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JURISDICTION

3. On or about October 5, 2010, Statement of Issues No. 1A-2010-45 was filed before the Acupuncture Board, Department of Consumer Affairs, State of California, and is currently pending against Respondent. A true and correct copy of the Statement of Issues and all other statutorily required documents were properly served on Respondent on October 5, 2010. Respondent timely filed her Notice of Defense contesting the Statement of Issues. A true and correct copy of Statement of Issues No. 1A-2010-45 is attached hereto as Exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

4. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Statement of Issues No. 1A-2010-45. Respondent has also carefully read, fully discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary Order.

5. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Statement of Issues; 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.

6. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

7. Respondent admits the truth of each and every charge and allegation in Statement of Issues No. 1A-2010-45.

8. Respondent agrees that her Acupuncture License is subject to denial and she agrees to be bound by the Board's imposition of discipline as set forth in the Disciplinary Order below.

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CONTINGENCY

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2       9. The parties agree that this Stipulated Settlement and Disciplinary Order shall be  
3 submitted to the Board for its consideration in the above-entitled matter and, further, that the  
4 Board shall have a reasonable period of time in which to consider and act on this Stipulated  
5 Settlement and Disciplinary Order after receiving it.

6       10. The parties agree that this Stipulated Settlement and Disciplinary Order shall be null  
7 and void and not binding upon the parties unless approved and adopted by the Board, except for  
8 this paragraph, which shall remain in full force and effect. Respondent fully understands and  
9 agrees that in deciding whether or not to approve and adopt this Stipulated Settlement and  
10 Disciplinary Order, the Board may receive oral and written communications from its staff and/or  
11 the Attorney General's office. Communications pursuant to this paragraph shall not disqualify  
12 the Board, any member thereof, and/or any other person from future participation in this or any  
13 other matter affecting or involving respondent. In the event that the Board, in its discretion, does  
14 not approve and adopt this Stipulated Settlement and Disciplinary Order, with the exception of  
15 this paragraph, it shall not become effective, shall not be of evidentiary value whatsoever, and  
16 shall not be relied upon or introduced in any disciplinary action by either party hereto.

17       Respondent further agrees that should the Board reject this Stipulated Settlement and  
18 Disciplinary Order for any reason, respondent will assert no claim that the Board, or any member  
19 thereof, was prejudiced by it/his/her review, discussion and/or consideration of this Stipulated  
20 Settlement and Disciplinary Order or of any matter or matters related hereto.

ADDITIONAL PROVISIONS

21  
22       11. This Stipulated Settlement and Disciplinary Order is intended by the parties herein to  
23 be an integrated writing representing the complete, final and exclusive embodiment of the  
24 agreements of the parties in the above-entitled matter.

25       12. The parties agree that facsimile copies of this Stipulated Settlement and Disciplinary  
26 Order, including facsimile signatures of the parties, may be used in lieu of original documents and  
27 signatures and, further, that facsimile copies shall have the same force and effect as originals.

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1           13. In consideration of the foregoing admissions and stipulations, the parties agree the  
2 Board may, without further notice to or opportunity to be heard by respondent, issue and enter the  
3 following Disciplinary Order:

4   **DISCIPLINARY ORDER**

5           IT IS HEREBY ORDERED that the application of Respondent Dixie Shannon Wall  
6 for Acupuncture License is granted, however, the Acupuncture License shall and is hereby  
7 immediately revoked, with the revocation stayed, and Respondent placed on probation for a  
8 period of five (5) years from the effective date of the Decision and Order, on the following terms  
9 and conditions:

10           1.    DRUG AND ALCOHOL ABUSE TREATMENT Effective 30 days from the date  
11 of this Decision, respondent shall enter an inpatient or outpatient drug or alcohol abuse recovery  
12 program [a minimum of six (6) months] or an equivalent program approved by the Board.

