

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

In the Matter of the Accusation Against:

**WEI XIA XUE, L.AC.
6254 Main Branch Road
San Ramon, CA 94582**

Acupuncturist License No. AC 16192

Respondent.

Case No. 1A-2015-199

OAH No. 2024040779

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 June 5, 2025.

It is so ORDERED May 6, 2025.

Original Signature on File
FOR THE ACUPUNCTURE BOARD
DEPARTMENT OF CONSUMER AFFAIRS

1 ROB BONTA
Attorney General of California
2 GREG W. CHAMBERS
Supervising Deputy Attorney General
3 THOMAS OSTLY
Deputy Attorney General
4 State Bar No. 209234
455 Golden Gate Avenue, Suite 11000
5 San Francisco, CA 94102-7004
Telephone: (415) 510-3871
6 Facsimile: (415) 703-5480
Attorneys for Complainant
7

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

12 In the Matter of the Accusation Against:

Case No. 1A-2015-199

13 **WEI XIA XUE, L.AC.**
14 **6254 Main Branch Road**
15 **San Ramon, CA 94582**

OAH No. 2024040779

16 **STIPULATED SURRENDER OF**
17 **LICENSE AND ORDER**

18 **Acupuncturist License No. AC 16192**

19 Respondent.

20 In the interest of a prompt and speedy settlement of this matter, consistent with the public
21 interest and the responsibility of the Acupuncture Board of the Department of Consumer Affairs,
22 the parties hereby agree to the following Stipulated Surrender and Disciplinary Order which will
23 be submitted to the Board for approval and adoption as the final disposition of the Accusation.

24 **PARTIES**

25 1. Benjamin Bodea (Complainant) is the Executive Officer of the Acupuncture Board
26 (Board). He brought this action solely in his official capacity and is represented in this matter by
27 Rob Bonta, Attorney General of the State of California, by Thomas Ostly, Deputy Attorney
28 General.

2. WEI XIA XUE, L.Ac. (Respondent) is represented in this proceeding by attorney
Leon E. Jew, Esq., whose address is: Dahyee Law Group, 7041 Koll Center Pkwy, Suite 280,
Pleasanton, CA 94566-3166.

1 3. On or about September 25, 2014, the Board issued Acupuncturist License No. AC
2 16192 to WEI XIA XUE, L.Ac. (Respondent). The Acupuncturist License expired on January
3 31, 2020, and has not been renewed.

4 **JURISDICTION**

5 4. Accusation No. 1A-2015-199 was filed before the Board, and is currently pending
6 against Respondent. The Accusation and all other statutorily required documents were properly
7 served on Respondent on October 24, 2019. Respondent timely filed her Notice of Defense
8 contesting the Accusation. A copy of Accusation No. 1A-2015-199 is attached as Exhibit A and
9 incorporated by reference.

10 **ADVISEMENT AND WAIVERS**

11 5. Respondent has carefully read, fully discussed with counsel, and understands the
12 charges and allegations in Accusation No. 1A-2015-199. Respondent also has carefully read,
13 fully discussed with counsel, and understands the effects of this Stipulated Surrender of License
14 and Order.

15 6. Respondent is fully aware of her legal rights in this matter, including the right to a
16 hearing on the charges and allegations in the Accusation; the right to confront and cross-examine
17 the witnesses against her; the right to present evidence and to testify on her own behalf; the right
18 to the issuance of subpoenas to compel the attendance of witnesses and the production of
19 documents; the right to reconsideration and court review of an adverse decision; and all other
20 rights accorded by the California Administrative Procedure Act and other applicable laws.

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

23 **CULPABILITY**

24 8. Respondent admits the truth of each and every charge and allegation in Accusation
25 No. 1A-2015-199, agrees that cause exists for discipline and hereby surrenders her Acupuncturist
26 License No. AC 16192 for the Board's formal acceptance.

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

1 **CONTINGENCY**

2 10. This stipulation shall be subject to approval by the Board. Respondent understands
3 and agrees that counsel for Complainant and the staff of the Board may communicate directly
4 with the Board regarding this stipulation and surrender, without notice to or participation by
5 Respondent or her counsel. By signing the stipulation, Respondent understands and agrees that
6 she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board
7 considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order,
8 the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this
9 paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not
10 be disqualified from further action by having considered this matter.

11 11. The parties understand and agree that Portable Document Format (PDF) and facsimile
12 copies of this Stipulated Surrender of License and Order, including PDF and facsimile signatures
13 thereto, shall have the same force and effect as the originals.

14 12. In consideration of the foregoing admissions and stipulations, the parties agree that
15 the Board may, without further notice or formal proceeding, issue and enter the following Order:

16 **ORDER**

17 IT IS HEREBY ORDERED that Acupuncturist License No. AC 16192, issued to
18 Respondent WEI XIA XUE, L.Ac., is surrendered and accepted by the Board.

19 1. The surrender of Respondent's Acupuncturist License and the acceptance of the
20 surrendered license by the Board shall constitute the imposition of discipline against Respondent.
21 This stipulation constitutes a record of the discipline and shall become a part of Respondent's
22 license history with the Board.

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

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

27 4. If Respondent ever applies for licensure or petitions for reinstatement in the State of
28 California, the Board shall treat it as a new application for licensure. Respondent must comply

1 with all the laws, regulations and procedures for licensure in effect at the time the application or
2 petition is filed, and all of the charges and allegations contained in Accusation No. 1A-2015-199
3 shall be deemed to be true, correct and admitted by Respondent when the Board determines
4 whether to grant or deny the application or petition.

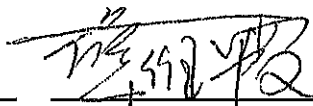
5 5. Respondent shall pay the agency its costs of investigation and enforcement in the
6 amount of \$29,133.25 prior to issuance of a new or reinstated license.

7 6. If Respondent should ever apply or reapply for a new license or certification, or
8 petition for reinstatement of a license, by any other health care licensing agency in the State of
9 California, all of the charges and allegations contained in Accusation, No. 1A-2015-199 shall be
10 deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of
11 Issues or any other proceeding seeking to deny or restrict licensure.

12 **ACCEPTANCE**


13 I have carefully read the above Stipulated Surrender of License and Order and have fully
14 discussed it with my attorney Leon E. Jew, Esq. I understand the stipulation and the effect it will
15 have on my Acupuncturist License. I enter into this Stipulated Surrender of License and Order
16 voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the
17 Acupuncture Board.

18
19 DATED: August 2, 2024


20 WEI XIA XUE
21 Respondent

22 I have read and fully discussed with Respondent Wei Xia Xue, L.Ac. the terms and
23 conditions and other matters contained in this Stipulated Surrender of License and Order. I
24 approve its form and content.

25
26 DATED: 08/02/2024


27 LEON E. JEW
28 Attorney for Respondent

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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: August 2, 2024

Respectfully submitted,

ROB BONTA
Attorney General of California
GREG W. CHAMBERS
Supervising Deputy Attorney General

/s/ Thomas Ostly

THOMAS OSTLY
Deputy Attorney General
Attorneys for Complainant

SF2019202346
Stipulated Surrender of License and Order - Surrender - SDAG approved.docx