**BEFORE THE**
**DEPARTMENT OF CONSUMER AFFAIRS**
**FOR THE BUREAU OF AUTOMOTIVE REPAIR**
**STATE OF CALIFORNIA**

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| In the Matter of the Accusation Against:<br><br>**SANA IBRAHIM ALHSAINAT-OWNER**<br>**DBA RADO SMOG CHECK**<br>**4727 Brooks Street C**<br>**Montclair, CA 91763**<br><br>**Automotive Repair Dealer Registration No. ARD 301990**<br>**Smog Check, Test Only Station License No. TC 301990**<br><br>**and**<br><br>**ANTONIO RESENDIZ**<br>**4743 Brooks St. E**<br>**Montclair, CA 91763**<br><br>**Smog Check Inspector License No. EO 643593**<br><br>Respondents. | Case No. 79/24-5529<br><br>OAH No. 2024100814<br><br>**DEFAULT DECISION AND ORDER**<br><br>[Gov. Code, §11520] |

## FINDINGS OF FACT

1. On or about September 5, 2024, Complainant Patrick Dorais ("Complainant"), in his official capacity as the Chief of the Bureau of Automotive Repair ("Bureau"), Department of Consumer Affairs, filed Accusation No. 79/24-5529 against Sana Ibrahim Alhsainat dba Rado

Smog Check ("Respondent Rado Smog") and Antonio Resendiz ("Respondent Resendiz") before the Director of the Department of Consumer Affairs. (Accusation attached as Exhibit A.)

**Sana Ibrahim Alhsainat-Owner dba Rado Smog Check**

**Automotive Repair Dealer Registration**

2. On or about March 17, 2022, the Bureau issued Automotive Repair Dealer Registration Number ARD 301990 to Respondent Rado Smog. The Automotive Repair Dealer Registration was in full force and effect at all times relevant to the charges brought in Accusation No. 79/24-5529 and expired on March 31, 2025, and has not been renewed. This lapse in licensure, however, pursuant to Business and Professions Code sections 118, subdivision (b) and 9884.13 does not deprive the Bureau of its authority to institute or continue this disciplinary proceeding.

**Smog Check, Test Only, Station License**

3. On or about April 4, 2022, the Bureau issued Smog Check, Test Only Station License Number TC 301990 to Respondent Rado Smog. The Smog Check, Test Only Station License was in full force and effect at all times relevant to the charges brought in Accusation No. 79/24-5529 and expired on March 31, 2025, and has not been renewed. This lapse in licensure, however, pursuant to Business and Professions Code sections 118, subdivision (b) and 9884.13 does not deprive the Bureau of its authority to institute or continue this disciplinary proceeding.

**Antonio Resendiz**

**Smog Check Inspector License**

4. On or about March 24, 2022, the Bureau issued Smog Check Inspector License Number EO 643593 to Respondent Resendiz. The Smog Check Inspector License was in full force and effect at all times relevant to the charges brought herein and expired on April 16, 2025, and has not been renewed. This lapse in licensure, however, pursuant to Business and Professions Code section 118, subdivision (b) does not deprive the Bureau of its authority to institute or continue this disciplinary proceeding.

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5. On or about September 6, 2024, Respondents Rado Smog and Resendiz were served with Accusation No. 79/24-5529.

6. On or about October 15, 2024, Respondents Rado Smog and Resendiz, through their attorney, returned a Notice of Defense requesting a hearing in this matter.

7. On or about October 25, 2024, a Notice of Hearing was served by mail at Respondent Rado Smog's address of record which was and is: 4727 Brooks Street C, Montclair, CA 91763. The Notice of Hearing informed Respondent that an administrative hearing in this matter was scheduled for May 27 to 28, 2025.

8. On or about October 25, 2024, a Notice of Hearing was served by mail at Respondent Resendiz's address of record which was and is: 4743 Brooks St. E, Montclair, CA 91763. The Notice of Hearing informed Respondent that an administrative hearing in this matter was scheduled for May 27 to 28, 2025.

9. Service of the Accusation was effective as a matter of law under the provisions of Government Code section 11505(c) and/or Business and Professions Code section 124.

