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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. 79/10-22

13 **SANTA CLARA TEST ONLY**
3295 El Camino Real #H & I
Santa Clara, California 95051,
14 **Automotive Repair Dealer Registration**
No. ARD 251248
15 **Smog Check Test Only Station License**
No. TC 251248,
16 **RICHARD J. REYES, PARTNER**
MICHAEL REYES, PARTNER

A C C U S A T I O N
S M O G C H E C K

18 **LUIS FERNANDO SERRATO**
356 Tuscany Way
19 Greenfield, California 93927 and/or
20 351 Maple Avenue
Greenfield, California 93927
21 **Advanced Emission Specialist Technician**
License No. EA 149098,
22

23 **OAI C. NGUYEN**
1692 Commodore Drive
24 San Jose, California 95133
Advanced Emission Specialist Technician
25 **License No. EA 152160**

26 Respondents.

28 Complainant alleges:

1 PARTIES

2 1. Sherry Mehl ("Complainant") brings this Accusation solely in her official capacity as
3 the Chief of the Bureau of Automotive Repair ("Bureau"), Department of Consumer Affairs.

4 **Automotive Repair Dealer Registration**

5 2. On or about July 23, 2007, the Bureau issued Automotive Repair Dealer Registration
6 Number ARD 251248 ("registration") to Santa Clara Test Only ("Respondent Santa Clara") with
7 Richard J. Reyes and Michael Reyes as partners. The registration was in full force and effect at
8 all times relevant to the charges brought herein and will expire on June 30, 2010, unless renewed.

9 **Smog Check Test Only Station License**

10 3. On or about August 13, 2007, the Bureau issued Smog Check Test Only Station
11 License Number TC 251248 ("station license") to Respondent. The station license was in full
12 force and effect at all times relevant to the charges brought herein and will expire on June 30,
13 2010, unless renewed.

14 **Advanced Emission Specialist Technician License**

15 4. On or about April 12, 2004, the Bureau of Automotive Repair issued Advanced
16 Emission Specialist Technician License Number EA 149098 ("technician license") to Luis
17 Fernando Serrato ("Respondent Serrato"). The technician license was in full force and effect at
18 all times relevant to the charges brought herein and will expire on May 31, 2010, unless renewed.

19 **Advanced Emission Specialist Technician License**

20 5. On or about September 9, 2005, the Bureau issued Advanced Emission Specialist
21 Technician License Number EA 152160 ("technician license") to Oai C. Nguyen ("Respondent
22 Nguyen"). The technician license was in full force and effect at all times relevant to the charges
23 brought herein and will expire on December 31, 2009, unless renewed.

24 STATUTORY PROVISIONS

25 6. Section 9884.7 of the Code states, in pertinent part

26 (a) The director, where the automotive repair dealer cannot show there
27 was a bona fide error, may refuse to validate, or may invalidate temporarily or
28 permanently, 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

1 dealer, which are done by the automotive repair dealer or any automotive technician,
employee, partner, officer, or member of the automotive repair dealer.

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

4 (4) Any other conduct which constitutes fraud.

5 (b) Except as provided for in subdivision (c), if an automotive repair
dealer operates more than one place of business in this state, the director pursuant to
6 subdivision (a) shall only invalidate temporarily or permanently the registration of the
specific place of business which has violated any of the provisions of this chapter.
7 This violation, or action by the director, shall not affect in any manner the right of the
automotive repair dealer to operate his or her other places of business.

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

11
12 7. Code section 9884.13 provides, in pertinent part, that the expiration of a valid
13 registration shall not deprive the director or chief of jurisdiction to proceed with a disciplinary
14 proceeding against an automotive repair dealer or to render a decision invalidating a registration
15 temporarily or permanently.

