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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 First Amended Accusation
13 Against:

Case No. 79/21-8246

14 **EVAN I. CASTANEDA-OWNER DBA**
15 **ROUTE 66 SMOG**
16 **743 W. Route 66 Unit # 4**
17 **Glendora, CA 91740**
18 **Automotive Repair Dealer Registration No.**
19 **ARD 272698**
20 **Smog Check Station License No. RC 272698**

FIRST AMENDED ACCUSATION

21 **EVAN IVALDO CASTANEDA AKA**
22 **EVAN CASTANEDA-GONZALEZ**
23 **8730 Buckeye Ct.**
24 **Fontana, CA 92335**
25 **Smog Check Inspector License No. EO**
26 **150285**
27 **Smog Check Repair Technician License**
28 **Number EI 150285 (formerly Advanced**
Emission Specialist Technician License No.
EA 150285)

and

JAIME A. RUANO
1252 Belgreen Dr.
Whittier, CA 90601
Smog Check Inspector License No. EO
641820

Respondents.

1 **PARTIES**

2 1. Patrick Dorais (“Complainant”) brings this First Amended Accusation solely in his
3 official capacity as the Chief of the Bureau of Automotive Repair (“Bureau”), Department of
4 Consumer Affairs.

5 **Evan I. Castaneda-Owner dba Route 66 Smog**

6 **Automotive Repair Dealer Registration**

7 2. On or about April 26, 2013, the Bureau issued Automotive Repair Dealer Registration
8 No. ARD 272698 to Evan I. Castaneda-Owner dba Route 66 Smog (“Respondent Route 66”).
9 The Automotive Repair Dealer Registration was in full force and effect at all times relevant to the
10 charges brought herein and will expire on April 30, 2022, unless renewed.

11 **Smog Check Station License**

12 3. On or about May 23, 2013, the Bureau issued Smog Check Station License No. RC
13 272698 to Respondent Route 66. The Smog Check Station License was in full force and effect at
14 all times relevant to the charges brought herein and will expire on April 30, 2022, unless renewed.

15 **STAR Station Certification**

16 4. On or about October 16, 2014, the Bureau certified Route 66 Smog as a STAR
17 Station. The certification will remain active unless ARD 272698 and/or RC 272698 is revoked,
18 canceled, becomes delinquent, or the certification is invalidated.

19 **Evan Ivaldo Castaneda**

20 **Technician License/Inspector License**

21 **(formerly Advanced Emission Specialist Technician License Number EA 150285)**

22 5. In 1996, the Bureau issued Advanced Emission Specialist Technician License No. EA
23 150285 to Evan Ivaldo Castaneda aka Evan Castaneda-Gonzalez (“Respondent Castaneda”).
24 Respondent Castaneda’s Advanced Emission Specialist Technician License was due to expire on
25 March 31, 2014, however, was cancelled on March 6, 2014. Pursuant to California Code of
26 Regulations, title 16, section 3340.28, subdivision (e) ¹, the license was renewed, pursuant to

27 ¹ Effective August 1, 2012, California Code of Regulations, title 16, sections 3340.28,
28 3340.29, and 3340.30 were amended to implement a license restructure from the Advanced

Respondent Castaneda's election, as Smog Check Inspector License No. EO 150285 and Smog Check Repair Technician License No. EI 150285, effective March 6, 2014. Respondent Castaneda's Smog Check Inspector License and Smog Check Repair Technician License were in full force and effect at all times relevant to the charges brought herein and will expire on March 31, 2022, unless renewed.

Jamie A. Ruano

Smog Check Inspector License

6. On or about April 2, 2019, the Bureau issued Smog Check Inspector License No. EO 641820 to Jaime A. Ruano ("Respondent Ruano") and expired on February 28, 2021, and has not been renewed.

JURISDICTION

7. Business and Professions Code (Bus. & Prof. Code) section 118, subdivision (b), provides that suspension, expiration, surrender, or cancellation of a license shall not deprive the Director of jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated.