10. The matter was called for hearing at the date, time, and location set forth in the Notice of Hearing. The assigned Administrative Law Judge found that the service of the Notice of Hearing on Respondents Rado Smog and Resendiz was proper. There was no appearance by or on behalf of Respondents. A default was declared and on motion of counsel for Complainant, the matter was remanded to the Bureau under Government Code section 11520.

11. Government Code section 11506(c) states, in pertinent part:

> (c) The respondent shall be entitled to a hearing on the merits if the respondent files a notice of defense . . . and the notice shall be deemed a specific denial of all parts of the accusation . . . not expressly admitted. Failure to file a notice of defense . . . shall constitute a waiver of respondent's right to a hearing, but the agency in its discretion may nevertheless grant a hearing.

12. California Government Code section 11520(a) states, in pertinent part:

> (a) If the respondent either fails to file a notice of defense . . . or to appear at the hearing, the agency may take action based upon the respondent's express admissions or upon other evidence and affidavits may be used as evidence without any notice to respondent . . . .

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13. Pursuant to its authority under Government Code section 11520, the Director after having reviewed the proof of service dated September 6, 2024, signed by Linda Zamora, USPS Track & Confirm Notices and Return Receipts finds Respondents Rado Smog and Resendiz are in default. The Director will take action without further hearing and, based on the relevant evidence contained in the Default Decision Investigatory Evidence Packet in this matter, finds that the charges and allegations in Accusation No. 79/24-5529, are separately and severally, found to be true and correct by clear and convincing evidence.

## DETERMINATION OF ISSUES

1. Based on the foregoing findings of fact, Respondents Rado Smog and Resendiz have subjected their Automotive Repair Dealer Registration No. ARD 301990, Smog Check Test Only Station License No. TC 301990 and Smog Check Inspector License No. EO 643593 to discipline.

2. The agency has jurisdiction to adjudicate this case by default.

3. The Director of the Department of Consumer Affairs is authorized to revoke Respondent Rado Smog's Automotive Repair Dealer Registration, Smog Check Test Only Station License, and Respondent Resendiz's Smog Check Inspector License based upon the following violations alleged in the Accusation which are supported by the evidence contained in the Default Decision Investigatory Evidence Packet in this case:

a. Business and Professions Code section 9884.7, subdivision (a)(1) and California Code of Regulation, title 16, sections 3373 (Untrue or Misleading Statement).

b. Business and Professions Code section 9884.7, subdivision (a)(4) (Fraud).

c. Business and Professions Code section 9884.7, subdivision (a)(6) (Material Violation of Automotive Repair Act).

d. Health and Safety Code sections 44072.2, subdivision (a), 44012, 44015, subdivision (b), and 44059 (Failure to Comply with the Motor Vehicle Inspection Program).

e. Health and Safety Code section 44072.2, subdivision (c) and California Code of Regulations, title 16, sections 3340.24, subdivision (c), 3340.35, subdivision (c), 3340.41, subdivision (c) and 3340.42 (Failure to Comply with the Motor Vehicle Inspection Program).

f. Health and Safety Code sections 44072.2, subdivision (d) in conjunction with 44072.10, subdivision (c) (Dishonesty, Fraud or Deceit).

g. Health and Safety Code sections 44072.2, subdivision (a), 44012, subdivisions (a) and (f), 44032, and 44059 (Violations of the Motor Vehicle Inspection Program).

h. Health and Safety Code section 44072.2, subdivision (c) and California Code of Regulations, title 16, sections 3340.24, subdivision (c), 3340.30, subdivision (a), 3340.41, subdivision (c) and 3340.42 (Failure to Comply with the Motor Vehicle Inspection Program).

**ORDER**

IT IS SO ORDERED that Automotive Repair Dealer Registration No. ARD 301990 and Smog Check, Test Only Station License No. TC 301990, issued to Respondent Sana Ibrahim Alhsainat dba Rado Smog Check ("Respondent Rado Smog"), are revoked.

IT IS SO FURTHERED ORDERED that Smog Check Inspector License Number EO 643593, issued to Respondent Antonio Resendiz ("Respondent Resendiz"), is revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondents Rado Smog and Resendiz may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondents. The motion should be sent to the Bureau of Automotive Repair, ATTN: Patrick Lutfi, 10949 North Mather Boulevard, Rancho Cordova, CA 95670. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on October 2, 2025.

It is so ORDERED September 22, 2025.

Original signature on file

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