13           Quitting the program without permission or being expelled for cause shall constitute a  
14 violation of the probation by respondent. Subsequent to the program, respondent shall participate  
15 in the on-going treatment such as receiving individual and/or group therapy from a psychologist  
16 trained in alcohol and drug abuse treatment; and/or Twelve-Step meetings or the equivalent as  
17 approved by the Board at least three times a week during the first year of probation; and/or other  
18 substance abuse recovery program approved by the Board. Respondent shall pay all costs of  
19 treatment and therapy, and provide documentation of attendance at Twelve-Step meetings or the  
20 equivalent as approved by the Board. This psychologist shall confirm that respondent has  
21 complied with the requirements of this Decision and shall notify the Board immediately if he or  
22 she believes that respondent cannot safely render acupuncture services. Respondent shall execute  
23 a will authorizing the psychologist to divulge the aforementioned information to the Board.

24           An inpatient or outpatient drug or alcohol abuse recovery program taken after the facts that gave  
25 rise to the charges in the Statement of Issues, but prior to the effective date of the Decision may,  
26 in the sole discretion of the Board or its designee, be accepted towards the fulfillment of this  
27 condition if the program would have been approved by the Board or its designee had the program  
28 been taken after the effective date of the Decision.

1           2.    ABSTAIN FROM DRUGS AND ALCOHOL AND SUBMIT TO TESTS AND  
2 SAMPLES Respondent shall abstain completely from the personal use or possession of  
3 controlled substances as defined in the California Uniform Controlled Substances Act (Division  
4 10, commencing with section 11000, Health and Safety Code) and dangerous drugs as defined by  
5 section 4211 of the Business and Professions Code, or any drugs requiring a prescription.  
6 Respondent shall abstain completely from the use of alcoholic beverages. Respondent shall  
7 undergo random, biological fluid testing as determined by the Board. Respondent shall bear all  
8 costs of such testing. The Length of time and frequency will be determined by the Board. Any  
9 confirmed positive finding will be considered a violation of probation.

10           3.    COST RECOVERY The respondent is ordered to reimburse the Board the actual and  
11 reasonable investigative and prosecutorial costs incurred by the Board in the amount of \$2,500.  
12 Said costs may be paid by installment provided the entire amount is paid within 24 months of the  
13 effective date of the Decision. Failure to pay the ordered reimbursement, or any agreed upon  
14 payment, constitutes a violation of the probation order. The filing of bankruptcy by respondent  
15 shall not relieve respondent of her responsibility to reimburse the Board. If respondent is in  
16 default of her responsibility to reimburse the Board, the Board will collect cost recovery from the  
17 Franchise Tax Board, the Internal Revenue Service or by any other means of attachment thereof.

18           4.    OBEY ALL LAWS Respondent shall obey all federal, state and local laws, the  
19 statutes and regulations governing the practice of physical therapy, and remain in full compliance  
20 with any court ordered criminal probation. This condition applies to any jurisdiction with  
21 authority over respondent, whether it is inside or outside of California.

22           5.    QUARTERLY REPORTS Respondent shall submit quarterly declarations under  
23 penalty of perjury on forms provided by the Board, stating whether there has been compliance  
24 with all the conditions of probation.

25           6.    SURVEILLANCE PROGRAM Respondent shall comply with the Board's  
26 probation surveillance program and shall, upon reasonable notice, report to the assigned  
27 investigation district office. Respondent shall contact the assigned probation surveillance monitor  
28 regarding any questions specific to the probation order. Respondent shall not have any

1 unsolicited or unapproved contact with: (1) victims or complainants associated with the case;  
2 (2) Board members or members of its staff; or (3) persons serving the Board as expert examiners.

3 7. NOTIFICATION TO EMPLOYER AND CHANGES OF EMPLOYMENT

4 Respondent shall notify any future employers, supervisors, or contractors of her probationary  
5 status with the Board prior to accepting employment. Respondent shall provide to the Board the  
6 names, physical addresses, and telephone numbers of all employers, supervisors, and contractors.

7 Respondent shall complete the required consent forms and sign an agreement with the  
8 employer and supervisor, or the contractor, and the Board to allow the Board to communicate  
9 with the employer and supervisor or contractor.