8. Bus. & Prof. Code section 9884.7 provides that the Director may revoke an automotive repair dealer registration.

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

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

11. Health & Saf. Code section 44072.6 provides, in pertinent part, that the expiration or suspension of a license by operation of law, or by order or decision of the Director of Consumer

Emission Specialist Technician (EA) license and Basic Area (EB) Technician license to Smog Check Inspector (EO) license and/or Smog Check Repair Technician (EI) license.

Affairs, or a court of law, or the voluntary surrender of the license shall not deprive the Director of jurisdiction to proceed with disciplinary action.

STATUTORY PROVISIONS

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

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

....

(6) Failure in any material respect to comply with the provisions of this chapter or regulations adopted pursuant to it.

....

(c) Notwithstanding subdivision (b), the director may suspend, revoke, or place on probation the registration for all places of business operated in this state by an automotive repair dealer upon a finding that the automotive repair dealer has, or is, engaged in a course of repeated and willful violations of this chapter, or regulations adopted pursuant to it.

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

14. Section 44012 of the Health & Saf. Code provides, in pertinent part, that tests at smog check stations shall be performed in accordance with procedures prescribed by the department.

15. Section 44015, subdivision (b), of the Health & Saf. Code provides that a certificate of compliance shall be issued if a vehicle meets the requirements of Health & Saf. Code section 40012.

16. Section 44032 of the Health & Saf. Code provides that qualified technicians shall perform tests of emissions control devices and systems in accordance with Health & Saf. Code section 40012.

17. Health & Saf. Code section 44072.2 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 [the Motor Vehicle Inspection Program (Health and Saf. Code § 44000, et seq.)] 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 . . .

18. 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 the following:

....

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

19. Health & Saf. Code section 44072.8 states that 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.

REGULATORY PROVISIONS

20. California Code of Regulations (CCR), title 16, section 3340.24, subdivision (c), states:

“The bureau may suspend or revoke the license of or pursue other legal action against a licensee, if the licensee falsely or fraudulently issues or obtains a certificate of compliance or a certificate of noncompliance.”

21. CCR, title 16, section 3340.30, subdivision (a), states that a licensed smog technician shall at all times “[i]nspect, test and repair vehicles, as applicable, in accordance with section

1 44012 of the Health & Saf. Code, section 44035 of the Health & Saf. Code, and section 3340.42
2 of this article.”

3 22. CCR, title 16, section 3340.35, subdivision (c), states that a licensed smog check
4 station “shall issue a certificate of compliance or noncompliance to the owner or operator of any
5 vehicle that has been inspected in accordance with the procedures specified in section 3340.42 of
6 this article and has all the required emission control equipment and devices installed and
7 functioning correctly.”

8 23. CCR, title 16, section 3340.41, subdivision (c), states that “[n]o person shall enter
9 into the emissions inspection system any vehicle identification information or emission control
10 system identification data for any vehicle other than the one being tested. Nor shall any person
11 knowingly enter into the emissions inspection system any false information about the vehicle
12 being tested.”

13 24. CCR, title 16, section 3340.42, sets forth specific emissions test methods and
14 procedures which apply to all vehicles inspected in the State of California.

15 **COST RECOVERY**

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

20 **DATA REVIEW: CLEAN TANKING**

21 26. The Bureau has become aware of certain methods that some Smog Check stations
22 and Smog Check inspectors use to fraudulently issue smog certificates to vehicles that may not or
23 will not pass a Smog Check test on their own, or in some instances, are not even present during
24 the time the test is performed. “Clean tanking” is one such method, during which the Low
25 Pressure Fuel Evaporative Test (LPFET) is performed using the LPFET equipment calibration
26 tank instead of connecting to the subject vehicle’s fuel inlet to determine if there is a leak in the
27 system. The LPFET tests the functionality of the vehicle’s Evaporative Emissions Control
28 (EVAP) system by introducing inert Nitrogen gas into the vehicle’s fuel system, which includes