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

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

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

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

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

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

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

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

8 12. Section 44072.8 of the Health and Safety Code states:

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

11 COST RECOVERY

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

16 **SURVEILLANCE OPERATION - DECEMBER 3, 2008**

17 14. On or about December 3, 2008, the Bureau performed a videotaped surveillance at
18 Respondent Santa Clara's facility. The surveillance operation and information obtained from the
19 Bureau's Vehicle Information Database ("VID") revealed that between approximately 1049 hours
20 and 1058 hours, Respondent Serrato performed a smog inspection that resulted in the issuance of
21 electronic Certificate of Compliance No. NG140674, certifying that he had tested and inspected a
22 1992 Cadillac Seville, California License Plate No. 3CFL960, and that the vehicle was in
23 compliance with applicable laws and regulations. In fact, Respondent Serrato performed the
24 smog inspection using the clean piping method¹ by using the tail pipe emissions of a vehicle other
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26 ¹ "Clean piping" is sampling the (clean) tailpipe emissions and/or the RPM readings
27 of another vehicle for the purpose of illegally issuing smog certifications to vehicles that are not
28 in compliance or are not present in the smog check area during the time of the certification.

1 than the vehicle being certified in order to issue the certificate of compliance. The vehicle
2 certified was not in the test bay at the time of the smog inspection.

3 15. Between approximately 1531 hours and 1545 hours, Respondent Nguyen performed a
4 smog inspection that resulted in the issuance of electronic Certificate of Compliance No.
5 NG140681, certifying that he had tested and inspected a 1992 Volkswagen Jetta, California
6 License Plate No. 4FUZ160, and that the vehicle was in compliance with applicable laws and
7 regulations. In fact, Respondent Nguyen performed the smog inspection using the clean piping
8 method by using the tail pipe emissions of a vehicle other than the vehicle being certified in order
9 to issue the certificate of compliance.

10 **FIRST CAUSE FOR DISCIPLINE**

11 **(Misleading Statements)**

12 16. Respondent Santa Clara has subjected its registration to discipline under Code section
13 9884.7, subdivision (a)(1), in that on or about December 3, 2008, it made statements which it
14 knew or which by exercise of reasonable care it should have known were untrue or misleading
15 when it issued electronic Certificate of Compliance No. NG140674 for the 1992 Cadillac Seville
16 and Certificate of Compliance No. NG140681 for the 1992 Volkswagen Jetta, certifying that
17 those vehicles were in compliance with applicable laws and regulations when, in fact, those
18 vehicles had been clean piped.

19 **SECOND CAUSE FOR DISCIPLINE**

20 **(Fraud)**

21 17. Respondent Santa Clara has subjected its registration to discipline under Code section
22 9884.7, subdivision (a)(4), in that on or about December 3, 2008, it committed acts which
23 constitute fraud by issuing electronic Certificate of Compliance No. NG140674 for the 1992
24 Cadillac Seville and Certificate of Compliance No. NG140681 for the 1992 Volkswagen Jetta
25 without performing bona fide inspections of the emission control devices and systems on those
26 vehicles, thereby depriving the People of the State of California of the protection afforded by the
27 Motor Vehicle Inspection Program.

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1 **THIRD CAUSE FOR DISCIPLINE**

2 **(Violation of the Motor Vehicle Inspection Program)**

3 18. Respondent Santa Clara has subjected its station license to discipline under Health
4 and Safety Code section 44072.2, subdivision (a), in that on or about December 3, 2008,
5 regarding the 1992 Cadillac Seville and 1992 Volkswagen Jetta, it violated sections of that Code,
6 as follows:

7 a. **Section 44012, subdivision (a):** Respondent Santa Clara failed to determine that all
8 emission control devices and systems required by law were installed and functioning correctly in
9 accordance with test procedures.

10 b. **Section 44012, subdivision (f):** Respondent Santa Clara failed to perform emission
11 control tests in accordance with procedures prescribed by the department.

12 c. **Section 44015, subdivision (b):** Respondent Santa Clara issued electronic
13 Certificate of Compliance Nos. NG140674 and NG140681 without properly testing and
14 inspecting those vehicles to determine if they were in compliance with section 44012 of that
15 Code.

