

**BEFORE THE DIRECTOR
DEPARTMENT OF CONSUMER AFFAIRS
BUREAU OF AUTOMOTIVE REPAIR
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

RAFI AUTOTECH

AARON BENOR, Owner

3817 Sepulveda Blvd. #F

Culver City, CA 90230

Automotive Repair Dealer Registration No.

ARD 154249

Smog Check Station License No. RC 154249

Brake Station License No. BS 154249

Lamp Station License No. LS 154249

AARON BENOR, a.k.a. RAFI RENE, a.k.a.

RONNY MASON, a.k.a. RONY BENOR

3817 Sepulveda Blvd.

Culver City, CA 90230

Smog Check Repair Technician License No. EI
313483

Smog Check Inspector License No. EO 313483

Brake Adjuster License No. BA 313483

Lamp Adjuster License No. LA 313483

Case No. 79/16-106

OAH No. 2016071022

Respondents.

DECISION

The attached Stipulated Settlement and Disciplinary Order and Stipulated Revocation of License and Order are hereby accepted and adopted as the Decision of the Director of the Department of Consumer Affairs in the above-entitled matter.

This Decision shall become effective July 12th 2017.

DATED: June 3, 2017



RYAN MARCROFT

Assistant Chief Counsel

Division of Legal Affairs

Department of Consumer Affairs

1 KAMALA D. HARRIS
2 Attorney General of California
3 THOMAS L. RINALDI
4 Supervising Deputy Attorney General
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12 *Attorneys for Complainant*

13 **BEFORE THE**
14 **DEPARTMENT OF CONSUMER AFFAIRS**
15 **FOR THE BUREAU OF AUTOMOTIVE REPAIR**
16 **STATE OF CALIFORNIA**

17 In the Matter of the Accusation Against:

Case No. 79/16-106

OAH No. 2016071022

18 **RAFI AUTOTECH**
19 **AARON BENOR, Owner**
20 3817 Sepulveda Blvd. #F
21 Culver City, CA 90230
22 Automotive Repair Dealer Registration No. ARD
23 154249
24 Smog Check Station License No. RC 154249
25 Brake Station License No. BS 154249
26 Lamp Station License No. LS 154249

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER AS TO
RESPONDENT RAFI AUTOTECH
ONLY**

AND

**STIPULATED REVOCATION OF
LICENSE AND ORDER AS TO
RESPONDENT AARON BENOR ONLY**

27 **AARON BENOR, a.k.a. RAFI RENE, a.k.a.**
28 **RONNY MASON, a.k.a. RONY BENOR**
3817 Sepulveda Blvd.
Culver City, CA 90230
Smog Check Repair Technician No. EI 313483
Smog Check Inspector No. EO 313483
Brake Adjuster License No. BA 313483
Lamp Adjuster License No. LA 313483

Respondents.

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

1 PARTIES

2 1. Patrick Dorais (Complainant) is the Chief of the Bureau of Automotive Repair
3 (Bureau). He brought this action solely in his official capacity and is represented in this matter by
4 Kamala D. Harris, Attorney General of the State of California, by Heather Vo, Deputy Attorney
5 General.

6 2. Respondents Rafi Autotech and Aaron Benor (Respondents) are represented in this
7 proceeding by attorney Joel A. Spivak, Esq., whose address is: 3685 Motor Avenue Suite 220,
8 Los Angeles, California 90034.

9 LICENSE INFORMATION

10 **RAFI AUTOTECH**

11 3. On or about June 15, 1990, the Bureau of Automotive Repair issued Automotive
12 Repair Dealer Registration Number ARD 154249 to Rafi Autotech; Aaron Benor, Owner
13 (Respondent Rafi Autotech). The Automotive Repair Dealer Registration was in full force and
14 effect at all times relevant to the charges brought herein and will expire on June 30, 2017, unless
15 renewed.

16 4. On or about July 10, 1990, the Bureau of Automotive Repair issued Smog Check
17 Station License Number RC 154249 to Respondent Rafi Autotech. The Smog Check Station
18 License was in full force and effect at all times relevant to the charges brought herein and will
19 expire on June 30, 2017, unless renewed.

