

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

In the Matter of the Accusation Against:

**SIERRA VALERO TEST ONLY;**  
**JOHN D. SHERRY, OWNER**  
15750 Arrow Highway, Unit "S"  
Fontana, CA 92335

Automotive Repair Dealer Registration No.  
ARD 254922  
Smog Check, Test Only, Station License No.  
TC 254922

**JOHN D. SHERRY**  
15226 Merrill Avenue  
Fontana, CA 92335  
Advanced Emission Specialist Technician  
License No. EA 140472

Case No. 79/13-10  
OAH No. 2013010099

Respondents.

**DECISION**

The attached Stipulated Settlement and Disciplinary Order is 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

6/24/13

DATED: May 31, 2013

  
\_\_\_\_\_  
DONALD CHANG  
Assistant Chief Counsel  
Department of Consumer Affairs

1 KAMALA D. HARRIS  
Attorney General of California  
2 GREGORY J. SALUTE  
Supervising Deputy Attorney General  
3 DESIREE TULLENERS  
Deputy Attorney General  
4 State Bar No. 157464  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 897-2578  
6 Facsimile: (213) 897-2804  
*Attorneys for Complainant*  
7

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

12 In the Matter of the Accusation Against:

Case No. 79/13-10  
OAH No. 2013010099

13 **SIERRA VALERO TEST ONLY;**  
14 **JOHN D. SHERRY, OWNER**  
15 15750 Arrow Highway, Unit "S"  
Fontana, CA 92335  
16 **Automotive Repair Dealer**  
Registration No. ARD 254922  
17 **Smog Check, Test Only,**  
Station License No. TC 254922

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

18 **JOHN D. SHERRY**  
15226 Merrill Avenue  
19 Fontana, CA 92335  
20 **Advanced Emission Specialist Technician**  
License No. EA 140472

21 Respondents.

22  
23 *IT IS HEREBY STIPULATED AND AGREED* by and between the parties to the above-  
24 entitled proceedings that the following matters are true:

25 **PARTIES**

26 1. John Wallauch (Complainant) is the Chief of the Bureau of Automotive Repair. He  
27 brought this action solely in his official capacity and is represented in this matter by Kamala D.

28 ///

1 Harris, Attorney General of the State of California, by Desiree Tulleners, Deputy Attorney  
2 General.

3 2. Respondent John D. Sherry, individually, and as owner of Sierra Valero Test Only,  
4 (Respondent) is representing himself in this proceeding and has chosen not to exercise his right to  
5 be represented by counsel.

6 3. On or about May 21, 2008, the Bureau of Automotive Repair issued Automotive  
7 Repair Dealer Registration No. ARD 254922 to John D. Sherry, owner, of Sierra Valero Test  
8 Only (Respondent). The Automotive Repair Dealer Registration was in full force and effect at all  
9 times relevant to the charges brought in Accusation No. 79/13-10, and will expire on May 31,  
10 2013, unless renewed.

11 4. On or about May 26, 2010, the Bureau of Automotive Repair issued Smog Check,  
12 Test Only, Station License No. TC 254922 to John D. Sherry, owner of Sierra Valero Test Only  
13 (Respondent). The Smog Check, Test Only, Station License was in full force and effect at all  
14 times relevant to the charges brought in Accusation No. 79/13-10, and will expire on May 31,  
15 2013, unless renewed.

16 5. In or about 1999, the Bureau of Automotive Repair issued Advanced Emission  
17 Specialist Technician License No. EA 140472 to Respondent John D. Sherry. Respondent's  
18 technician license was in full force and effect all times relevant to the charges brought herein, and  
19 will expire on July 31, 2013, unless renewed.

#### 20 **JURISDICTION**

21 6. Accusation No. 79/13-10 was filed before the Director of Consumer Affairs  
22 (Director), for the Bureau of Automotive Repair (Bureau), and is currently pending against  
23 Respondent. The Accusation and all other statutorily required documents were properly served  
24 on Respondent on September 19, 2012. Respondent timely filed his Notice of Defense contesting  
25 the Accusation.