16 d. **Section 44059:** Respondent Santa Clara willfully made false entries for electronic
17 Certificate of Compliance Nos. NG140674 and NG140681, certifying that those vehicles had
18 been inspected as required when, in fact, they had not.

19 **FOURTH CAUSE FOR DISCIPLINE**

20 **(Violations of Regulations Pursuant to the Motor Vehicle Inspection Program)**

21 19. Respondent Santa Clara has subjected its station license to discipline under Health
22 and Safety Code section 44072.2, subdivision (c), in that on or about December 3, 2008,
23 regarding the 1992 Cadillac Seville and 1992 Volkswagen Jetta, it violated sections of the
24 California Code of Regulations, title 16, as follows:

25 a. **Section 3340.24, subdivision (c):** Respondent Santa Clara falsely or fraudulently
26 issued electronic Certificate of Compliance Nos. NG140674 and NG140681 without performing
27 bona fide inspections of the emission control devices and systems on those vehicles as required
28 by Health and Safety Code section 44012.

1 d. **Section 44059:** Respondent Serrato willfully made false entries for electronic
2 Certificate of Compliance No. NG140674, certifying that the vehicle had been inspected as
3 required when, in fact, it had not.

4 **SEVENTH CAUSE FOR DISCIPLINE**

5 **(Violations of Regulations Pursuant to the Motor Vehicle Inspection Program)**

6 22. Respondent Serrato has subjected his technician license to discipline under Health
7 and Safety Code section 44072.2, subdivision (c), in that on or about December 3, 2008,
8 regarding the 1992 Cadillac Seville, he violated sections of the California Code of Regulations,
9 title 16, as follows:

10 a. **Section 3340.24, subdivision (c):** Respondent Serrato falsely or fraudulently issued
11 electronic Certificate of Compliance No. NG140674 without performing a bona fide inspection of
12 the emission control devices and systems on that vehicle as required by Health and Safety Code
13 section 44012.

14 b. **Section 3340.30, subdivision (a):** Respondent Serrato failed to inspect and test that
15 vehicle in accordance with Health and Safety Code section 44012.

16 c. **Section 3340.41, subdivision (c):** Respondent Serrato entered false information into
17 the Emission Inspection System ("EIS") for electronic Certificate of Compliance No. NG140674
18 by entering vehicle identification information or emission control information for a vehicle other
19 than the vehicle being certified.

20 d. **Section 3340.42:** Respondent Serrato failed to conduct the required smog tests and
21 inspections in accordance with the Bureau's specifications.

22 **EIGHTH CAUSE FOR DISCIPLINE**

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

24 23. Respondent Serrato has subjected his technician license to discipline under Health
25 and Safety Code section 44072.2, subdivision (d), in that on or about December 3, 2008, he
26 committed acts involving dishonesty, fraud or deceit whereby another was injured by issuing
27 electronic Certificate of Compliance No. NG140674 for the 1992 Cadillac Seville without
28 performing a bona fide inspection of the emission control devices and systems on that vehicle,

1 thereby depriving the People of the State of California of the protection afforded by the Motor
2 Vehicle Inspection Program.

3 **NINTH CAUSE FOR DISCIPLINE**

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

5 24. Respondent Nguyen has subjected his technician license to discipline under Health
6 and Safety Code section 44072.2, subdivision (a), in that on or about December 3, 2008,
7 regarding the 1992 Volkswagen Jetta, he violated sections of that Code, as follows:

8 a. **Section 44012, subdivision (a):** Respondent Nguyen failed to determine that all
9 emission control devices and systems required by law were installed and functioning correctly in
10 accordance with test procedures.

11 b. **Section 44012, subdivision (f):** Respondent Nguyen failed to perform emission
12 control tests in accordance with procedures prescribed by the department.

13 c. **Section 44032:** Respondent Nguyen failed to perform tests of the emission control
14 devices and systems in accordance with section 44012 of that Code, in that the vehicle had been
15 clean piped.