20 5. On or about July 10, 1990, the Bureau of Automotive Repair issued Lamp Station
21 License No. LS 154249, class A, to Respondent Rafi Autotech. The Lamp Station License was in
22 full force and effect at all times relevant to the charges brought herein and will expire on June 30,
23 2017, unless renewed.

24 6. On or about July 10, 1990, the Bureau of Automotive Repair issued Brake Station
25 License No. BS 154249, class A, to Respondent Rafi Autotech. The Brake Station License was
26 in full force and effect at all times relevant to the charges brought herein and will expire on June
27 30, 2017, unless renewed.

1 **AARON BENOR**

2 7. In 1996, the Bureau of Automotive Repair issued Advanced Emission Specialist
3 Technician License No. EA 313483 to Aaron Benor, a.k.a. Rafi Rene, a.k.a. Ronny Mason, a.k.a.
4 Rony Benor (Respondent Benor). The Advanced Emission Specialist was cancelled on August
5 29, 2012. Pursuant to California Code of Regulations, title 16, section 3340.28 (e), Respondent's
6 license was redesignated as Smog Check Inspector License No. EO 313483 and Smog Check
7 Repair Technician License No. EI 313483, effective August 29, 2012. The Smog Check
8 Inspector License and the Smog Check Repair Technician License was in full force and effect at
9 all times relevant to the charges brought herein and will expire on December 31, 2018, unless
10 renewed.

11 8. In 2006, the Bureau of Automotive Repair issued Brake Adjuster License No. BA
12 313483, class A, to Respondent Benor. The Brake Adjuster License was in full force and effect
13 at all times relevant to the charges brought herein and will expire on December 31, 2017, unless
14 renewed.

15 9. In 1990, the Bureau of Automotive Repair issued Lamp Adjuster License No. LA
16 313483, class A, to Respondent Benor. The Lamp Adjuster License was in full force and effect at
17 all times relevant to the charges brought herein and expired on December 31, 2019, unless
18 renewed.

19 **JURISDICTION**

20 10. Accusation No. 79/16-106 was filed before the Director and is currently pending
21 against Respondent. The Accusation and all other statutorily required documents were properly
22 served on Respondents on May 5, 2016. Respondents timely filed the Notice of Defense
23 contesting the Accusation.

24 11. A copy of Accusation No. 79/16-106 is attached as exhibit A and incorporated herein
25 by reference.

26 **ADVISEMENT AND WAIVERS**

27 12. Respondents have carefully read, fully discussed with counsel, and understand the
28 charges and allegations in Accusation No. 79/16-106. Respondents have also carefully read, fully

1 discussed with counsel, and understand the effects of this Stipulated Settlement and Disciplinary
2 Order and Stipulated Revocation of License and Order.

3 13. Respondents are fully aware of the legal rights in this matter, including the right to a
4 hearing on the charges and allegations in the Accusation; the right to confront and cross-examine
5 the witnesses against them; the right to present evidence and to testify on their own behalf; the
6 right to the issuance of subpoenas to compel the attendance of witnesses and the production of
7 documents; the right to reconsideration and court review of an adverse decision; and all other
8 rights accorded by the California Administrative Procedure Act and other applicable laws.

9 14. Respondents voluntarily, knowingly, and intelligently waive and give up each and
10 every right set forth above.

11 CULPABILITY

12 15. Respondents Rafi Autotech and Aaron Benor admit the truth of each and every
13 charge and allegation in Accusation No. 79/16-106.

14 16. Respondent Rafi Autotech, Aaron Benor as owner agrees that his Automotive Repair
15 Dealer Registration No. ARD 154249, Smog Check Station License No. RC 154249, Brake
16 Station License No. BS 154249, and Lamp Station License No. LS 154249 are subject to
17 discipline and he agrees to be bound by the Director's probationary terms as set forth in the
18 Disciplinary Order below.

