNCTURE BOARD

DEPARTMENT OF CONSUMER AFFAIRS

1 2 3 4	XAVIER BECERRA Attorney General of California JUDITH T. ALVARADO Supervising Deputy Attorney General JONATHAN NGUYEN Deputy Attorney General State Bar No. 263420			
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7	Facsimile: (213) 897-2810 Attorneys for Complainant			
8				
9	BEFORE THE.			
10	ACUPUNCTURE BOARD DEPARTMENT OF CONSUMER AFFAIRS			
11	STATE OF CA	ALIFORNIA		
12				
13	In the Matter of the Petition to Revoke Probation Against:	Case No. D1-2017-153		
14 15	Susan Shriver Rodnunsky, L.Ac. 26914 Deertrail Court Calabasas, CA 91301	STIPULATED SURRENDER OF LICENSE AND ORDER		
16	Acupuncturist License No. AC 6386,			
17	Respondent.			
18				
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	Benjamin Bodea (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 Jonathan Nguyen, Deputy			
25	Attorney General.			
26	2. Susan Shriver Rodnunsky, L.Ac. (Ro	2. Susan Shriver Rodnunsky, L.Ac. (Respondent) is representing herself in this		
27	proceeding and has chosen not to exercise her right to be represented by counsel.			
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3. On or about December 7, 1998, the Board issued Acupuncturist License No. AC 6386 to Susan Shriver Rodnunsky, L.Ac. (Respondent). The Acupuncturist License was in full force and effect at all times relevant to the charges brought in Petition to Revoke Probation No. D1-2017-153 and will expire on March 31, 2020, unless renewed.

JURISDICTION

4. Petition to Revoke Probation No. D1-2017-153 was filed before the Board, and is currently pending against Respondent. The Petition to Revoke Probation and all other statutorily required documents were properly served on Respondent. Respondent timely filed her Notice of Defense contesting the Petition to Revoke Probation. A copy of Petition to Revoke Probation No. D1-2017-153 is attached as Exhibit A and incorporated by reference.

ADVISEMENT AND WAIVERS

- 5. Respondent has carefully read, and understands the charges and allegations in Petition to Revoke Probation No. D1-2017-153. Respondent also has carefully read, and understands the effects of this Stipulated Surrender of License and Order.
- 6. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Petition to Revoke Probation; the right to be represented by counsel, at her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.
- 7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

8. Respondent admits the truth of each and every charge and allegation in Petition to Revoke Probation No. D1-2017-153, agrees that cause exists for discipline and hereby surrenders her Acupuncturist License No. AC 6386 for the Board's formal acceptance.

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9. Respondent understands that by signing this stipulation she enables the Board to issue an order accepting the surrender of her Acupuncturist License without further process.

CONTINGENCY

- 10. This stipulation shall be subject to approval by the Board. Respondent understands and agrees that counsel for Complainant and the staff of the Board may communicate directly with the Board regarding this stipulation and surrender, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.
- 11. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Surrender of License and Order, including PDF and facsimile signatures thereto, shall have the same force and effect as the originals.
- 12. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Order:

<u>ORDER</u>

IT IS HEREBY ORDERED that Acupuncturist License No. AC 6386, issued to Respondent Susan Shriver Rodnunsky, L.Ac., is surrendered and accepted by the Board.

- 1. The surrender of Respondent's Acupuncturist License and the acceptance of the surrendered license by the Board shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Board.
- 2. Respondent shall lose all rights and privileges as an acupuncturist in California as of the effective date of the Board's Decision and Order.
- 3. Respondent shall cause to be delivered to the Board her pocket license and, if one was issued, her wall certificate on or before the effective date of the Decision and Order.

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: May 20, 2019 Respectfully submitted, XAVIER BECERRA Attorney General of California Judith T. Alvarado Supervising Deputy Attorney General JONATHAN NGUYEN Deputy Attorney General Attorneys for Complainant LA2019500981 53365727.docx

Exhibit A

Petition to Revoke Probation No. D1-2017-153