16 d. **Section 44059:** Respondent Nguyen willfully made false entries for electronic
17 Certificate of Compliance No. NG140681, certifying that the vehicle had been inspected as
18 required when, in fact, it had not.

19 **TENTH CAUSE FOR DISCIPLINE**

20 **(Violations of Regulations Pursuant to the Motor Vehicle Inspection Program)**

21 25. Respondent Nguyen has subjected his technician license to discipline under Health
22 and Safety Code section 44072.2, subdivision (c), in that on or about December 3, 2008,
23 regarding the 1992 Volkswagen Jetta, he violated sections of the California Code of Regulations,
24 title 16, as follows:

25 a. **Section 3340.24, subdivision (c):** Respondent Nguyen falsely or fraudulently issued
26 electronic Certificate of Compliance No. NG140681 without performing a bona fide inspection of
27 the emission control devices and systems on that vehicle as required by Health and Safety Code
28 section 44012.

1 NG482581, certifying that he had tested and inspected a 1997 Volvo 850, California License
2 Plate No. 5JWR364, and that the vehicle was in compliance with applicable laws and regulations.
3 In fact, Respondent Serrato performed the smog inspection using the clean piping method by
4 using the tail pipe emissions of a vehicle other than the vehicle being certified in order to issue
5 the certificate of compliance. The vehicle certified was not in the test bay at the time of the smog
6 inspection.

7 **TWELFTH CAUSE FOR DISCIPLINE**

8 **(Misleading Statements)**

9 29. Respondent Santa Clara has subjected its registration to discipline under Code section
10 9884.7, subdivision (a)(1), in that on or about December 30, 2008, it made statements which it
11 knew or which by exercise of reasonable care it should have known were untrue or misleading
12 when it issued electronic Certificate of Compliance No. NG478233 for the 1990 Eagle Summit
13 and Certificate of Compliance No. NG482581 for the 1997 Volvo 850, certifying that those
14 vehicles were in compliance with applicable laws and regulations when, in fact, those vehicles
15 had been clean piped.

16 **THIRTEENTH CAUSE FOR DISCIPLINE**

17 **(Fraud)**

18 30. Respondent Santa Clara has subjected its registration to discipline under Code section
19 9884.7, subdivision (a)(4), in that on or about December 30, 2008, it committed acts which
20 constitute fraud by issuing electronic Certificate of Compliance No. NG478233 for the 1990
21 Eagle Summit and Certificate of Compliance No. NG482581 for the 1997 Volvo 850 without
22 performing bona fide inspections of the emission control devices and systems on those vehicles,
23 thereby depriving the People of the State of California of the protection afforded by the Motor
24 Vehicle Inspection Program.

25 **FOURTEEN CAUSE FOR DISCIPLINE**

26 **(Violation of the Motor Vehicle Inspection Program)**

27 31. Respondent Santa Clara has subjected its station license to discipline under Health
28 and Safety Code section 44072.2, subdivision (a), in that on or about December 30, 2008,

1 regarding the 1990 Eagle Summit and 1997 Volvo 850, it violated sections of that Code, as
2 follows:

3 a. **Section 44012, subdivision (a):** Respondent Santa Clara failed to determine that all
4 emission control devices and systems required by law were installed and functioning correctly in
5 accordance with test procedures.

6 b. **Section 44012, subdivision (f):** Respondent Santa Clara failed to perform emission
7 control tests in accordance with procedures prescribed by the department.

8 c. **Section 44015, subdivision (b):** Respondent Santa Clara issued electronic
9 Certificate of Compliance Nos. NG478233 and NG482581 without properly testing and
10 inspecting those vehicles to determine if they were in compliance with section 44012 of that
11 Code.

12 d. **Section 44059:** Respondent Santa Clara willfully made false entries for electronic
13 Certificate of Compliance Nos. NG478233 and NG482581, certifying that those vehicles had
14 been inspected as required when, in fact, they had not.