19 17. Respondent Aaron Benor agrees that cause exists for discipline and hereby agrees to a
20 revocation of his Smog Check Repair Technician No. EI 313483, Smog Check Inspector No. EO
21 313483, Brake Adjuster License No. BA 313483, and Lamp Adjuster License No. LA 313483 for
22 the Bureau's formal acceptance.

23 18. Respondent Benor understands that by signing this stipulation he enables the Director
24 to issue an order accepting the revocation of his Smog Check Repair Technician No. EI 313483,
25 Smog Check Inspector No. EO 313483, Brake Adjuster License No. BA 313483, and Lamp
26 Adjuster License No. LA 313483 without further process.

CONTINGENCY

19. This stipulation shall be subject to approval by the Director of Consumer Affairs or the Director's designee. Respondents understand and agree that counsel for Complainant and the staff of the Bureau of Automotive Repair may communicate directly with the Director and staff of the Department of Consumer Affairs regarding this stipulation and settlement, without notice to or participation by Respondents or his counsel. By signing the stipulation, Respondents understand and agree that they may not withdraw this agreement or seek to rescind the stipulation prior to the time the Director considers and acts upon it. If the Director fails to adopt this stipulation as the Decision and Order, the Stipulated Settlement and Disciplinary Order and the Stipulated Revocation 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 Director shall not be disqualified from further action by having considered this matter.

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

21. This Stipulated Settlement and Disciplinary Order and the Stipulated Revocation of License and Order are intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary Order and the Stipulated Revocation of License and Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.

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

STIPULATED SETTLEMENT AND DISCIPLINARY ORDER AS TO RESPONDENT

RAFI AUTOTECH - ONLY

IT IS HEREBY ORDERED that Respondent Rafi Autotech, Aaron Benor as owner agrees that his Automotive Repair Dealer Registration No. ARD 154249, Smog Check Station License No. RC 154249, Brake Station License No. BS 154249, and Lamp Station License No. LS 154249 is revoked. However, the revocation is stayed and Respondent Rafi Autotech is placed on probation for two (2) years on the following terms and conditions.

1. **Obey All Laws.** Comply with all statutes, regulations and rules governing automotive inspections, estimates and repairs.

2. **Post Sign.** Post a prominent sign, provided by the Bureau, indicating the beginning and ending dates of the suspension and indicating the reason for the suspension. The sign shall be conspicuously displayed in a location open to and frequented by customers and shall remain posted during the entire period of actual suspension.

3. **Reporting.** Respondent Rafi Autotech or Respondent Rafi Autotech's authorized representative must report in person or in writing as prescribed by the Bureau of Automotive Repair, on a schedule set by the Bureau, but no more frequently than each quarter, on the methods used and success achieved in maintaining compliance with the terms and conditions of probation.

4. **Report Financial Interest.** Within 30 days of the effective date of this action, report any financial interest which any partners, officers, or owners of the Respondent Rafi Autotech facility may have in any other business required to be registered pursuant to Section 9884.6 of the Business and Professions Code.

5. **Random Inspections.** Provide Bureau representatives unrestricted access to inspect all vehicles (including parts) undergoing repairs, up to and including the point of completion.

6. **Jurisdiction.** If an accusation is filed against Respondent Rafi Autotech during the term of probation, the Director of Consumer Affairs shall have continuing jurisdiction over this

1 matter until the final decision on the accusation, and the period of probation shall be extended
2 until such decision.

3 7. **Violation of Probation.** Should the Director of Consumer Affairs determine that
4 Respondent Rafi Autotech has failed to comply with the terms and conditions of probation, the
5 Department may, after giving notice and opportunity to be heard suspend or revoke the license.

6 8. **False and Misleading Advertising.** If the accusation involves false and misleading
7 advertising, during the period of probation, Respondent Rafi Autotech shall submit any proposed
8 advertising copy, whether revised or new, to the Bureau at least thirty (30) days prior to its use.

