

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

**STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

**KWONG'S ENTERPRISES, INC. dba MONTEBELLO LUBE N TUNE  
STEVEN YICK-CHUNG KWONG, PRESIDENT/SECRETARY/TREASURER**

2130 W. Beverly Blvd.

Montebello, CA 90640-3902

Automotive Repair Dealer Registration No. ARD 116837

Brake Station License No. BS 116837, Class A

Lamp Station License No. LS 116837, Class A

Smog Check Station License No. RC 116837

and

**KINNEY LAM**

1725 W. Commonwealth Avenue

Alhambra, CA 91803

Brake Adjuster License No. BA 638360, Class C

Lamp Adjuster License No. LA 638360, Class A

Smog Check Inspector License No. EO 638360

Smog Check Repair Technician License No. EI 638360

Respondents.

Case No. 77/21-7666

OAH No. 2022040607

**DECISION**

The attached Stipulated Settlement and Disciplinary Order as to Kinney Lam ONLY is hereby accepted and adopted by the Director of the Department of Consumer Affairs as the Decision in the above-entitled matter.

This Decision shall become effective on January 18, 2023

DATED: Dec. 12, 2022



GRACE ARUPO RODRIGUEZ  
Assistant Deputy Director  
Legal Affairs Division  
Department of Consumer Affairs

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Attorney General of California  
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Supervising Deputy Attorney General  
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8 **BEFORE THE**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
10 **FOR THE BUREAU OF AUTOMOTIVE REPAIR**  
**STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

12 **KWONG'S ENTERPRISES, INC.,**  
13 **DBA MONTEBELLO LUBE N TUNE,**  
14 **STEVEN YICK-CHUNG KWONG,**  
15 **PRESIDENT/SECRETARY/TREASURER**  
2130 W. Beverly Blvd.  
Montebello, CA 90640-3902

16 **Automotive Repair Dealer Registration No.**  
**ARD 116837**  
17 **Brake Station License No. BS 116837, class**  
18 **A**  
**Lamp Station License No. LS 116837, class**  
19 **A**  
**Smog Check Test and Repair No. RC**  
**116837**

20 **and**

21 **KINNEY LAM**  
1725 W. Commonwealth Ave.  
22 Alhambra, CA 91803

23 **Brake Adjuster License No. BA 638360,**  
24 **class C**  
**Lamp Adjuster License No. LA 638360,**  
25 **class A**  
**Smog Check Inspector License No.**  
26 **EO 638360**  
**Smog Check Repair Technician License No.**  
27 **EI 638360**

28 Respondents.

Case No. 77/21-7666

OAH No. 2022040607

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

As to Respondent Kinney Lam only

1 In the interest of a prompt and speedy settlement of this matter, consistent with the public  
2 interest and the responsibilities of the Director of Consumer Affairs and the Bureau of  
3 Automotive Repair the parties hereby agree to the following Stipulated Settlement and  
4 Disciplinary Order which will be submitted to the Director for the Director's approval and  
5 adoption as the final disposition of the Accusation with respect to Respondent Kinney Lam.

6 **PARTIES**

7 1. Patrick Dorais (Complainant) is the Chief of the Bureau of Automotive Repair  
8 (Bureau). He brought this action solely in his official capacity and is represented in this matter by  
9 Rob Bonta, Attorney General of the State of California, by Stephanie J. Lee, Deputy Attorney  
10 General .

11 2. Kinney Lam (Respondent Lam) is represented in this proceeding by attorney Sarkis  
12 V. Paronyan, whose address is: 500 N. Central Ave. Suite 940, Glendale, CA 91203.

13 3. On or about February 8, 2017, the Bureau of Automotive Repair issued Smog Check  
14 Inspector License Number EO 638360 to Kinney Lam (Respondent Lam). The Smog Check  
15 Inspector License was in full force and effect at all times relevant to the charges brought herein  
16 and will expire on November 30, 2024, unless renewed.