26 7. A copy of Accusation No. 79/13-10 is attached as Exhibit A, and incorporated herein  
27 by reference.

28 ///

1 **ADVISEMENT AND WAIVERS**

2 8. Respondent has carefully read, and understands the charges and allegations in  
3 Accusation No. 79/13-10. Respondent has also carefully read, and understands the effects of this  
4 Stipulated Settlement and Disciplinary Order.

5 9. Respondent is fully aware of his legal rights in this matter, including the right to a  
6 hearing on the charges and allegations in the Accusation; the right to be represented by counsel at  
7 his own expense; the right to confront and cross-examine the witnesses against him; the right to  
8 present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel  
9 the attendance of witnesses and the production of documents; the right to reconsideration and  
10 court review of an adverse decision; and all other rights accorded by the California  
11 Administrative Procedure Act and other applicable laws.

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

14 **CULPABILITY**

15 11. Respondent admits the truth of each and every charge and allegation in Accusation  
16 No. 79/13-10.

17 12. Respondent agrees that his Automotive Repair Dealer Registration, Smog Check,  
18 Test Only, Station License, and Advanced Emission Specialist Technician License are subject to  
19 discipline, and he agrees to be bound by the Director's imposition of discipline as set forth in the  
20 Disciplinary Order below.

21 **CONTINGENCY**

22 13. This stipulation shall be subject to approval by the Director of Consumer Affairs or  
23 the Director's designee. Respondent understands and agrees that counsel for Complainant and the  
24 staff of the Bureau of Automotive Repair may communicate directly with the Director and staff of  
25 the Department of Consumer Affairs regarding this stipulation and settlement, without notice to  
26 or participation by Respondent. By signing the stipulation, Respondent understands and agrees  
27 that he may not withdraw his agreement or seek to rescind the stipulation prior to the time the  
28 Director considers and acts upon it. If the Director fails to adopt this stipulation as the Decision

1 and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except  
2 for this paragraph, it shall be inadmissible in any legal action between the parties, and the  
3 Director shall not be disqualified from further action by having considered this matter.

4 14. The parties understand and agree that facsimile copies of this Stipulated Settlement  
5 and Disciplinary Order, including facsimile signatures thereto, shall have the same force and  
6 effect as the originals.

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

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

16 **DISCIPLINARY ORDER**

17 *IT IS HEREBY ORDERED* that Automotive Repair Dealer Registration No. ARD 254922,  
18 Smog Check, Test Only, Station License No. TC 254922, and Advanced Emission Specialist  
19 Technician License No. EA 140472 issued to Respondent John D. Sherry, individually, and as  
20 owner of Sierra Valero Test Only, are revoked.

21 *IT IS HEREBY ORDERED THAT* prior to submitting any application for any new license or  
22 registration with the Bureau, and/or prior to filing any petition for reinstatement of any license or  
23 registration herein revoked, Respondent shall reimburse the Bureau in full for its reasonable and  
24 necessary costs incurred in the investigation and prosecution of this matter in the amount of  
25 \$7,615.34, pursuant to Business and Professions Code section 125.3.

26 ///

27 ///

28 ///



1 EDMUND G. BROWN JR.  
Attorney General of California  
2 ALFREDO TERRAZAS  
Senior Assistant Attorney General  
3 GREGORY J. SALUTE  
Supervising Deputy Attorney General  
4 State Bar No. 164015  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 897-2520  
6 Facsimile: (213) 897-2804  
*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:

Case No. 79/13-10

12 **SIERRA VALERO TEST ONLY**  
13 **JOHN D. SHERRY, OWNER**  
14 **15750 Arrow Highway Unit "S"**  
**Fontana, CA 92335**  
15 **Automotive Repair Dealer Reg. No. ARD 254922**  
**Smog Check, Test Only, Station License No. TC**  
16 **254922,**