9 9. **Cost Recovery.** Payment in the amount of eleven thousand one hundred eighteen
10 dollars and sixty-two cents (\$11,118.62) to the Bureau for cost recovery shall be received no later
11 than 6 months before probation terminates. Failure to complete payment of cost recovery within
12 this time frame shall constitute a violation of probation which may subject Respondent Rafi
13 Autotech's registration and licenses to outright revocation; however, the Director or the
14 Director's Bureau of Automotive Repair designee may elect to continue probation until such time
15 as reimbursement of the entire cost recovery amount has been made to the Bureau.

16 **STIPULATED REVOCATION OF LICENSE AND ORDER AS TO RESPONDENT**

17 **AARON BENOR - ONLY**

18 10. IT IS HEREBY ORDERED that Smog Check Repair Technician No. EI 313483,
19 Smog Check Inspector No. EO 313483, Brake Adjuster License No. BA 313483, and Lamp
20 Adjuster License No. LA 313483 issued to Respondent Aaron Benor is revoked and accepted by
21 the Director of Consumer Affairs.

22 11. The revocation of Respondent Benor's Smog Check Repair Technician No. EI
23 313483, Smog Check Inspector No. EO 313483, Brake Adjuster License No. BA 313483, and
24 Lamp Adjuster License No. LA 313483 Automotive Repair Dealer Registration No. ARD 154249
25 and the acceptance of the revoked license by the Bureau shall constitute the imposition of
26 discipline against Respondent Benor. This stipulation constitutes a record of the discipline and
27 shall become a part of Respondent's license history with the Bureau of Automotive Repair.
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1 12. Respondent shall lose all rights and privileges as a smog check repair technician,
2 smog check inspector, brake adjuster license, and lamp adjuster license in California as of the
3 effective date of the Director's Decision and Order.

4 13. Respondent shall cause to be delivered to the Bureau his smog check repair
5 technician license, smog check inspector license, brake adjuster license, and lamp adjuster license
6 and, if one was issued, his wall certificates on or before the effective date of the Decision and
7 Order.

8 14. If Respondent ever files an application for licensure or a petition for reinstatement in
9 the State of California, the Bureau shall treat it as a new application for licensure. Respondent
10 must comply with all the laws, regulations and procedures for reinstatement of a revoked license
11 in effect at the time the petition is filed, and all of the charges and allegations contained in
12 Accusation No. 79/16-106 shall be deemed to be true, correct and admitted by Respondent when
13 the Director determines whether to grant or deny the petition.

14 **ACCEPTANCE**

15 I, Respondent Rafi Autotech, have carefully read the above Stipulated Settlement and
16 Disciplinary Order and have fully discussed it with my attorney, Joel A. Spivak, Esq. I
17 understand the stipulated settlement and the effect it will have on my Automotive Repair Dealer
18 Registration No. ARD 154249, Smog Check Station License No. RC 154249, Brake Station
19 License No. BS 154249, and Lamp Station License No. LS 154249.

20 Moreover, I, Aaron Benor, understand the stipulated revocation and the effect it will have
21 on my Smog Check Repair Technician No. EI 313483, Smog Check Inspector No. EO 313483,
22 Brake Adjuster License No. BA 313483, and Lamp Adjuster License No. LA 313483.

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1 We enter into this Stipulated Settlement and Disciplinary Order and Stipulated Revocation
2 of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the
3 Decision and Order of the Director of Consumer Affairs.

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6
7 DATED: 12-15-16


RAFI AUTOTECH,
AARON BENOR, Owner

Automotive Repair Dealer Registration No. ARD 154249
Smog Check Station License No. RC 154249
Brake Station License No. BS 154249
Lamp Station License No. LS 154249
Respondent

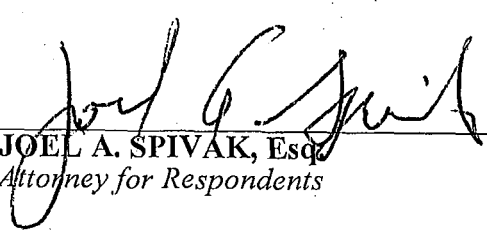
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13
14 DATED: 12-15-16