1 the fuel tank, until it reaches a predetermined pressure and then holds that pressure for a specified
2 period of time to confirm no leaks are present in the system. As part of this test, the LPFET
3 equipment measures the “headspace volume” based upon the volume of gas needed to achieve a
4 specified pressure as the Nitrogen gas is introduced into the vehicle’s fuel tank, and records that
5 data to the Vehicle Information Database (VID). The “headspace volume” is the volume of the
6 vapor space in the fuel tank above the fuel level. This means a vehicle with a full tank of gas will
7 have a smaller headspace volume than a vehicle with less fuel in the tank. The LPFET equipment
8 must pass a calibration test every 3 days to verify its ability to properly measure the volume of
9 Nitrogen gas introduced during a test and the pressure readings. In order to pass the calibration
10 test, the amount of Nitrogen gas introduced to the calibration tank during the test must be within
11 the 1.5 to 2.5 gallon headspace volume range. If the LPFET equipment fails a calibration test, the
12 LPFET tester is locked and the station is not able to perform the LPFET test until the unit passes.

13 27. On June 30, 2021, the Bureau conducted a review of Route 66 Smog’s BAR-97
14 Smog Check inspection records from the VID for vehicles that received an LPFET test during the
15 period of January 1, 2020 through June 29, 2021. The review showed a total of 562 LPFET tests
16 passed. Of those 562 LPFET tests, 79.18% had a calculated headspace volume within the 1.5 to
17 2.5 gallon range, the same range the LPFET calibration tank is required to maintain, resulting in
18 445 possible fraudulent certifications issued by Route 66 Smog. VID data show that of certified
19 vehicles statewide that received an LPFET test during the same period of time, just 14.08%
20 reported a calculated headspace volume within the 1.5 to 2.5 gallon range. After adjusting for the
21 statewide percentage of expected headspace volume results in this range, the data show that Route
22 66 Smog issued approximately 366 fraudulent certifications utilizing the clean tanking method.

23 28. Of the 562 vehicles certified by Route 66 Smog with passing LPFET inspections
24 between January 1, 2020 through June 29, 2021, Respondent Castaneda performed 560, with
25 14.08% reporting calculated headspace volumes within the 1.5 to 2.5 gallon range, resulting in
26 443 possible fraudulent certifications. After adjusting for the statewide percentage of expected
27 headspace volume results in this range (14.08%), the data show that Respondent Castaneda issued
28 approximately 364 fraudulent certifications utilizing the clean tanking method.

29. Of the 562 vehicles certified by Route 66 Smog with passing LPFET inspections between January 1, 2020 through June 29, 2021, Respondent Ruano performed 2, with 14.08% reporting calculated headspace volumes within the 1.5 to 2.5 gallon range, resulting in 2 possible fraudulent certifications. After adjusting for the statewide percentage of expected headspace volume results in this range (14.08%), the data show that Respondent Ruano issued approximately 2 fraudulent certifications utilizing the clean tanking method.

FIRST CAUSE FOR DISCIPLINE

(Fraud)

30. Respondent Route 66's Automotive Repair Dealer Registration is subject to disciplinary action pursuant to Bus. & Prof. Code section 9884.7, subdivision (a)(4), in that he committed acts that constitute fraud by issuing electronic certificates of compliance for 366 vehicles, as described above in paragraph 27, without performing bone fide inspections of the emission control devices and systems on those vehicles, thereby depriving the People of the State of California of the protection afforded by the Motor Vehicle Inspection Program. Complainant refers to, and by this reference incorporates, the allegations contained in paragraphs 26 through 29, above, as though set forth fully herein.

SECOND CAUSE FOR DISCIPLINE

(Material Violation of Automotive Repair Act)

31. Respondent Route 66's Automotive Repair Dealer Registration is subject to disciplinary action pursuant to Bus. & Prof. Code section 9884.7, subdivision (a)(6), in that he failed in a material respect to comply with the provisions of this chapter or regulations adopted pursuant to it when he issued electronic certificates of compliance for 366 vehicles, as described above in paragraph 27, without performing bona fide inspections of the emission control devices and systems on those vehicles, thereby depriving the People of the State of California of the protection afforded by the Motor Vehicle Inspection Program. Complainant refers to, and by this reference incorporates, the allegations contained in paragraphs 26 through 29, above, as though set forth fully herein.

