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

In the Matter of the Accusation Against: **GABRIELA PRIETO, DBA BASELINE PROS** **1295 Baseline St. Ste B** **San Bernardino, CA 92410** **Mailing:** **2847 Lake View Dr.** **Perris, CA 92410** **Automotive Repair Dealer Registration No. ARD 304998** **Smog Check, Test-Only, Station License No. TC 304998,** **and** **GABRIELA PRIETO** **24250 Dracaea Ave #114** **Moreno Valley, CA 92553** **Smog Check Inspector License No. EO 641956** Respondent.	Case No. 79/24-22188 OAH No. 2025040202 **DEFAULT DECISION AND ORDER** [Gov. Code, §11520]

FINDINGS OF FACT

1. On or about May 13, 2025, Complainant Patrick Dorais, in his official capacity as the Chief of the Bureau of Automotive Repair, Department of Consumer Affairs, filed Accusation No. 79/24-22188 against Gabriela Prieto, dba Baseline Pros (Respondent) before the Director of the Department of Consumer Affairs. (Accusation attached as Exhibit A.)

2. On or about March 14, 2023, Bureau of Automotive Repair issued Smog Check, Test-Only, Station License Number TC 304998 to Respondent. The Smog Check, Test-Only, Station License was in full force and effect at all times relevant to the charges brought herein and will expire on February 28, 2026 unless renewed.

3. On or about February 10, 2023, Bureau of Automotive Repair issued Automotive Repair Dealer Registration Number ARD 304998 to Respondent. The Automotive Repair Dealer Registration was in full force and effect at all times relevant to the charges brought herein and will expire on February 28, 2026 unless renewed.

4. Respondent is also certified as a STAR Station. The certification was issued on or about May 16, 2023, and will remain active unless the ARD Registration and/or Smog Check Station License is revoked, cancelled, the licenses become delinquent, or the certification is suspended.

5. On or about May 20, 2019, Bureau of Automotive Repair issued Smog Check Inspector License Number EO 641956 to Respondent. The Smog Check Inspector License was in full force and effect at all times relevant to the charges brought herein and will expire on May 31, 2027, unless renewed.

6. On or about May 23, 2025, Respondent was served by Certified and First Class Mail copies of the Accusation No. 79/24-22188, Statement to Respondent, Notice of Defense, Request for Discovery and Discovery Statutes (Government Code sections 11507.5, 11507.6, and 11507.7) at Respondent's address of record which, pursuant to Business and Professions Code section 136, is required to be reported and maintained with the Bureau. Gabriela Prieto, dba Baseline Pros' address of record was and is: 1295 Baseline St. Ste B, San Bernardino, CA 92410,

also served. Gabriela Prieto's address of record was and is 24250 Dracaea Ave Moreno Valley, CA 92553, which was also served.

7. 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.

8. 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.

9. On or about June 4, 2025, The Bureau received Notices of Defense from Respondent. Thereafter, on June 16, 2026, Respondent withdrew her Notices of Defense. The Director of the Department of Consumer Affairs (Director) takes official notice of its records and the fact that Respondent withdrew her Notices of Defense to the Accusation and therefore waived her right to a hearing on the merits of Accusation No. 79/24-22188.

10. 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 . . . .

11. Pursuant to its authority under Government Code section 11520, the Director after having reviewed the proof of service dated May 23, 2025 signed by G.R. Sanchez, finds Respondent is 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. 79/24-22188, 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, Respondent has subjected her Automotive Repair Dealer Registration Number ARD 304998, Test-Only, Station License Number TC 304998, and Smog Check Inspector License Number EO 641956 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's Automotive Repair Dealer Registration; Smog Check, Test-Only, Station License; and Smog Scheck inspector License based upon the following violations alleged in the Accusation which are supported by the evidence contained in the Default Decision Investigatory Packet in this case:

a. Business and Professions Code (Code) section 9884.7, subdivision (a)(1) for untrue of misleading statements.

b. Code section 9884.7, subdivision (a)(4) for fraud.

c. Code section 9884.7, subdivision (a)(6) for material violation of Automotive Repair Act.

d. Health and Safety Code (HSC) section 44072.2, subdivision (a) for violations of the Motor Vehicle Inspection Program as follows: HSC sections 44012 (emission control devices), 44015(b) (proper tests and inspections), and 44059 (false entries for smog certificates).

e. HSC section 44072.2, subdivision (c) for failure to comply with regulations pursuant to the Motor Vehicle Inspection Program as follows: HSC sections 3340.24 subdivision (c) (false or fraudulent certificates), 3340.35 subdivision (c) (certificates issues for uninspected vehicles), 3340.41 subdivision (c) (false information in inspection system), 3340.42 (failed to perform required tests), and 3373 (withheld or inserted names of statements in an estimate, invoice or work order).

f. HSC section 44072.2, subdivision (d), in conjunction with Health and Safety Code section 44072.10, subdivision (c) for dishonesty, fraud or deceit.

g. HSC section 44072.2, subdivision (a) for violations of the Motor Vehicle Inspection Program as follows: HSC sections 44012 (a) (emission control devices), 44012 (f) (failed to perform admission control tests on vehicles), 44032 (failed to perform emissions control tests on devices), and 44059 (false entries).

h. HSC section 44072.2, subdivision (c) for failure to comply with regulations pursuant to the Motor Vehicle Inspection Progr4am as follows: HSC sections 3340.24

subdivision (c) (false or fraudulent certificates), 3340.30 subdivision (a) (failed to test and inspect withing HSC sections 44012 and 44035 and California Code of Regulations, title 16, section 3340.42, 3340.41 subdivision (c) (knowingly entered false information), and 3340.42 (failed to ensure smog tests were conducted within Bureau's specifications).

i. HSC section 44072.2, subdivision (d), in conjunction with Health and Safety Code section 44072.10, subdivision (c) for dishonesty, fraud or deceit.

ORDER

IT IS SO ORDERED that Automotive Repair Dealer Registration No. ARD 304998, Smog Check, Test-Only, Station License Number TC 304998 and Smog Check Inspector License Number EO 641956 all issued to Gabrieal Prieto are revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondent 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 Respondent. The motion should be sent to the Bureau of Automotive Repair, ATTN: Patrick Lutfi, 10949 N. Mather Blvd. 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 14, 2026.

It is so ORDERED October 6, 2026.

Original signature on file
GRACE ARUPO RODRIGUEZ
Assistant Deputy Director
Division of Legal Affairs
Department of Consumer Affairs