AARON BENOR, aka RAFI RENE, aka RONNY
MASON, aka RONY BENOR

Smog Check Repair Technician No. EI 313483
Smog Check Inspector No. EO 313483
Brake Adjuster License No. BA 313483
Lamp Adjuster License No. LA 313483
Respondent

19 I have read and fully discussed with Respondents Rafi Autotech and Aaron Benor the terms
20 and conditions and other matters contained in the above Stipulated Settlement and Disciplinary
21 Order and Stipulated Revocation of License and Order. I approve its form and content.
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23
24 DATED: 12/15/16


JOEL A. SPIVAK, Esq.
Attorney for Respondents

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Dated: December 15, 2016

KAMALA D. HARRIS
Attorney General of California
THOMAS L. RINALDI
Supervising Deputy Attorney General

HEATHER VO
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 79/16-106

1 KAMALA D. HARRIS
Attorney General of California
2 THOMAS L. RINALDI
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Attorneys for Complainant

7
8 **BEFORE THE**
DEPARTMENT OF CONSUMER AFFAIRS
9 **FOR THE BUREAU OF AUTOMOTIVE REPAIR**
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

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12 **RAFI AUTOTECH**
13 **AARON BENOR, Owner**
3817 Sepulveda Blvd. #F
14 Culver City, CA 90230
Automotive Repair Dealer Registration No. ARD 154249
15 Smog Check Station License No. RC 154249
Brake Station License No. BS 154249
16 Lamp Station License No. LS 154249

ACCUSATION

17 **AARON BENOR, a.k.a. RAFI RENE, a.k.a.**
18 **RONNY MASON, a.k.a. RONY BENOR**
3817 Sepulveda Blvd.
19 Culver City, CA 90230
Smog Check Repair Technician No. EI 313483
20 Smog Check Inspector No. EO 313483
Brake Adjuster License No. BA 313483
21 Lamp Adjuster License No. LA 313483

22 Respondents.

23
24 Complainant alleges:

25 **PARTIES**

26 1. Patrick Dorais (Complainant) brings this Accusation solely in his official capacity as
27 the Chief of the Bureau of Automotive Repair, Department of Consumer Affairs.
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LICENSE INFORMATION

RAFI AUTOTECH

2. On or about June 15, 1990, the Bureau of Automotive Repair issued Automotive Repair Dealer Registration Number ARD 154249 to Rafi Autotech; Aaron Benor, Owner (Respondent Rafi Autotech). The Automotive Repair Dealer Registration was in full force and effect at all times relevant to the charges brought herein and will expire on June 30, 2016, unless renewed.

3. On or about July 10, 1990, the Bureau of Automotive Repair issued Smog Check Station License Number RC 154249 to Respondent Rafi Autotech. The Smog Check Station License was in full force and effect at all times relevant to the charges brought herein and will expire on June 30, 2016, unless renewed.

4. On or about July 10, 1990, the Bureau of Automotive Repair issued Lamp Station License No. LS 154249, class A, to Respondent Rafi Autotech. The Lamp Station License was in full force and effect at all times relevant to the charges brought herein and will expire on June 30, 2016, unless renewed.

5. On or about July 10, 1990, the Bureau of Automotive Repair issued Brake Station License No. BS 154249, class A, to Respondent Rafi Autotech. The Brake Station License was in full force and effect at all times relevant to the charges brought herein and will expire on June 30, 2016, unless renewed.

AARON BENOR

6. In 1996, the Bureau of Automotive Repair issued Advanced Emission Specialist Technician License No. EA 313483 to Aaron Benor, a.k.a. Rafi Rene, a.k.a. Ronny Mason, a.k.a. Rony Benor (Respondent Benor). The Advanced Emission Specialist was cancelled on August 29, 2012. Pursuant to California Code of Regulations, title 16, section 3340.28 (e), Respondent's license was redesignated as Smog Check Inspector License No. EO 313483 and Smog Check Repair Technician License No. EI 313483, effective August 29, 2012. The Smog Check Inspector License and the Smog Check Repair Technician License was in full force and effect at

1 all times relevant to the charges brought herein and will expire on December 31, 2016, unless
2 renewed.