10 Respondent shall cause each employer and supervisor or contractor to submit quarterly  
11 written declarations to the Board. These declarations shall include a performance evaluation.

12 Respondent shall notify the Board in writing of any change in her employment status within  
13 ten (10) days of such change.

14 8. INTERVIEW WITH THE BOARD OR ITS DESIGNEE Respondent shall appear in  
15 person for interviews with the Board, or its designee, upon request at various intervals.

16 9. TOLLING OF OUT-OF-STATE PRACTICE OR RESIDENCE In the event  
17 respondent should leave California to reside or practice outside of the State, respondent must  
18 notify the Board in writing of the dates of departure and return. Periods of residency or practice  
19 outside of California will not apply to the reduction of this probationary period.

20 10. EMPLOYMENT AND SUPERVISION OF TRAINEES Respondent shall not  
21 employ or supervise acupuncture trainees during the course of this probation. Respondent shall  
22 terminate any such supervisory relationship in existence on the effective date of the probation.

23 11. VIOLATION OF PROBATION If respondent violates probation in any respect, the  
24 Board, after giving respondent notice and the opportunity to be heard, may revoke probation and  
25 carry out the disciplinary order that was stayed. If an accusation or petition to revoke probation is  
26 filed against respondent during probation, the Board shall have continuing jurisdiction until the  
27 matter is final, and the period of probation shall be extended until the matter is final. No petition.

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1 or modification or termination of probation shall be considered while there is an accusation or  
2 petition to revoke probation pending against respondent.

3 12. COMPLETION OF PROBATION Upon successful completion of probation,  
4 respondent's license shall be fully restored.

5 13. REIMBURSEMENT FOR PROBATION SURVEILLANCE Respondent shall  
6 reimburse the Board for the hourly costs it incurs in the monitoring of probation to ensure  
7 compliance for the duration of probation.

8 ACCEPTANCE

9 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully  
10 discussed it with my attorney, Michael J. Schroeder, Esq. I understand the stipulation and the  
11 effect it will have on my Acupuncture License. I enter into this Stipulated Settlement and  
12 Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the  
13 Decision and Order of the Acupuncture Board, Department of Consumer Affairs, State of  
14 California.

15 DATED: 11/10/10 Dixie Shannon Wall  
16 DIXIE SHANNON WALL  
Respondent

17 I have read and fully discussed with Respondent DIXIE SHANNON WALL the terms and  
18 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.

19 I approve its form and content.  
20 DATED: 11/10/10 Michael J. Schroeder  
21 MICHAEL J. SCHROEDER, ESQ.  
Attorney for Respondent

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ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Acupuncture Board, Department of Consumer Affairs, State of California.

Dated: 12 | 2 | 10

Respectfully Submitted,

EDMUND G. BROWN JR.  
Attorney General of California  
THOMAS S. LAZAR  
Supervising Deputy Attorney General



SAMUEL K. HAMMOND  
Deputy Attorney General  
*Attorneys for Complainant*

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**Exhibit A**

**Statement of Issues No. 1A-2010-45**

1 EDMUND G. BROWN JR.  
Attorney General of California  
2 THOMAS S. LAZAR  
Supervising Deputy Attorney General  
3 SAMUEL K. HAMMOND  
Deputy Attorney General  
4 State Bar No. 141135  
110 West "A" Street, Suite 1100  
5 San Diego, CA 92101  
P.O. Box 85266  
6 San Diego, CA 92186-5266  
Telephone: (619) 645-2083  
7 Facsimile: (619) 645-2061  
*Attorneys for Complainant*

**FILED**

OCT 5 2010

**ACUPUNCTURE BOARD**

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

11 In the Matter of the Statement of Issues  
12 Against:

Case No. 1A-2010-45

13 **DIXIE SHANNON WALL**  
14 **1100 IRVINE BLVD., SUITE 187**  
**TUSTIN, CA 92780**

**STATEMENT OF ISSUES**

15 Respondent.  
16

17  
18 Complainant alleges:

19 **PARTIES**

20 1. Janelle Wedge (Complainant) brings this Statement of Issues solely in her official  
21 capacity as the Executive Officer of the Acupuncture Board, Department of Consumer Affairs.