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1 **THIRD CAUSE FOR DISCIPLINE**

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

3 32. Respondent Route 66's Smog Check Station License is subject to disciplinary action
4 pursuant to Health & Saf. Code section 44072.2, subdivision (a), in that he failed to comply with
5 the following sections of that Code:

6 a. **Section 44012:** Respondent failed to ensure that the emission control tests were
7 performed on 366 vehicles, as described in paragraph 27 above, in accordance with procedures
8 prescribed by the department.

9 b. **Section 44015, subdivision (b):** Respondent issued electronic smog certificates of
10 compliance for 366 vehicles, as described in paragraph 27 above, without ensuring that the
11 vehicles were properly tested and inspected to determine if they were in compliance with Health
12 & Saf. Code section 44012.

13 Complainant refers to, and by this reference incorporates, the allegations contained in
14 paragraphs 26 through 29, above, as though set forth fully herein.

15 **FOURTH CAUSE FOR DISCIPLINE**

16 **(Failure to Comply with Regulations Pursuant**
17 **to the Motor Vehicle Inspection Program)**

18 33. Respondent Route 66's Smog Check Station License is subject to disciplinary action
19 pursuant to Health & Saf. Code section 44072.2, subdivision (c), in that he failed to comply with
20 provisions of California Code of Regulations, title 16, as follows:

21 a. **Section 3340.24, subdivision (c):** Respondent falsely or fraudulently issued
22 electronic smog certificates of compliance 366 vehicles as described in paragraph 27 above.

23 b. **Section 3340.30, subdivision (a):** Respondent failed to inspect and test 366 vehicles,
24 as described in paragraph 27 above, in accordance with Health & Saf. Code sections 44012 and
25 44035, and California Code of Regulations, title 16, section 3340.42.

26 c. **Section 3340.35, subdivision (c):** Respondent issued electronic smog certificates of
27 compliance for 366 vehicles, as described in paragraph 27 above, even though those vehicles had
28 not been inspected in accordance with section 3340.42.

1 d. **Section 3340.41, subdivision (c):** Respondent knowingly entered false information
2 into the emissions inspection system for 366 vehicles as described in paragraph 27 above.

3 e. **Section 3340.42:** Respondent failed to ensure that the smog inspections conducted
4 on 366 vehicles, as described in paragraph 27 above, were done in accordance with the Bureau's
5 specifications.

6 Complainant refers to, and by this reference incorporates, the allegations contained in
7 paragraphs 26 through 29, above, as though set forth fully herein.

8 **FIFTH CAUSE FOR DISCIPLINE**

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

10 34. Respondent Route 66's Smog Check Station License is subject to disciplinary action
11 pursuant to Health & Saf. Code section 44072.2, subdivision (d), in that he committed dishonest,
12 fraudulent, or deceitful acts whereby another was injured by issuing electronic smog certificates
13 of compliance for 366 vehicles, as described in paragraph 27 above, without performing bona fide
14 inspections of the emission control devices and systems on the vehicles, thereby depriving the
15 People of the State of California of the protection afforded by the Motor Vehicle Inspection
16 Program. Complainant refers to, and by this reference incorporates, the allegations contained in
17 paragraphs 26 through 29, above, as though set forth fully herein.

18 **SIXTH CAUSE FOR DISCIPLINE**

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

20 35. Respondent Castaneda's Smog Check Inspector License and Smog Check Repair
21 License are subject to disciplinary action pursuant to Health & Saf. Code section 44072.2,
22 subdivision (a), in that he failed to comply with the following sections of that code:

23 a. **Section 44032:** Respondent failed to ensure that the emission control tests were
24 performed on 364 vehicles, as described in paragraph 28 above, in accordance with Health & Saf.
25 Code section 44012.

26 b. **Section 44015, subdivision (b):** Respondent issued electronic smog certificates of
27 compliance for 364 vehicles, as described in paragraph 28 above, without ensuring that the
28

1 vehicles were properly tested and inspected to determine if they were in compliance with Health
2 & Saf. Code section 44012.

3 Complainant refers to, and by this reference incorporates, the allegations contained in
4 paragraphs 26 through 29, above, as though set forth fully herein.