3 7. In 2006, the Bureau of Automotive Repair issued Brake Adjuster License No. BA
4 313483, class A, to Respondent Benor. The Brake Adjuster License was in full force and effect
5 at all times relevant to the charges brought herein and will expire on December 31, 2017, unless
6 renewed.

7 8. In 1990, the Bureau of Automotive Repair issued Lamp Adjuster License No. LA
8 313483, class A, to Respondent Benor. The Lamp Adjuster License was in full force and effect at
9 all times relevant to the charges brought herein and expired on December 31, 2014, and has not
10 been renewed.

11 JURISDICTION

12 9. This Accusation is brought before the Director of Consumer Affairs (Director) for the
13 Bureau of Automotive Repair, under the authority of the following laws.

14 10. Section 9884.13 of the Business and Professions Code provides, in pertinent part, that
15 the expiration of a valid registration shall not deprive the director or chief of jurisdiction to
16 proceed with a disciplinary proceeding against an automotive repair dealer or to render a decision
17 invalidating a registration temporarily or permanently.

18 11. Section 44002 of the Health and Safety Code provides, in pertinent part, that the
19 Director has all the powers and authority granted under the Automotive Repair Act for enforcing
20 the Motor Vehicle Inspection Program.

21 12. Section 44072.6 of the Health and Safety Code provides, in pertinent part, that the
22 expiration or suspension of a license by operation of law, or by order or decision of the Director
23 of Consumer Affairs, or a court of law, or the voluntary surrender of the license shall not deprive
24 the Director of jurisdiction to proceed with disciplinary action.

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PERTINENT STATUTES & REGULATIONS

13. Section 123 of the Business and Professions Code states, in pertinent part:

"It is a misdemeanor for any person to engage in any conduct which subverts or attempts to subvert any licensing examination or the administration of an examination, including, but not limited to:

....

"(b) Communicating with any other examinee during the administration of a licensing examination; copying answers from another examinee or permitting one's answers to be copied by another examinee; having in one's possession during the administration of the licensing examination any books, equipment, notes, written or printed materials, or data of any kind, other than the examination materials distributed, or otherwise authorized to be in one's possession during the examination; or impersonating any examinee or having an impersonator take the licensing examination on one's behalf"

14. Section 9884.7 of the Business and Professions Code states, in pertinent part:

"(a) The director, where the automotive repair dealer cannot show there was a bona fide error, may deny, suspend, revoke, or place on probation the registration of an automotive repair dealer for any of the following acts or omissions related to the conduct of the business of the automotive repair dealer, which are done by the automotive repair dealer or any automotive technician, employee, partner, officer, or member of the automotive repair dealer.

....

"(4) Any other conduct that constitutes fraud."

....

15. Section 9889.3 of the Business and Professions Code states, in pertinent part:

"The director may suspend, revoke, or take other disciplinary action against a license as provided in this article if the licensee or any partner, officer, or director thereof:

"(a) Violates any section of the Business and Professions Code that relates to his or her licensed activities.

...

“(d) Commits any act involving dishonesty, fraud, or deceit whereby another is injured.”

...

16. Section 9889.9 of the Business and Professions Code states:

“When any license has been revoked or suspended following a hearing under the provisions of this article, any additional license issued under Articles 5 and 6 of this chapter in the name of the licensee may be likewise revoked or suspended by the director.”

17. Section 44072.2 of the Health and Safety Code states, in pertinent part:

“ The director may suspend, revoke, or take other disciplinary action against a license as provided in this article if the licensee, or any partner, officer, or director thereof, does any of the following:

“(a) Violates any section of this chapter and the regulations adopted pursuant to it, which related to the licensed activities.

• • • •

“(c) Violates any of the regulations adopted by the director pursuant to this chapter.

• • • •

"(d) Commits any act involving dishonesty, fraud, or deceit whereby another is injured."