**ACCUSATION**

*SMOG CHECK*

17 **JOHN D. SHERRY**  
18 **15226 Merrill Avenue**  
**Fontana, CA 92335**  
19 **Advanced Emission Specialist Technician**  
**License No. EA 140472,**

20 Respondents.

21 Complainant alleges:

22 **PARTIES**

23 1. John Wallauch ("Complainant") brings this Accusation solely in his official capacity  
24 as the Chief of the Bureau of Automotive Repair ("Bureau"), Department of Consumer Affairs.

25 **Sierra Valero Test Only; John D. Sherry, Owner**

26 2. On or about May 21, 2008, the Director of Consumer Affairs ("Director") issued  
27 Automotive Repair Dealer Registration Number ARD 254922 (hereinafter "registration") to John  
28 D. Sherry ("Respondent John D. Sherry"), owner of Sierra Valero Test Only. Respondent's

1 registration was in full force and effect at all times relevant to the charges brought herein and will  
2 expire on May 31, 2013, unless renewed.

3 3. On or about May 26, 2010, the Director issued Smog Check, Test Only, Station  
4 License Number TC 254922 (hereinafter "smog check station license") to Respondent John D.  
5 Sherry. Respondent's smog check station license was in full force and effect at all times relevant  
6 to the charges brought herein and will expire on May 31, 2013, unless renewed.

7 **John D. Sherry**

8 4. In or about 1999, the Director issued Advanced Emission Specialist Technician  
9 License Number EA 140472 (hereinafter "technician license") to Respondent John D. Sherry.  
10 Respondent's technician license was in full force and effect at all times relevant to the charges  
11 brought herein and will expire on July 31, 2013, unless renewed.

12 **JURISDICTION**

13 5. Business and Professions Code ("Bus. & Prof. Code") section 9884.7 provides that  
14 the Director may invalidate an automotive repair dealer registration.

15 6. Bus. & Prof. Code section 9884.13 provides, in pertinent part, that the expiration of a  
16 valid registration shall not deprive the Director of jurisdiction to proceed with a disciplinary  
17 proceeding against an automotive repair dealer or to render a decision invalidating a registration  
18 temporarily or permanently.

19 7. Health and Safety Code ("Health & Saf. Code") section 44002 provides, in pertinent  
20 part, that the Director has all the powers and authority granted under the Automotive Repair Act  
21 for enforcing the Motor Vehicle Inspection Program.

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

26 **STATUTORY PROVISIONS**

27 9. Bus. & Prof. Code section 9884.7 states, in pertinent part:

28 (a) The director, where the automotive repair dealer cannot show there

1 was a bona fide error, may refuse to validate, or may invalidate temporarily or  
2 permanently, the registration of an automotive repair dealer for any of the following  
3 acts or omissions related to the conduct of the business of the automotive repair  
4 dealer, which are done by the automotive repair dealer or any automotive technician,  
5 employee, partner, officer, or member of the automotive repair dealer.

6 (1) Making or authorizing in any manner or by any means whatever any  
7 statement written or oral which is untrue or misleading, and which is known, or which  
8 by the exercise of reasonable care should be known, to be untrue or misleading.

9 . . . .

10 (4) Any other conduct which constitutes fraud.

11 . . . .

12 (c) Notwithstanding subdivision (b), the director may refuse to validate,  
13 or may invalidate temporarily or permanently, the registration for all places of  
14 business operated in this state by an automotive repair dealer upon a finding that the  
15 automotive repair dealer has, or is, engaged in a course of repeated and willful  
16 violations of this chapter, or regulations adopted pursuant to it.

17 10. Bus. & Prof. Code section 477 provides, in pertinent part, that "Board" includes  
18 "bureau," "commission," "committee," "department," "division," "examining committee,"  
19 "program," and "agency." "License" includes certificate, registration or other means to engage  
20 in a business or profession regulated by the Bus. & Prof. Code.

