

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

In the Matter of the Accusation/Petition to
Revoke Probation Against:

Chang Ho Oh
1218 S. Norton Avenue #302
Los Angeles, CA 90019

Acupuncture License No. AC 6895

Respondent

Case No. D1-2011-85

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 September 11, 2018.

IT IS SO ORDERED August 31, 2018.



Benjamin Bodea, Executive Officer
Acupuncture Board
Department of Consumer Affairs
State of California

1 XAVIER BECERRA
Attorney General of California
2 E. A. JONES III
Supervising Deputy Attorney General
3 WENDY WIDLUS
Deputy Attorney General
4 State Bar No. 82958
California Department of Justice
5 300 So. Spring Street, Suite 1702
Los Angeles, CA 90013
6 Telephone: (213) 269-6457
Facsimile: (213) 897-9395
7 E-mail: Wendy.Widlus@doj.ca.gov
Attorneys for Complainant

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

11 In the Matter of the Accusation/Petition to
12 Revoke Probation Against:
13 **CHANG HO OH, L.Ac.**
14 **1218 S. Norton Avenue #302**
Los Angeles, CA 90019
15 **Acupuncturist License No. AC 6985**
16 Respondent.

Case No. D1-2011-85
OAH No. 2018030058
**STIPULATED SURRENDER OF
LICENSE AND ORDER**

17
18 **IT IS HEREBY STIPULATED AND AGREED** by and between the parties to the above-
19 entitled proceedings that the following matters are true:

20 **PARTIES**

- 21 1. Benjamin Bodea (Complainant) is the Executive Officer of the Acupuncture Board
22 (Board). He brought this action solely in his official capacity and is represented in this matter by
23 Xavier Becerra, Attorney General of the State of California, by Wendy Widlus, Deputy Attorney
24 General.
25 2. Chang Ho Oh, L.Ac. (Respondent) is represented in this proceeding by attorney
26 Andrew Kim, whose address is Law Offices of Andrew Kim, APC, 3470 Wilshire Blvd., Suite
27 885, Los Angeles, CA 90010.
28 3. On or about January 20, 2000, the Board issued Acupuncturist License No. AC 6985

1 to Chang Ho Oh, L.Ac. (Respondent). The Acupuncturist License was in full force and effect at
2 all times relevant to the charges brought in Accusation/Petition to Revoke Probation No. D1-
3 2011-85 and will expire on February 28, 2019, unless renewed.

4 **JURISDICTION**

5 4. Accusation/Petition to Revoke Probation No. D1-2011-85 was filed before the
6 (Board), and is currently pending against Respondent. The Accusation/Petition to Revoke
7 Probation and all other statutorily required documents were properly served on Respondent on
8 February 2, 2018. Respondent timely filed his Notice of Defense contesting the
9 Accusation/Petition to Revoke Probation. A copy of Accusation/Petition to Revoke Probation
10 No. D1-2011-85 is attached as Exhibit A and incorporated by reference.

11 **ADVISEMENT AND WAIVERS**

12 5. Respondent has carefully read, fully discussed with counsel, and understands the
13 charges and allegations in Accusation/Petition to Revoke Probation No. D1-2011-85. Respondent
14 also has carefully read, fully discussed with counsel, and understands the effects of this Stipulated
15 Surrender of License and Order.

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

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

25 **CULPABILITY**

26 8. Respondent understands that the charges and allegations in Accusation/Petition to
27 Revoke Probation No. D1-2011-85, if proven at a hearing, constitute cause for imposing
28 discipline upon his Acupuncturist License.

1 9. For the purpose of resolving the Accusation/Petition to Revoke Probation without the
2 expense and uncertainty of further proceedings, Respondent agrees that, at a hearing,
3 Complainant could establish a factual basis for the charges in the Accusation/Petition to Revoke
4 Probation and that those charges constitute cause for discipline. Respondent hereby gives up his
5 right to contest that cause for discipline exists based on those charges.

6 10. Respondent understands that by signing this stipulation he enables the Board to issue
7 an order accepting the surrender of his Acupuncturist License without further process.

8 **CONTINGENCY**

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

18 12. The parties understand and agree that Portable Document Format (PDF) and facsimile
19 copies of this Stipulated Surrender of License and Order shall have the same force and effect as
20 the originals.

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

23 **ORDER**

24 **IT IS HEREBY ORDERED** that Acupuncturist License No. AC 6985, issued to
25 Respondent Chang Ho Oh, L.Ac., is surrendered and accepted by the Acupuncture Board.

26 1. The surrender of Respondent's Acupuncturist License and the acceptance of the
27 surrendered license by the Board shall constitute the imposition of discipline against Respondent.
28 This stipulation constitutes a record of the discipline and shall become a part of Respondent's

1 license history with the Acupuncture Board.

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

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

6 4. If Respondent ever files an application for licensure or a petition for reinstatement in
7 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must
8 comply with all the laws, regulations and procedures for reinstatement of a revoked or
9 surrendered license in effect at the time the petition is filed, and all of the charges and allegations
10 contained in Accusation/Petition to Revoke Probation No. D1-2011-85 shall be deemed to be
11 true, correct and admitted by Respondent when the Board determines whether to grant or deny the
12 petition.

13 5. If Respondent should ever apply or reapply for a new license or certification, or
14 petition for reinstatement of a license, by any other health care licensing agency in the State of
15 California, all of the charges and allegations contained in Accusation/Petition to Revoke
16 Probation, No. D1-2011-85 shall be deemed to be true, correct, and admitted by Respondent for
17 the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict
18 licensure.

19 6. Respondent shall pay the Board its costs of investigation and enforcement in the
20 amount of \$7,077.25 prior to filing a petition for reinstatement.

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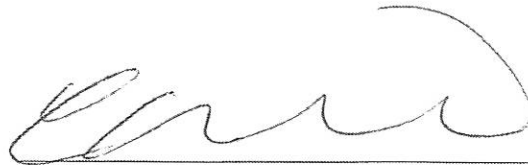
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1 ACCEPTANCE

2 I have carefully read the above Stipulated Surrender of License and Order and have fully
3 discussed it with my attorney, Andrew Kim. I understand the stipulation and the effect it will
4 have on my Acupuncturist License. I enter into this Stipulated Surrender of License and Order
5 voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the
6 Acupuncture Board.

7
8 DATED: 7/19/18



9 CHANG HO OH, L.Ac.
Respondent

10 I have read and fully discussed with Respondent Chang Ho Oh, L.Ac. the terms and
11 conditions and other matters contained in this Stipulated Surrender of License and Order. I
12 approve its form and content.

13 DATED: 7/19/18

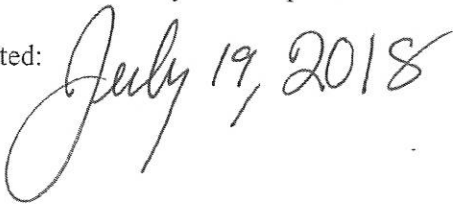


14 ANDREW KIM
Attorney for Respondent

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16 ENDORSEMENT

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

19 Dated: July 19, 2018



20 Respectfully submitted,
21 XAVIER BECERRA
Attorney General of California
E. A. JONES III
Supervising Deputy Attorney General



24 WENDY WIDLUS
Deputy Attorney General
Attorneys for Complainant

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