

1 KAMALA D. HARRIS  
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*  
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8 **BEFORE THE**  
**DEPARTMENT OF CONSUMER AFFAIRS**  
9 **FOR THE BUREAU OF AUTOMOTIVE REPAIR**  
**STATE OF CALIFORNIA**

10  
11 In the Matter of the Accusation Against:  
12 **MOHAMMAD BADIUDDIN HAQANI**  
**5685 Sexton Lane**  
13 **Riverside, CA 92509**  
**Advanced Emission Specialist Technician**  
14 **License No. EA 630629**  
15 Respondent.

Case No. 79/12-133

**A C C U S A T I O N**  
**SMOG CHECK**

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17 Complainant alleges:

18 **PARTIES**

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

21 **Advanced Emission Specialist Technician License**

22 2. On or about November 19, 2008, the Bureau issued Advanced Emission Specialist  
23 Technician License Number EA 630629 ("technician license") to Mohammad Badiuddin Haqani  
24 ("Respondent"). The technician license was in full force and effect at all times relevant to the  
25 charges brought herein. The technician license was suspended on October 5, 2011, and will  
26 expire on January 31, 2013, unless renewed.

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1 **CAUSE FOR DISCIPLINE**

2 **(Failure to Complete Training)**

3 9. Respondent has subjected his technician license to discipline pursuant to Health and  
4 Safety Code section 44050, subdivision (e), in that on or about June 1, 2011, the Bureau issued  
5 Citation No. M2011-1423 to Respondent against his technician license for violations of Health  
6 and Safety Code section 44032, (qualified technicians shall perform tests of emission control  
7 systems and devices in accordance with section 44012 of that Code) and California Code of  
8 Regulations, title 16, ("Regulation") section 3340.30, subdivision (a) (qualified technicians shall  
9 inspect, test, and repair vehicles in accordance with sections 44012 and 44035 of the Health and  
10 Safety Code, and Regulation section 3340.42). On July 1, 2011, the Bureau served Respondent  
11 with the citation, which required Respondent to complete a 16-Hour Training Course. However,  
12 Respondent did not appeal the citation within thirty (30) days of service of the citation nor has  
13 Respondent completed the required training.

14 **OTHER MATTERS**

15 10. Under Health and Safety Code section 44072.8, if Advanced Emission Specialist  
16 Technician License Number EA 630629, issued to Mohammad Badiuddin Haqani, is revoked or  
17 suspended, any additional license issued under this chapter in the name of said licensee may be  
18 likewise revoked or suspended by the director.

19 **PRAYER**

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

22 1. Revoking or suspending Advanced Emission Specialist Technician License Number  
23 EA 630629, issued to Mohammad Badiuddin Haqani;

24 2. Revoking or suspending any additional license issued under Chapter 5 of the Health  
25 and Safety Code in the name of Mohammad Badiuddin Haqani;

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1           3.    Ordering Mohammad Badiuddin Haqani to pay the Bureau of Automotive Repair the  
2 reasonable costs of the investigation and enforcement of this case, pursuant to Business and  
3 Professions Code section 125.3; and,

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

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DATED: 5/3/12

*John Wallauch* by *Doug Balatt*  
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JOHN WALLAUCH  
Chief  
Bureau of Automotive Repair  
Department of Consumer Affairs  
State of California  
*DOUG BALATT*  
*Complainant*

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