21 11. Health & Saf. Code section 44072.2 states, in pertinent part:

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

25 (a) Violates any section of this chapter [the Motor Vehicle Inspection  
26 Program (Health and Saf. Code § 44000, et seq.)] and the regulations adopted  
27 pursuant to it, which related to the licensed activities.

28 . . . .

(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 . . .

12. Health & Saf. Code section 44072.10 states, in pertinent part:

. . . .

(c) The department shall revoke the license of any smog check technician  
or station licensee who fraudulently certifies vehicles or participates in the fraudulent  
inspection of vehicles. A fraudulent inspection includes, but is not limited to, all of

1 the following:

2 . . . .  
3 (4) Intentional or willful violation of this chapter or any regulation,  
4 standard, or procedure of the department implementing this chapter . . .

5 13. Health & Saf. Code section 44072.8 states that when a license has been revoked or  
6 suspended following a hearing under this article, any additional license issued under this chapter  
7 in the name of the licensee may be likewise revoked or suspended by the director.

8 **COST RECOVERY**

9 14. Bus. & Prof. Code section 125.3 provides, in pertinent part, that a Board may request  
10 the administrative law judge to direct a licentiate found to have committed a violation or  
11 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation  
12 and enforcement of the case.

13 **VID DATA REVIEW**

14 15. In or about May 2012, the Bureau initiated an investigation against Respondent John  
15 D. Sherry based on a review of information from the Bureau's Vehicle Information Database  
16 ("VID"), which indicated that Respondent may be engaging in fraudulent smog check activities.

17 16. In May of 2012, a representative of the Bureau conducted a detailed review of VID  
18 data for all smog inspections performed at Respondent John D. Sherry's facility for the period of  
19 December 22, 2011, through January 7, 2012. The representative found that the ten vehicles  
20 identified below recorded certain diagnostic trouble codes (hereinafter "code") during the OBD II  
21 tests<sup>1</sup>. The representative obtained information indicating that none of these codes were  
22 applicable to the vehicles. The VID data also showed that Respondent John D. Sherry had  
23 performed the inspections on vehicles 1 through 10.

24 <sup>1</sup> The On Board Diagnostics (OBD II) functional test is an automated function of the  
25 BAR-97 analyzer. During the OBD II functional test, the technician is required to connect an  
26 interface cable from the BAR-97 analyzer to a Diagnostic Link Connector (DLC) which is  
27 located inside the vehicle. Through the DLC, the BAR-97 analyzer automatically retrieves  
28 information from the vehicle's on-board computer about the status of the readiness indicators,  
trouble codes, and the MIL (malfunction indicator light). If the vehicle fails the OBD II  
functional test, it will fail the overall inspection.

1 17. The Bureau concluded that Respondent John D. Sherry performed the smog  
2 inspections on the ten vehicles using a different vehicle during the OBD II tests, a method known  
3 as "clean plugging",<sup>2</sup> resulting in the issuance of fraudulent certificates of compliance for the  
4 following vehicles:

<b>Date &amp; Time of Inspection</b>	<b>Vehicle Certified &amp; License No.</b>	<b>Certificate No.</b>
1. 12/22/2011 11:28-11:39	1996 GMC Yukon, License No. 5KND628	XB756453C
2. 12/22/2011 16:43-16:49	2001 Rav 4, License No. 4PJK477	XB756456C
3. 12/26/2011 14:39-14:46	2001 Mitsubishi Gallant, License No. 4TRS521	XB756460C
4. 12/27/2011 12:22-12:29	1996 Dodge Ram 1500, VIN No. 1B7HC16Y2TS562908	XB756462C
5. 12/27/2011 13:06-13:13	2001 Kia Rio, License No. 6NHW033	XB756463C
6. 12/27/2011 15:14-15:22	2005 Nissan Sentra, License No. 5LXJ216	XB756467C
7. 12/29/2011 12:41-12:50	2002 Toyota Camry Solara, VIN No. 2T1CE22P42C013489	XB 756479C
8. 12/30/2011 10:04-10:10	1996 Plymouth Voyager, License No. 3NUL306	XB756485C
9. 1/2/2012 10:48-10:55	2001 Toyota Camry, License No. 6KCL976	XB756494C
10. 1/7/2012 10:22-10:27	2002 Nissan Sentra, License No. 4YIJ142	XB942323C