17 4. On or about May 22, 2017, the Bureau of Automotive Repair issued Smog Check  
18 Repair Technician License Number EI 638360 to Kinney Lam (Respondent Lam). The Smog  
19 Check Repair Technician License was in full force and effect at all times relevant to the charges  
20 brought herein and will expire on November 30, 2022, unless renewed.

21 5. On or about July 17, 2015, the Bureau of Automotive Repair issued Brake Adjuster  
22 License Number BA 638360, class C to Kinney Lam (Respondent Lam). The Brake Adjuster  
23 License was in full force and effect at all times relevant to the charges brought herein and will  
24 expire on November 30, 2022, unless renewed.

25 6. On or about September 8, 2015, the Bureau of Automotive Repair issued Lamp  
26 Adjuster License Number LA 638360, class A to Kinney Lam (Respondent Lam). The Lamp  
27 Adjuster License was in full force and effect at all times relevant to the charges brought herein  
28 and will expire on November 30, 2022, unless renewed.

1 **JURISDICTION**

2 7. Accusation No. 77/21-7666 was filed before the Director of the Department of  
3 Consumer Affairs (Director), and is currently pending against Respondent. The Accusation and  
4 all other statutorily required documents were properly served on Respondent on March 1, 2022.  
5 Respondent timely filed its Notice of Defense contesting the Accusation.

6 8. A copy of Accusation No. 77/21-7666 is attached as Exhibit A and incorporated  
7 herein by reference.

8 **ADVISEMENT AND WAIVERS**

9 9. Respondent has carefully read, fully discussed with counsel, and understands the  
10 charges and allegations in Accusation No. 77/21-7666. Respondent has also carefully read, fully  
11 discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary  
12 Order.

13 10. Respondent is fully aware of its legal rights in this matter, including the right to a  
14 hearing on the charges and allegations in the Accusation; the right to confront and cross-examine  
15 the witnesses against them; the right to present evidence and to testify on its own behalf; the right  
16 to the issuance of subpoenas to compel the attendance of witnesses and the production of  
17 documents; the right to reconsideration and court review of an adverse decision; and all other  
18 rights accorded by the California Administrative Procedure Act and other applicable laws.

19 11. Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
20 every right set forth above.

21 **CULPABILITY**

22 12. Respondent understands and agrees that the charges and allegations in Accusation  
23 No. 77/21-7666, if proven at a hearing, constitute cause for imposing discipline upon his Brake  
24 Adjuster License, Lamp Adjuster License, Smog Check Inspector License, and Smog Check  
25 Repair Technician License.

26 13. For the purpose of resolving the Accusation without the expense and uncertainty of  
27 further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual  
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1 basis for the charges in the Accusation, although Respondent would contest them, and that  
2 Respondent hereby gives up its right to contest those charges.

3 14. Respondent agrees that his Brake Adjuster License, Lamp Adjuster License, Smog  
4 Check Inspector License, and Smog Check Repair Technician License are subject to discipline  
5 and they agree to be bound by the Director's probationary terms as set forth in the Disciplinary  
6 Order below.

7 **RESERVATION**

8 15. The admissions made by Respondent herein are only for the purposes of this  
9 proceeding, or any other proceedings in which the Director of the Department of Consumer  
10 Affairs, Bureau of Automotive Repair, or other professional licensing agency is involved, and  
11 shall not be admissible in any other criminal or civil proceeding.

12 **CONTINGENCY**

13 16. This stipulation shall be subject to approval by the Director or the Director's designee.  
14 Respondent understands and agrees that counsel for Complainant and the staff of the Bureau of  
15 Automotive Repair may communicate directly with the Director and staff of the Department of  
16 Consumer Affairs regarding this stipulation and settlement, without notice to or participation by  
17 Respondent or its counsel. By signing the stipulation, Respondent understands and agrees that  
18 they may not withdraw its agreement or seek to rescind the stipulation prior to the time the  
19 Director considers and acts upon it. If the Director fails to adopt this stipulation as the Decision  
20 and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except  
21 for this paragraph, it shall be inadmissible in any legal action between the parties, and the  
22 Director shall not be disqualified from further action by having considered this matter.