22 2. On or about March 15, 2010, the Acupuncture Board, Department of Consumer  
23 Affairs, received an application for an acupuncture license from DIXIE SHANNON WALL  
24 (Respondent). On or about March 12, 2010, Dixie Shannon Wall certified under penalty of  
25 perjury to the truthfulness of all statements, answers, and representations in the application. The  
26 Board denied the application on or about May 5, 2010.

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1 **JURISDICTION**

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

5 Section 4955 of the Code states:

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 "(a) Using or possessing any controlled substance as defined in Division 10  
10 (commencing with Section 11000) of the Health and Safety Code, or dangerous drug  
11 or alcoholic beverage to an extent or in a manner dangerous to himself or herself, or  
12 to any other person, or to the public, and to an extent that the use impairs his or her  
13 ability to engage in the practice of acupuncture with safety to the public.

14 "(b) Conviction of a crime substantially related to the qualifications, functions,  
15 or duties of an acupuncturist, the record of conviction being conclusive evidence  
16 thereof.

17 "(c) False or misleading advertising.

18 "(d) Aiding or abetting in, or violating or conspiring in, directly or indirectly,  
19 the violation of the terms of this chapter or any regulation adopted by the board  
20 pursuant to this chapter.

21 "(e) Except for good cause, the knowing failure to protect patients by failing to  
22 follow infection control guidelines of the board, thereby risking transmission of  
23 blood-borne infectious diseases from licensee to patient, from patient to patient, and  
24 from patient to licensee. In administering this subdivision, the board shall consider  
25 referencing the standards, regulations, and guidelines of the State Department of  
26 Health Services developed pursuant to Section 1250.11 of the Health and Safety Code  
27 and the standards, regulations, and guidelines pursuant to the California Occupational  
28 Safety and Health Act of 1973 (Part 1 (commencing with Section 6300) of Division 5

1 of the Labor Code) for preventing the transmission of HIV, hepatitis B, and other  
2 blood-borne pathogens in health care settings. As necessary, the board shall consult  
3 with the Medical Board of California, the California Board of Podiatric Medicine, the  
4 Dental Board of California, the Board of Registered Nursing, and the Board of  
5 Vocational Nursing and Psychiatric Technicians, to encourage appropriate  
6 consistency in the implementation of this subdivision.

7 "The board shall seek to ensure that licensees are informed of the responsibility  
8 of licensees and others to follow infection control guidelines, and of the most recent  
9 scientifically recognized safeguards for minimizing the risk of transmission of  
10 blood-borne infectious diseases.

11 "(f) The use of threats or harassment against any patient or licensee for  
12 providing evidence in a disciplinary action, other legal action, or in an investigation  
13 contemplating a disciplinary action or other legal action.

14 "(g) Discharging an employee primarily for attempting to comply with the  
15 terms of this chapter.

16 "(h) Disciplinary action taken by any public agency for any act substantially  
17 related to the qualifications, functions, or duties of an acupuncturist or any  
18 professional health care licensee.

19 "(i) Any action or conduct that would have warranted the denial of the  
20 acupuncture license.

21 "(j) The violation of any law or local ordinance on an acupuncturist's business  
22 premises by an acupuncturist's employee or a person who is working under the  
23 acupuncturist's professional license or business permit, that is substantially related to  
24 the qualifications, functions, or duties of an acupuncturist. These violations shall  
25 subject the acupuncturist who employed the individuals, or under whose  
26 acupuncturist license the employee is working, to disciplinary action.

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1           (k) The abandonment of a patient by the licentiate without written notice to the  
2 patient that treatment is to be discontinued and before the patient has had a reasonable  
3 opportunity to secure the services of another practitioner.

4           (l) the failure to notify the board of the use of any false, assumed, or fictitious  
5 name other than the name under which he or she is licensed as an individual to  
6 practice acupuncture."