18  
19  
20 **FIRST CAUSE FOR DISCIPLINE**

21 **(Untrue or Misleading Statements)**

22 18. Respondent John D. Sherry's registration is subject to disciplinary action pursuant to  
23 Bus. & Prof. Code section 9884.7, subdivision (a)(1), in that Respondent made or authorized  
24

25 <sup>2</sup> Clean-plugging is the use of the OBD II readiness monitor status and stored fault code  
26 (trouble code) status of a passing vehicle for the purpose of illegally issuing a smog certificate to  
27 another vehicle that is not in compliance due to a failure to complete the minimum number of self  
28 tests, known as monitors, or due to the presence of a stored fault code that indicates an emission  
control system or component failure.

1 statements which he knew or in the exercise of reasonable care should have known to be untrue or  
2 misleading, as follows:

3 a. Respondent John D. Sherry, certified that vehicles 1 through 10, identified in  
4 paragraph 17 above, had passed inspection and were in compliance with applicable laws and  
5 regulations. In fact, Respondent conducted the inspections on the vehicles using clean-plugging  
6 methods in that he substituted or used a different vehicle during the OBD II functional test in  
7 order to issue a smog certificate of compliance for the vehicles, and did not test or inspect the  
8 vehicles as required by Health & Saf. Code section 44012.

9 **SECOND CAUSE FOR DISCIPLINE**

10 **(Fraud)**

11 19. Respondent John D. Sherry's registration is subject to disciplinary action pursuant to  
12 Bus. & Prof. Code section 9884.7, subdivision (a)(4), in that Respondent committed acts which  
13 constitute fraud by issuing electronic smog certificates of compliance for vehicles 1 through 10,  
14 identified in paragraph 17 above, without performing bona fide inspections of the emission  
15 control devices and systems on the vehicles, thereby depriving the People of the State of  
16 California of the protection afforded by the Motor Vehicle Inspection Program.

17 **THIRD CAUSE FOR DISCIPLINE**

18 **(Violations of the Motor Vehicle Inspection Program)**

19 20. Respondent John D. Sherry's smog check station license is subject to disciplinary  
20 action pursuant to Health & Saf. Code section 44072.2, subdivision (a), in that Respondent failed  
21 to comply with the following sections of that Code:

22 a. **Section 44012:** Respondent failed to ensure that the emission control tests were  
23 performed on vehicles 1 through 10, identified in paragraph 17 above, in accordance with  
24 procedures prescribed by the department.

25 b. **Section 44015:** Respondent issued electronic smog certificates of compliance for  
26 vehicles 1 through 10, identified in paragraph 17 above, without ensuring that the vehicles were  
27 properly tested and inspected to determine if they were in compliance with Health & Saf. Code  
28 section 44012.



1 comply with section 44012 of that Code in a material respect, as follows: Respondent failed to  
2 perform the emission control tests on vehicles 1 through 10, identified in paragraph 17 above, in  
3 accordance with procedures prescribed by the department.

4 **SEVENTH CAUSE FOR DISCIPLINE**

5 **(Failure to Comply with Regulations Pursuant**  
6 **to the Motor Vehicle Inspection Program)**

7 24. Respondent John D. Sherry's technician license is subject to disciplinary action  
8 pursuant to Health & Saf. Code section 44072.2, subdivision (c), in that Respondent failed to  
9 comply with provisions of California Code of Regulations, title 16, as follows:

10 a. **Section 3340.24, subdivision (c)**: Respondent falsely or fraudulently issued  
11 electronic smog certificates of compliance for vehicles 1 through 10, identified in paragraph 17  
12 above.

