BEFORE THE
ACUPUNCTURE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

CHONG MIN YI
1861 Earl Avenue
San Bruno, CA 94066

Acupuncture License No. AC 15462

Respondent

Case No. 1A-2017-28

OAH No. 2017090435

DECISION AND ORDER

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

This Decision shall become effective on October 23, 2017.

IT IS SO ORDERED October 13, 2017.

Benjamin Bodea, Executive Officer
Acupuncture Board
Department of Consumer Affairs
State of California
BEFORE THE
ACUPUNCTURE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

CHONG MIN YI, L.AC.
1861 Earl Avenue
San Bruno, CA 94066

Acupuncture License No. AC 15462

Respondent.

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

PARTIES
1. Benjamin Bodea (Complainant) is the Executive Officer of the Acupuncture Board (Board). He brought this action solely in his official capacity and is represented in this matter by Xavier Becerra, Attorney General of the State of California, by Lynne K. Dombrowski, Deputy Attorney General.

2. Chong Min Yi, L.Ac. (Respondent) is represented in this proceeding by attorney Jessica J. Lim, Esq., whose address is: Lim Law Firm, 3600 Wilshire Boulevard, Suite 410 Los Angeles, CA 90010.
3. On or about April 30, 2013, the Board issued Acupuncture License No. AC 15462 to Chong Min Yi, L.Ac. (Respondent). The Acupuncture License was in full force and effect at all times relevant to the charges brought in Accusation No. 1A-2017-28 and will expire on January 31, 2019, unless renewed.

JURISDICTION

4. Accusation No. 1A-2017-28 was filed before the (Board) and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on May 16, 2017. Respondent timely filed his Notice of Defense contesting the Accusation. A copy of Accusation No. 1A-2017-28 is attached as Exhibit A and incorporated by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. 1A-2017-28. Respondent also has carefully read, fully discussed with counsel, and understands the effects of this Stipulated Surrender of License and Order.

6. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his 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 Accusation No. 1A-2017-28, agrees that cause exists for discipline and hereby surrenders his Acupuncture License No. AC 15462 for the Board's formal acceptance.
9. Respondent understands that by signing this stipulation he enables the Board to issue an order accepting the surrender of his Acupuncture 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 or his counsel. By signing the stipulation, Respondent understands and agrees that he may not withdraw his 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 Portable Document Format (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:

ORDER

IT IS HEREBY ORDERED that Acupuncture License No. AC 15462, issued to Respondent Chong Min Yi, L.Ac., is surrendered and accepted by the Acupuncture Board.

1. Respondent shall lose all rights and privileges as a licensed acupuncturist in California as of the effective date of the Board’s Decision and Order.

2. Respondent shall cause to be delivered to the Board his pocket license and, if one was issued, his wall certificate on or before the effective date of the Decision and Order.

3. If Respondent ever files an application for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a petition for reinstatement. Respondent must comply with all the laws, regulations and procedures for reinstatement of a revoked license in effect at the time the petition is filed, and all of the charges and allegations contained in
Accusation No. 1A-2017-28 shall be deemed to be true, correct and admitted by Respondent
when the Board determines whether to grant or deny the petition.

4. Respondent shall pay the agency its costs of investigation and enforcement in the
amount of $4,325.00 prior to issuance of a new or reinstated license.

5. If Respondent should ever apply or reapply for a new license or certification, or
petition for reinstatement of a license, by any other health care licensing agency in the State of
California, all of the charges and allegations contained in Accusation, No. 1A-2017-28 shall be
deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of
Issues or any other proceeding seeking to deny or restrict licensure.

ACCEPTANCE

I have carefully read the above Stipulated Surrender of License and Order and have fully
discussed it with my attorney, Jessica J. Lim, Esq. I understand the stipulation and the effect it
will have on my Acupuncture License. I enter into this Stipulated Surrender of License and Order
voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the
Acupuncture Board.

DATED: 9/29/2017

CHONG MIN YI, L.Ac.
Respondent

I have read and fully discussed with Respondent Chong Min YI, L.Ac, the terms and
conditions and other matters contained in this Stipulated Surrender of License and Order. I
approve its form and content.

DATED: 10/10/2017

JESSICA J. LIM, 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: 10/11/2017

Respectfully submitted,

XAVIER BECERRA
Attorney General of California
JANE ZACK SIMON
Supervising Deputy Attorney General

LYNNE K. DOMBROWSKI
Deputy Attorney General

Attorneys for Complainant
Exhibit A

Accusation No. 1A-2017-28