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18. Section 44072.8 of the Health and Safety Code states:

“When a license has been revoked or suspended following a hearing under this article, any additional license issued under this chapter in the name of the licensee may be likewise revoked or suspended by the director.”

COST RECOVERY

19. Section 125.3 of the Code provides, in pertinent part, that a Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

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1 **CAUSE FOR DISCIPLINE**

2 **(Dishonest Conduct - Subversion of Licensing Examination)**

3 20. Respondent is subject to disciplinary action under Health and Safety Code section
4 44072.2, subdivision (d), and Business and Professions Code sections 9889.3, subdivisions (a)
5 and (d), 9884.7(a)(4) and 496 in conjunction with section 123, subdivision (b) in that Respondent
6 engaged in dishonest conduct when he subverted a licensing examination to obtain a Lamp
7 Adjuster License. The circumstances are that on September 9, 2014, Respondent arrived at the
8 Burbank Test Center to take the California Lamp Adjuster Licensing Examination. When he
9 arrived, he was identified by his California Driver's License as Aaron Benor. During the course
10 of the examination, a proctor observed Respondent reviewing lamp specification notes that he had
11 in his possession. As a result, the notes were confiscated, the examination terminated, and he was
12 asked to leave the testing center.

13 **OTHER MATTERS**

14 21. Pursuant to Code section 9884.7(c), the director may suspend, revoke, or place on
15 probation the registrations for all places of business operated in this state by Aaron Benor, doing
16 business as Rafi Autotech, upon a finding that he has, or is, engaged in a course of repeated and
17 willful violation of the laws and regulations pertaining to an automotive repair dealer.

18 22. Pursuant to Health and Safety Code section 44072.8, if Smog Check Station
19 License Number RC 154249, issued to Aaron Benor, doing business as Rafi Autotech, is revoked
20 or suspended, any additional license issued under this chapter in the name of said licensee may be
21 likewise revoked or suspended by the director.

22 23. Pursuant to Code section 9889.9, if Lamp Station License Number LS 154249,
23 issued to Aaron Benor, doing business as Rafi Autotech, is revoked or suspended, any additional
24 license issued under Articles 5 and 6 of Chapter 20.3 of the Business and Professions Code in the
25 name of said licensee may be likewise revoked or suspended by the director.

26 24. Pursuant to Code section 9889.9, if Brake Station License Number BS 154249,
27 issued to Aaron Benor, doing business as Rafi Autotech, is revoked or suspended, any additional
28

1 license issued under Articles 5 and 6 of Chapter 20.3 of the Business and Professions Code in the
2 name of said licensee may be likewise revoked or suspended by the director.

3 25. Pursuant to Health and Safety Code section 44072.8, if Smog Check Repair
4 Technician License No. EI 313483 and Smog Check Inspector No. EO 313483, issued to Aaron
5 Benor, is revoked or suspended, any additional license issued under this chapter in the name of
6 said licensee may be likewise revoked or suspended by the director.

7 26. Pursuant to Code section 9889.9, if Lamp Adjuster License Number LA 313483,
8 issued to Aaron Benor, is revoked or suspended, any additional license issued under Articles 5
9 and 6 of Chapter 20.3 of the Business and Professions Code in the name of said licensee may be
10 likewise revoked or suspended by the director.

11 27. Pursuant to Code section 9889.9, if Brake Adjuster License Number BA 313483,
12 issued to Aaron Benor, is revoked or suspended, any additional license issued under Articles 5
13 and 6 of Chapter 20.3 of the Business and Professions Code in the name of said licensee may be
14 likewise revoked or suspended by the director.