5 **SEVENTH CAUSE FOR DISCIPLINE**

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

8 36. Respondent Castaneda's Smog Check Inspector License and Smog Check Repair
9 License are subject to disciplinary action pursuant to Health & Saf. Code section 44072.2,
10 subdivision (c), in that he failed to comply with provisions of California Code of Regulations,
11 title 16, as follows:

12 a. **Section 3340.24, subdivision (c):** Respondent falsely or fraudulently issued
13 electronic smog certificates of compliance for 364 vehicles as described in paragraph 28 above.

14 b. **Section 3340.30, subdivision (a):** Respondent failed to inspect and test 364 vehicles,
15 as described in paragraph 28 above, in accordance with Health & Saf. Code sections 44012 and
16 44035, and California Code of Regulations, title 16, section 3340.42.

17 c. **Section 3340.41, subdivision (c):** Respondent knowingly entered false information
18 into the emissions inspection system for 364 vehicles as described in paragraph 28 above.

19 d. **Section 3340.42:** Respondent failed to ensure that the smog inspections conducted
20 on 364 vehicles, as described in paragraph 28 above, were done in accordance with the Bureau's
21 specifications.

22 Complainant refers to, and by this reference incorporates, the allegations contained in
23 paragraphs 26 through 29, above, as though set forth fully herein.

24 **EIGHTH CAUSE FOR DISCIPLINE**

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

26 37. Respondent Castaneda's Smog Check Inspector License and Smog Check Repair
27 License are subject to disciplinary action pursuant to Health & Saf. Code section 44072.2,
28 subdivision (d), in that he committed dishonest, fraudulent, or deceitful acts whereby another was

1 injured by issuing electronic smog certificates of compliance for 364 vehicles, as described in
2 paragraph 28 above, without performing bona fide inspections of the emission control devices
3 and systems on the vehicles, thereby depriving the People of the State of California of the
4 protection afforded by the Motor Vehicle Inspection Program. Complainant refers to, and by this
5 reference incorporates, the allegations contained in paragraphs 26 through 29, above, as though
6 set forth fully herein.

7 **NINTH CAUSE FOR DISCIPLINE**

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

9 38. Respondent Ruano's Smog Check Inspector License is subject to disciplinary action
10 pursuant to Health & Saf. Code section 44072.2, subdivision (a), in that he failed to comply with
11 the following sections of that code:

12 a. **Section 44032:** Respondent failed to ensure that the emission control tests were
13 performed on 2 vehicles, as described in paragraph 29 above, in accordance with Health & Saf.
14 Code section 44012.

15 b. **Section 44015, subdivision (b):** Respondent issued electronic smog certificates of
16 compliance for 2 vehicles, as described in paragraph 29 above, without ensuring that the vehicles
17 were properly tested and inspected to determine if they were in compliance with Health & Saf.
18 Code section 44012.

19 Complainant refers to, and by this reference incorporates, the allegations contained in
20 paragraphs 26 through 29, above, as though set forth fully herein.

21 **TENTH CAUSE FOR DISCIPLINE**

22 **(Failure to Comply with Regulations Pursuant**
23 **to the Motor Vehicle Inspection Program)**

24 39. Respondent Ruano's Smog Check Inspector License is subject to disciplinary action
25 pursuant to Health & Saf. Code section 44072.2, subdivision (c), in that he failed to comply with
26 provisions of California Code of Regulations, title 16, as follows:

27 a. **Section 3340.24, subdivision (c):** Respondent falsely or fraudulently issued
28 electronic smog certificates of compliance for 2 vehicles as described in paragraph 29 above.

1 b. **Section 3340.30, subdivision (a):** Respondent failed to inspect and test 2 vehicles, as
2 described in paragraph 29 above, in accordance with Health & Saf. Code sections 44012 and
3 44035, and California Code of Regulations, title 16, section 3340.42.

4 c. **Section 3340.41, subdivision (c):** Respondent knowingly entered false information
5 into the emissions inspection system for 2 vehicles as described in paragraph 29 above.

6 d. **Section 3340.42:** Respondent failed to ensure that the smog inspections conducted
7 on 2 vehicles, as described in paragraph 29 above, were done in accordance with the Bureau's
8 specifications.