7           4. Section 480 of the Code states:

8           (a) A board may deny a license regulated by this code on the grounds that the  
9 applicant has one of the following:

10           (1) Been convicted of a crime. A conviction within the meaning of this section  
11 means a plea or verdict of guilty or a conviction following a plea of nolo contendere.  
12 Any action that a board is permitted to take following the establishment of a  
13 conviction may be taken when the time for appeal has elapsed, or the judgment of  
14 conviction has been affirmed on appeal, or when an order granting probation is made  
15 suspending the imposition of sentence, irrespective of a subsequent order under the  
16 provisions of Section 1203.4 of the Penal Code.

17           (2) Done any act involving dishonesty, fraud, or deceit with the intent to  
18 substantially benefit himself or herself or another, or substantially injure another.

19           (3) (A) Done any act that if done by a licentiate of the business or profession  
20 in question, would be grounds for suspension or revocation of license.

21           (B) The board may deny a license pursuant to this subdivision only if the  
22 crime or act is substantially related to the qualifications, functions, or duties of the  
23 business or profession for which application is made.

24           (b) Notwithstanding any other provision of this code, no person shall be denied a  
25 license solely on the basis that he or she has been convicted of a felony if he or she has  
26 obtained a certificate of rehabilitation under Chapter 3.5 (commencing with Section  
27 4852.01) of Title 6 of Part 3 of the Penal Code or that he or she has been convicted of a  
28 misdemeanor if he or she has met all applicable requirements of the criteria of

1 rehabilitation developed by the board to evaluate the rehabilitation of a person when  
2 considering the denial of a license under subdivision (a) of Section 482.

3 "(c) A board may deny a license regulated by this code on the ground that the  
4 applicant knowingly made a false statement of fact required to be revealed in the  
5 application for the license."

6 5. Section 493 of the Code provides

7 "Notwithstanding any other provision of law, in a proceeding conducted by the board  
8 within the department pursuant to law to deny an application for license or to suspend or  
9 revoke a license or otherwise take disciplinary action against a person who holds a license,  
10 upon the ground that the applicant or the licensee has been convicted of a crime  
11 substantially related to the qualifications, functions, and duties of the licensee in question,  
12 the record of conviction of the crime shall be conclusive evidence of the fact that the  
13 conviction occurred, but only of that fact, and the board may inquire into the circumstances  
14 surrounding the commission of the crime in order to fix the degree of discipline or to  
15 determine if the conviction is substantially related to the qualifications, functions, and  
16 duties of the licensee in question. . . ."

17 **FIRST CAUSE FOR DENIAL OF APPLICATION**

18 **(Conviction of Crimes Substantially Related to the Practice of an Acupuncturist)**

19 6. Respondent's application is subject to denial under section 4955, as defined by section  
20 4955, subdivision (b), of the Code, in that respondent has been convicted of crimes substantially  
21 related to the qualifications, functions, and duties of an acupuncturist. The circumstances are as  
22 follows:

23 A. On or about August 25, 2000, in the Superior Court of California, County of  
24 County of Orange in the case of *People v. Wall, Dixie Shannon*, Case No. 00SF0561, respondent  
25 was convicted on her plea of guilty, of one felony count of possession of methamphetamine<sup>1</sup> in  
26 violation of Health and Safety Code section 11379, subdivision (a); one misdemeanor count of

27 <sup>1</sup> Methamphetamine is a Schedule II controlled substance under Health and Safety Code  
28 section 11055, subsection (d)(2) and a dangerous drug under Code section 4022.

1 use of methamphetamine in violation of Health and Safety Code section 11550, subdivision (a);  
2 and one misdemeanor count of unlawful possession of less than one ounce of marijuana<sup>2</sup> in  
3 violation of Health and Safety Code section 11357, subdivision (b).

4 B. As a consequence of these convictions, respondent was sentenced to three (3) years  
5 formal probation with terms and conditions including the requirement that she complete  
6 a six-month residential drug rehabilitation program, spend 180 days in jail (which was stayed  
7 pending completion of the drug rehabilitation program) and payment of \$200 in fines.