15 **PRAYER**

16 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
17 and that following the hearing, the Director of Consumer Affairs issue a decision:

18 1. Revoking, suspending, or placing on probation Automotive Repair Dealer
19 Registration No. ARD 154249, issued to Aaron Benor, doing business as Rafi Autotech;

20 2. Revoking, suspending, or placing on probation any other automotive repair dealer
21 registration issued to Aaron Benor;

22 3. Revoking or suspending Smog Check Station License Number RC 154249, issued
23 to Aaron Benor, doing business as Rafi Autotech;

24 4. Revoking or suspending any additional license issued under chapter 5, of the
25 Health and Safety Code in the name of Aaron Benor;

26 5. Revoking or suspending Brake Station License Number BS 154249, issued to
27 Aaron Benor, doing business as Rafi Autotech;

1 6. Revoking or suspending Lamp Station License Number LS 154249, issued to
2 Aaron Benor, doing business as Rafi Autotech;

3 7. Revoking or suspending any additional license issued under Articles 5 and 6 of
4 Chapter 20.3 of the Business and Professions Code in the name of Aaron Benor;

5 8. Revoking or suspending Smog Check Repair Technician Number EI 313483,
6 issued to Aaron Benor;

7 9. Revoking or suspending Smog Check Inspector Number EO 313483, issued to
8 Aaron Benor;

9 10. Revoking or suspending Brake Adjuster License No. BA 313483, issued to Aaron
10 Benor;

11 11. Revoking or suspending Lamp Adjuster License No. LA313483, issued to Aaron
12 Benor;

13 12. Revoking or suspending any additional license issued under Chapter 5 of the
14 Health and Safety Code in the name of Aaron Benor;

15 13. Ordering Rafi Autotech and Aaron Benor, to pay the Director of Consumer Affairs
16 the reasonable costs of the investigation and enforcement of this case, pursuant to Code section
17 125.3; and,

18 14. Taking such other and further action as deemed necessary and proper.
19

20
21 DATED: May 5, 2016

Patrick Dorais

PATRICK DORAIS
Chief
Bureau of Automotive Repair
Department of Consumer Affairs
State of California
Complainant

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DECLARATION OF SERVICE BY CERTIFIED MAIL AND FIRST CLASS MAIL
(Separate Mailings)

Case Name: **In the Matter of the Accusation Against: Rafi Autotech, Aaron Benor**
No.: 79/16-106

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On May 19, 2016, I served the attached **STATEMENT TO RESPONDENT, ACCUSATION, NOTICE OF DEFENSE (2 COPIES), REQUEST FOR DISCOVERY, GOVERNMENT CODE SECTIONS 11507, 11507.6, 11507.7** by placing a true copy thereof enclosed in a sealed envelope as certified mail with return receipt requested, and another true copy of the attached **STATEMENT TO RESPONDENT, ACCUSATION, NOTICE OF DEFENSE (2 COPIES), REQUEST FOR DISCOVERY, GOVERNMENT CODE SECTIONS 11507, 11507.6, 11507.7** was enclosed in a second sealed envelope as first class mail in the internal mail collection system at the Office of the Attorney General at 300 South Spring Street, Suite 1702, Los Angeles, CA 90013, addressed as follows:

Aaron Benor anak Rafi Rene aka
Ronny Mason aka Rony Benor
3817 Sepulveda Blvd, #F
Culver City, CA 90230-4605
Respondent

Certified Article Number

9414 7266 9904 2067 9748 86

SENDERS RECORD

Rafi Autotech
Aaron Benor
3817 Sepulveda Blvd
Culver City, CA 90230
Respondent

Certified Article Number

9414 7266 9904 2067 9748 93

SENDERS RECORD

Via Electronic Mail only
Bureau of Automotive Repair

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on May 19, 2016, at Los Angeles, California.

G. R. Sanchez
Declarant

Signature

AGO-010

9414 7266 9904 2067 9748 93

TO:

Rafi Autotech
Aaron Benor
3817 Sepulveda Blvd, #F
Culver City, CA 90230-4605

SENDER: Heather Vo

REFERENCE: LA2015501939
Pleading Packet

PS Form 3800, January 2005

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TO:

Aaron Benor aka Rafi Rene aka
Ronny Mason aka Rony Benor
3817 Sepulveda Boulevard
Culver City, CA 90230

SENDER: Heather Vo

REFERENCE: LA2015501939
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