9 Complainant refers to, and by this reference incorporates, the allegations contained in
10 paragraphs 26 through 29, above, as though set forth fully herein.

11 **ELEVENTH CAUSE FOR DISCIPLINE**

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

13 40. Respondent Ruano's Smog Check Inspector License is subject to disciplinary action
14 pursuant to Health & Saf. Code section 44072.2, subdivision (d), in that he committed dishonest,
15 fraudulent, or deceitful acts whereby another was injured by issuing electronic smog certificates
16 of compliance for 2 vehicles, as described in paragraph 29 above, without performing bona fide
17 inspections of the emission control devices and systems on the vehicles, thereby depriving the
18 People of the State of California of the protection afforded by the Motor Vehicle Inspection
19 Program. Complainant refers to, and by this reference incorporates, the allegations contained in
20 paragraphs 26 through 29, above, as though set forth fully herein.

21 **OTHER MATTERS**

22 41. Pursuant to Bus. & Prof. Code section 9884.7, subdivision (c), the Director may
23 suspend, revoke, or place on probation the registration for all places of business operated in this
24 state by Evan I. Castaneda-Owner dba Route 66 Smog, upon a finding that he has, or is, engaged
25 in a course of repeated and willful violations of the laws and regulations pertaining to an
26 automotive repair dealer.

27 42. Pursuant to Health & Saf. Code section 44072.8, if Smog Check Station License No.
28 RC 272698, issued to Evan I. Castaneda-Owner dba Route 66 Smog, is revoked or suspended,

1 any additional license issued under Chapter 5 of Part 5 of Division 26 of the Health & Saf. Code
2 in the name of said licensee may be likewise revoked or suspended by the director.

3 43. Pursuant to Health & Saf. Code section 44072.8, if Smog Check Inspector License
4 No. EO 150285 and Smog Check Repair Technician License No. EI 150285 (formerly Advanced
5 Emission Specialist Technician License No. EA 150285), issued to Evan Ivaldo Castaneda aka
6 Evan Castaneda-Gonzalez, is revoked or suspended, any additional license issued under this
7 Chapter 5 of Part 5 of Div 26 of the Health and Safety Code in the name of said licensee may be
8 likewise revoked or suspended by the director.

9 44. Pursuant to Health & Saf. Code section 44072.8, if Smog Check Inspector License
10 No. EO 641820, issued to Jaime A. Ruano, is revoked or suspended, any additional license issued
11 under Chapter 5 of Part 5 of Division 26 of the Health & Saf. Code in the name of said licensee
12 may be likewise revoked 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 the Department of Consumer Affairs issue a
16 decision:

17 1. Revoking or suspending Automotive Repair Dealer Registration No. ARD 272698,
18 issued to Evan I. Castaneda-Owner dba Route 66 Smog;

19 2. Revoking or suspending any other automotive repair dealer registration issued to
20 Evan I. Castaneda;

21 3. Revoking or suspending Smog Check Station License No. RC 272698, issued to Evan
22 I. Castaneda-Owner dba Route 66 Smog;

23 4. Revoking or suspending Smog Check Inspector License No. EO 150285, issued to
24 Evan Ivaldo Castaneda aka Evan Castaneda-Gonzalez;

25 5. Revoking or suspending Smog Check Repair Technician License No. EI 150285,
26 issued to Evan Ivaldo Castaneda aka Evan Castaneda-Gonzalez;

27 ///

28 ///

6. Revoking or suspending any additional license issued under Chapter 5 of Part 5 of Division 26 of the Health and Saf. Code in the name of Evan Ivaldo Castaneda aka Evan Castaneda-Gonzalez;

7. Revoking or suspending Smog Check Inspector License No. EO 641820, issued to Jaime A. Ruano;

8. Revoking or suspending any additional license issued under Chapter 5 of Part 5 of Division 26 of the Health and Saf. Code in the name of Jaime A. Ruano;

9. Ordering Evan I. Castaneda-Owner dba Route 66 Smog, Evan Ivaldo Castaneda aka Evan Castaneda-Gonzalez and Jaime A. Ruano to pay the Bureau of Automotive Repair the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3; and

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

DATED: As of Digital Signature Date

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

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