13 b. **Section 3340.30, subdivision (a)**: Respondent failed to inspect and test vehicles 1  
14 through 10, identified in paragraph 17 above, in accordance with Health & Saf. Code sections  
15 44012 and 44035, and California Code of Regulations, title 16, section 3340.42.

16 c. **Section 3340.42**: Respondent failed to conduct the required smog tests on vehicles 1  
17 through 10, identified in paragraph 17 above, in accordance with the Bureau's specifications.

18 **EIGHTH CAUSE FOR DISCIPLINE**

19 **(Dishonesty, Fraud or Deceit)**

20 25. Respondent John D. Sherry's technician license is subject to disciplinary action  
21 pursuant to Health & Saf. Code section 44072.2, subdivision (d), in that Respondent committed  
22 dishonest, fraudulent, or deceitful acts whereby another is injured by issuing electronic smog  
23 certificates of compliance for vehicles 1 through 10, identified in paragraph 17 above, without  
24 performing bona fide inspections of the emission control devices and systems on the vehicles,  
25 thereby depriving the People of the State of California of the protection afforded by the Motor  
26 Vehicle Inspection Program.

27 **OTHER MATTERS**

28 26. Pursuant to Bus. & Prof. Code section 9884.7, subdivision (c), the Director may

1 refuse to validate, or may invalidate temporarily or permanently, the registrations for all places of  
2 business operated in this state by Respondent John D. Sherry, owner of Sierra Valero Test Only,  
3 upon a finding that Respondent has, or is, engaged in a course of repeated and willful violations  
4 of the laws and regulations pertaining to an automotive repair dealer.

5 27. Pursuant to Health & Saf. Code section 44072.8, if Smog Check, Test Only, Station  
6 License Number TC 254922, issued to John D. Sherry, owner of Sierra Valero Test Only, is  
7 revoked or suspended, any additional license issued under this chapter in the name of said  
8 licensee may be likewise revoked or suspended by the director.

9 28. Pursuant to Health & Saf. Code section 44072.8, if Advanced Emission Specialist  
10 Technician License Number EA 140472, issued to John D. Sherry, is revoked or suspended, any  
11 additional license issued under this chapter in the name of said licensee may be likewise revoked  
12 or suspended by the director.

13 **PRAYER**

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

16 1. Temporarily or permanently invalidating Automotive Repair Dealer Registration  
17 Number ARD 254922, issued to John D. Sherry, owner of Sierra Valero Test Only;

18 2. Temporarily or permanently invalidating any other automotive repair dealer  
19 registration issued to John D. Sherry;

20 3. Revoking or suspending Smog Check, Test Only, Station License Number  
21 TC 254922, issued to John D. Sherry, owner of Sierra Valero Test Only;

22 4. Revoking or suspending Advanced Emission Specialist Technician License Number  
23 EA 140472, issued to John D. Sherry;

24 5. Revoking or suspending any additional license issued under Chapter 5 of the Health  
25 and Safety Code in the name of John D. Sherry;

26 6. Ordering Respondent John D. Sherry, individually, and as owner of Sierra Valero  
27 Test Only, to pay the Director of Consumer Affairs the reasonable costs of the investigation and  
28 enforcement of this case, pursuant to Business and Professions Code section 125.3;

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

7. Taking such other and further action as deemed necessary and proper.

DATED: August 27, 2012

John Wallauch  
JOHN WALLAUCH  
Chief  
Bureau of Automotive Repair  
Department of Consumer Affairs  
State of California  
*Complainant*

*W.C. & BAWAH,*

Sierra Valero Test Only Acc.docx