15 **FIFTEENTH CAUSE FOR DISCIPLINE**

16 **(Violations of Regulations Pursuant to the Motor Vehicle Inspection Program)**

17 32. Respondent Santa Clara has subjected its station license to discipline under Health
18 and Safety Code section 44072.2, subdivision (c), in that on or about December 30, 2008,
19 regarding the 1990 Eagle Summit and 1997 Volvo 850, it violated sections of the California Code
20 of Regulations, title 16, as follows:

21 a. **Section 3340.24, subdivision (c):** Respondent Santa Clara falsely or fraudulently
22 issued electronic Certificate of Compliance Nos. NG478233 and NG482581 without performing
23 bona fide inspections of the emission control devices and systems on those vehicles as required
24 by Health and Safety Code section 44012.

25 b. **Section 3340.35, subdivision (c):** Respondent Santa Clara issued electronic
26 Certificate of Compliance Nos. NG478233 and NG482581 even though those vehicles had not
27 been inspected in accordance with section 3340.42 of that Code.

28

1 c. **Section 3340.42:** Respondent Santa Clara failed to conduct the required smog tests
2 and inspections in accordance with the Bureau's specifications.

3 **SIXTEENTH CAUSE FOR DISCIPLINE**

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

5 33. Respondent Santa Clara subjected its station license to discipline under Health and
6 Safety Code section 44072.2, subdivision (d), in that on or about December 30, 2008, regarding
7 the 1990 Eagle Summit and 1997 Volvo 850, it committed acts involving dishonesty, fraud or
8 deceit whereby another was injured by issuing electronic Certificate of Compliance Nos.
9 NG478233 and NG482581 without performing bona fide inspections of the emission control
10 devices and systems on those vehicles, thereby depriving the People of the State of California of
11 the protection afforded by the Motor Vehicle Inspection Program.

12 **SEVENTEENTH CAUSE FOR DISCIPLINE**

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

14 34. Respondent Serrato has subjected his technician license to discipline under Health
15 and Safety Code section 44072.2, subdivision (a), in that on or about December 30, 2008,
16 regarding the 1990 Eagle Summit and 1997 Volvo 850, he violated sections of that Code, as
17 follows:

18 a. **Section 44012, subdivision (a):** Respondent Serrato failed to determine that all
19 emission control devices and systems required by law were installed and functioning correctly in
20 accordance with test procedures.

21 b. **Section 44012, subdivision (f):** Respondent Serrato failed to perform emission
22 control tests in accordance with procedures prescribed by the department.

23 c. **Section 44032:** Respondent Serrato failed to perform tests of the emission control
24 devices and systems in accordance with section 44012 of that Code, in that those vehicles had
25 been clean piped.

26 d. **Section 44059:** Respondent Serrato willfully made false entries for electronic
27 Certificate of Compliance Nos. NG478233 and NG482581, certifying that those vehicles had
28 been inspected as required when, in fact, they had not.

1 **EIGHTEENTH CAUSE FOR DISCIPLINE**

2 **(Violations of Regulations Pursuant to the Motor Vehicle Inspection Program)**

3 35. Respondent Serrato has subjected his technician license to discipline under Health
4 and Safety Code section 44072.2, subdivision (c), in that on or about December 30, 2008,
5 regarding the 1990 Eagle Summit and 1997 Volvo 850, he violated sections of the California
6 Code of Regulations, title 16, as follows:

7 a. **Section 3340.24, subdivision (c):** Respondent Serrato falsely or fraudulently issued
8 electronic Certificate of Compliance Nos. NG478233 and NG482581 without performing bona
9 fide inspections of the emission control devices and systems on those vehicles as required by
10 Health and Safety Code section 44012.

11 b. **Section 3340.30, subdivision (a):** Respondent Serrato failed to inspect and test those
12 vehicles in accordance with Health and Safety Code section 44012.

13 c. **Section 3340.41, subdivision (c):** Respondent Serrato entered false information into
14 the Emission Inspection System for electronic Certificate of Compliance Nos. NG478233 and
15 NG482581 by entering vehicle identification information or emission control information for
16 vehicles other than the vehicles being certified.