8 C. The circumstances leading to these convictions are as follows: On or about August  
9 17, 2000, an Orange County Sheriff's Department officers stopped respondent for driving an  
10 automobile with an obstructed rear view window. Upon contact by the officer, respondent  
11 appeared sweaty and her hands were trembling. The officers conducted an evaluation and  
12 determined respondent was under the influence of a stimulant. Respondent was arrested and a  
13 search of respondent's vehicle was conducted. The officers found approximately two grams of  
14 methamphetamine and two grams of marijuana in respondent's vehicle.

15 D. On or about August 21, 2000, the District Attorney for the County of Orange filed a  
16 criminal complaint charging respondent with one count of possession of methamphetamine for  
17 sale in violation of Health and Safety Code section 11378, a felony [Count 1]; one count of  
18 unlawful transporting of methamphetamine in violation of Health and Safety Code section 11379,  
19 subdivision (a), a felony [Count 2]; one count of unlawful possession of a methamphetamine in  
20 violation of Health and Safety Code section 11377, subdivision (a) a misdemeanor [Count 3]; one  
21 count of unlawful use of methamphetamine in violation of Health and Safety Code section  
22 11500, a misdemeanor [Count 4]; and one count of unlawful possession of marijuana in violation  
23 of Health and Safety Code section 11377, subdivision (b), a misdemeanor [Count 5].

24 E. Following respondent's guilty plea to Counts 3, 4 and 5 of the criminal complaint on  
25 August 25, 2000, the District Attorney dismissed Counts 1 and 2 of the criminal complaint on his

26 \_\_\_\_\_  
27 <sup>2</sup> Marijuana is a Schedule 1 controlled substance under Health and Safety Code section  
28 11054, subsection (d)(13).



1 own motion. On that same date, entry of judgment was deferred, and respondent was ordered to  
2 enroll in a drug rehabilitation program pursuant to the provisions of Penal Code section 1000. On  
3 or about October 5, 2000, the "deferred judgment entry" order was vacated because respondent  
4 suffered a "relapse" while in the drug rehabilitation program. On or about November 30, 2000,  
5 respondent was sentenced to three (3) years formal probation with specified terms and conditions.

6 **SECOND CAUSE FOR DENIAL OF APPLICATION**

7 **(Convictions of Crimes Substantially Related to the Practice of an Acupuncturist)**

8 7. Respondent's application is further subject to denial under section 480, subdivision  
9 (b), of the Code, in that she has been convicted of crimes substantially related to the  
10 qualifications, functions, and duties of an acupuncturist as more particularly alleged in paragraph  
11 6, above, which is hereby incorporated by reference as if fully set forth herein.

12 **THIRD CAUSE FOR DENIAL OF APPLICATION**

13 **(Unlawful Use or Possession of Controlled Substance)**

14 8. Respondent's application is further subject to denial under section 4955, as defined  
15 by section 4955, subdivision (a), of the Code, in that she unlawfully used and possessed  
16 methamphetamine and unlawfully possessed marijuana, as more particularly alleged in paragraph  
17 6, above, which is hereby incorporated by reference as if fully set forth herein.

18 **FOURTH CAUSE FOR DENIAL OF APPLICATION**

19 **(Conduct Which Would Warrant Denial of a License)**

20 9. Respondent's application is further subject to denial under section 4955, as  
21 defined by section 4955, subdivision (i), of the Code, in that she has been engaged in  
22 conduct that would have warranted the denial of an acupuncture license, as more  
23 particularly alleged in paragraph 6, above, which is hereby incorporated by reference as if  
24 fully set forth herein.

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**PRAYER**

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

1. Denying the application of respondent Dixie Shannon Wall for an acupuncturist license;
2. Directing respondent Dixie Shannon Wall to pay the Acupuncture Board the costs of investigation and prosecution of this case, and if placed on probation, the costs of probation monitoring; and
3. Taking such other and further action as deemed necessary and proper.

DATED: **OCT 05 2010**

  
JANELLE WEDGE  
Executive Officer  
Acupuncture Board  
Department of Consumer Affairs  
State of California  
*Complainant*

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