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

26 18. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an  
27 integrated writing representing the complete, final, and exclusive embodiment of their agreement.  
28 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,

1 negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary  
2 Order may not be altered, amended, modified, supplemented, or otherwise changed except by a  
3 writing executed by an authorized representative of each of the parties.

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

7 **DISCIPLINARY ORDER**

8 IT IS HEREBY ORDERED that Brake Adjuster License No. BA 638360, class C; Lamp  
9 Adjuster License No. LA 638360, class A; Smog Check Inspector License No. EO 638360, and  
10 Smog Check Repair Technician License No. EI 638360 issued to Respondent Kinney Lam are  
11 revoked. However, the revocation is stayed and Respondent is placed on probation for four (4)  
12 years on the following terms and conditions:

13 1. **Actual Suspension.** Brake Adjuster License No. BA 638360, class C; Lamp  
14 Adjuster License No. LA 638360, class A; Smog Check Inspector License No. EO 638360, and  
15 Smog Check Repair Technician License No. EI 638360 issued to Respondent are each suspended  
16 for seven (7) consecutive calendar days beginning on the effective date of the Decision and  
17 Order.

18 2. **Obey All Laws.** During the period of probation, Respondent shall comply with all  
19 federal and state statutes, regulations and rules governing all BAR registrations and licenses held  
20 by Respondent.

21 3. **Quarterly Reporting.** During the period of probation, Respondent shall report either  
22 by personal appearance or in writing as determined by BAR on a schedule set by BAR, but no  
23 more frequently than once each calendar quarter, on the methods used and success achieved in  
24 maintaining compliance with the terms and conditions of probation.

25 4. **Report Financial Interests.** Respondent shall, within 30 days of the effective date  
26 of the decision and within 30 days from the date of any request by BAR during the period of  
27 probation, report any financial interest which any Respondent or any partners, officers, or owners  
28 of any Respondent facility may have in any other business required to be registered pursuant to

1 Section 9884.6 of the Business and Professions Code.

2       **5. Tolling of Probation.** If, during probation, Respondent leaves the jurisdiction of  
3 California to reside or do business elsewhere or otherwise ceases to do business in the jurisdiction  
4 of California, Respondent shall notify BAR in writing within 10 days of the dates of departure  
5 and return, and of the dates of cessation and resumption of business in California. All provisions  
6 of probation other than cost reimbursement requirements, restitution requirements, training  
7 requirements, and that Respondent obey all laws, shall be held in abeyance during any period of  
8 time of 30 days or more in which Respondent is not residing or engaging in business within the  
9 jurisdiction of California. All provisions of probation shall recommence on the effective date of  
10 resumption of business in California. Any period of time of 30 days or more in which Respondent  
11 is not residing or engaging in business within the jurisdiction of California shall not apply to the  
12 reduction of this probationary period or to any period of actual suspension not previously  
13 completed. Tolling is not available if business or work relevant to the probationary license or  
14 registration is conducted or performed during the tolling period.

15       **6. Violation of Probation.** If Respondent violates or fails to comply with the terms and  
16 conditions of probation in any respect, the Director, after giving notice and opportunity to be  
17 heard may set aside the stay order and carry out the disciplinary order provided in the decision.  
18 Once Respondent is served notice of BAR's intent to set aside the stay, the Director shall maintain  
19 jurisdiction, and the period of probation shall be extended until final resolution of the matter.