17 d. **Section 3340.42:** Respondent Serrato failed to conduct the required smog tests and
18 inspections in accordance with the Bureau's specifications.

19 **NINETEENTH CAUSE FOR DISCIPLINE**

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

21 36. Respondent Serrato has subjected his technician license to discipline under Health
22 and Safety Code section 44072.2, subdivision (d), in that on or about December 30, 2008, he
23 committed acts involving dishonesty, fraud or deceit whereby another was injured by issuing
24 electronic Certificate of Compliance No. NG478233 for the 1990 Eagle Summit and NG482581
25 for the 1997 Volvo 850 without performing bona fide inspections of the emission control devices
26 and systems on those vehicles, thereby depriving the People of the State of California of the
27 protection afforded by the Motor Vehicle Inspection Program.
28

1 **OTHER MATTERS**

2 37. Under Code section 9884.7, subdivision (c), the director may invalidate temporarily
3 or permanently or refuse to validate, the registrations for all places of business operated in this
4 state by Santa Clara Test Only, upon a finding that it has, or is, engaged in a course of repeated
5 and willful violations of the laws and regulations pertaining to an automotive repair dealer.

6 38. Under Health and Safety Code section 44072.8, if Smog Check Test Only Station
7 License Number TC 251248, issued to Santa Clara Test Only, is revoked or suspended, any
8 additional license issued under this chapter in the name of said licensee may be likewise revoked
9 or suspended by the director.

10 39. Under Health and Safety Code section 44072.8, if Advanced Emission Specialist
11 Technician License Number EA 149098, issued to Luis Fernando Serrato, is revoked or
12 suspended, any additional license issued under this chapter in the name of said licensee may be
13 likewise revoked or suspended by the director.

14 40. Under Health and Safety Code section 44072.8, if Advanced Emission Specialist
15 Technician License Number EA 152160, issued to Oai C. Nguyen, is revoked or suspended, any
16 additional license issued under this chapter in the name of said licensee may be likewise revoked
17 or suspended by the director.

18 **PRAYER**

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

21 1. Temporarily or permanently invalidating Automotive Repair Dealer Registration
22 Number ARD 251248, issued to Santa Clara Test Only;

23 2. Temporarily or permanently invalidating any other automotive repair dealer
24 registration issued to Santa Clara Test Only;

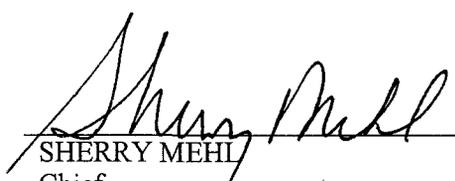
25 3. Revoking or suspending Smog Check Test Only Station License Number TC 251248,
26 issued to Santa Clara Test Only:

27 4. Revoking or suspending any additional license issued under this chapter in the name
28 of Santa Clara Test Only;

- 1 5. Revoking or suspending Advanced Emission Specialist License Number EA 149098,
- 2 issued to Luis Fernando Serrato;
- 3 6. Revoking or suspending any additional license issued under this chapter in the name
- 4 Luis Fernando Serrato;
- 5 7. Revoking or suspending Advanced Emission Specialist License Number EA 152160,
- 6 issued to Oai C. Nguyen;
- 7 8. Revoking or suspending any additional license issued under this chapter in the name
- 8 of Oai C. Nguyen;
- 9 9. Ordering Santa Clara Test Only, Luis Fernando Serrato, and Oai C. Nguyen to pay
- 10 the Bureau of Automotive Repair the reasonable costs of the investigation and enforcement of
- 11 this case, pursuant to Business and Professions Code section 125.3; and,
- 12 10. Taking such other and further action as deemed necessary and proper.

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DATED: 10/7/09


SHERRY MEHL
Chief
Bureau of Automotive Repair
Department of Consumer Affairs
State of California
Complainant

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