20       **7. Maintain Valid License.** Respondent shall, at all times while on probation, maintain  
21 a current and active registration and/or license(s) with BAR, including any period during which  
22 suspension or probation is tolled. If Respondent's registration or license is expired at the time the  
23 decision becomes effective, the registration or license must be renewed by Respondent within 30  
24 days of that date. If Respondent's registration or license expires during a term of probation, by  
25 operation of law or otherwise, then upon renewal Respondent's registration or license shall be  
26 subject to any and all terms and conditions of probation not previously satisfied. Failure to  
27 maintain a current and active registration and/or license during the period of probation shall also  
28 constitute a violation of probation.

1           **8. Cost Recovery.** Respondent shall pay the Bureau of Automotive Repair \$1,259.26  
2 for the reasonable costs of the investigation and enforcement of Case No. 77/21-7666.  
3 Respondent shall make such payment as follows: 42-month payment plan beginning on the  
4 effective date of the Decision and Order, with the first 41 monthly payments each in the amount  
5 of \$30.00, and the final monthly payment in the amount of \$29.26. Any agreement for a  
6 scheduled payment plan shall require full payment to be completed no later than six (6) months  
7 before probation terminates. Respondent shall make payment by check or money order payable to  
8 the Bureau of Automotive Repair and shall indicate on the check or money order that it is for cost  
9 recovery payment for Case No. 77/21-7666. Any order for payment of cost recovery shall remain  
10 in effect whether or not probation is tolled. Probation shall not terminate until full cost recovery  
11 payment has been made. BAR reserves the right to pursue any other lawful measures in collecting  
12 on the costs ordered and past due, in addition to taking action based upon the violation of  
13 probation.

14           **9. Completion of Probation.** Upon successful completion of probation, Respondent's  
15 affected registration and/or license will be fully restored or issued without restriction, if  
16 Respondent meets all current requirements for registration or licensure and has paid all  
17 outstanding fees, monetary penalties, or cost recovery owed to BAR.

18           **10. License Surrender.** Following the effective date of a decision that orders a stay of  
19 invalidation or revocation, if Respondent ceases business operations or is otherwise unable to  
20 satisfy the terms and conditions of probation, Respondent may request that the stay be vacated.  
21 Such request shall be made in writing to BAR. The Director and the BAR Chief reserve the right  
22 to evaluate the Respondent's request and to exercise discretion whether to grant the request or  
23 take any other action deemed appropriate or reasonable under the circumstances. Upon formal  
24 granting of the request, the Director will vacate the stay order and carry out the disciplinary order  
25 provided in the decision. Respondent may not petition the Director for reinstatement of the  
26 surrendered registration and/or license, or apply for a new registration or license under the  
27 jurisdiction of BAR at any time before the date of the originally scheduled completion of  
28 probation. If Respondent applies to BAR for a registration or license at any time after that date,

1 Respondent must meet all current requirements for registration or licensure and pay all  
2 outstanding fees or cost recovery owed to BAR and left outstanding at the time of surrender.

3 **11. Training Course**

4 Within 180 days of the effective date of a decision, Respondent shall complete ordered  
5 coursework or training that is acceptable to BAR and relevant to the adjudicated violation.  
6 Respondent shall submit to BAR satisfactory evidence of completion of coursework or training  
7 within the timeline specified for completion of the ordered coursework or training.

8 **12. Notification to Employer**

9 When performing services that fall within the scope of his license, Respondent shall  
10 provide each of his current or future employers a copy of the decision and the underlying  
11 Accusation before commencing employment. Notification to Respondent's current employer shall  
12 occur no later than the effective date of the decision. Respondent shall submit to BAR, upon  
13 request, satisfactory evidence of compliance with this term of probation.

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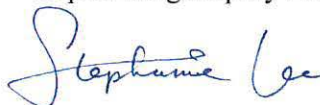
**ENDORSEMENT**

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Director of the Department of Consumer Affairs.

DATED: 11/9/2022

Respectfully submitted,

ROB BONTA  
Attorney General of California  
ARMANDO ZAMBRANO  
Supervising Deputy Attorney General



STEPHANIE J. LEE  
Deputy Attorney General  
*Attorneys for Complainant*

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