

ACUPUNCTURE BOARD

444 North 3rd Street, Suite 260, Sacramento, CA 95811

Phone: (916) 445-3021 Fax: (916) 445-3015 www.acupuncture.ca.gov



DATE	August 9, 2010
TO	All Board Members
FROM	Kristine Brothers Enforcement Coordinator
SUBJECT	Enforcement Update for July 1, 2010 to July 31, 2010

COMPLAINTS/CONVICTIONS & ARRESTS

DCA Category	Received	Pending	Closed/Referred to Investigation
Unprofessional Conduct	6	2	4
Unlicensed/Unregistered	0	0	1
Criminal Charges/Convictions	9	1	10
Sexual Misconduct	0	0	0
Fraud	0	0	0
Non-jurisdictional	2	2	0
Incompetence/Negligence	1	0	2
Unsafe/Unsanitary Conditions	0	0	0
Other	0	0	0
Substance Abuse/Drug & Mental/Physical Impairment	0	0	0
Discipline by Another State Agency	0	0	0
Total	18	5	17

***INVESTIGATIONS**

DCA Category	Initiated	Pending	Closed
Unprofessional Conduct	6	19	7
Unlicensed/Unregistered	1	12	0
Criminal Charges/Convictions	11	31	6
Sexual Misconduct	0	6	1
Fraud	0	4	3
Non-jurisdictional	0	0	0
Incompetence/Negligence	4	12	1
Unsafe/Unsanitary Conditions	0	4	0
Other	0	1	0
Substance Abuse/Drug & Mental/Physical Impairment	0	0	0
Discipline by Another State Agency	0	3	0
Total	22	92	18

*Includes formal investigations conducted by DOI and desk investigations conducted by staff

DISCIPLINARY ACTIONS

Requested	5
Pending	22
Accusation/SOI Filed	4
Closed	3
Revoked	1
Voluntary Surrender	2
Probation	0
Open Probation Cases	20

**Enforcement Measures Report to DCA
(January thru July 2010)**

	Jan	Feb	Mar	Apr	May	June	July	Average	Total
Complaints									
Received	6	17	13	8	17	14	9	12.0	84.0
Closed	0	1	0	0	1	0	0	0.4	3.0
Referred to INV	5	13	11	7	20	13	7	11.6	61.2
AVG Time to Close	12	19	10	10	12	12	6	11.6	81.0
Pending	5	3	5	6	4	2	2	3.7	26.0

Convictions / Arrests									
CONV Received	6	9	2	4	7	6	9	5.4	45.0
CONV Closed	16	6	11	4	6	7	10	8.8	60.0
AVG Time to Close	27	18	47	9	17	44	8	29.0	152.0
CONV Pending	5	17	2	1	2	2	0	3.3	27.0

Desk Investigations									
DESK Opened	20	22	22	18	27	18	17	22.6	144.0
DESK Closed	17	14	37	14	22	10	12	19.0	128.0
DESK Average	103	68	68	44	78	72	132	61.7	572.0
DESK Pending	45	52	37	43	48	62	52	50.4	330.0

Non Sworn Investigation									
Opened	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Closed	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Average days to close	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Pending	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a

Sworn Investigation									
Opened	4	2	0	0	1	4	5	1.9	13.0
Closed	5	0	11	2	4	1	8	4.1	29.0
Average days to close	562	0	856	770	562	729	458	562.8	3938.0
Pending	40	42	31	29	27	31	40	32.3	220.0

All Investigations									
Closed	15	18	48	16	26	13	18	22.1	156.0
Average days to close	247	88	249	136	152	122	242	175.6	1236.0
Pending	60	34	65	72	75	93	92	60.0	343.0

Enforcement Actions									
Cases Referred	4	0	2	4	2	2	5	2.5	18.0
Cases Pending	19	18	22	21	22	22	22	21.0	146.0
SOIs Filed	1	0	0	0	1	1	1	0.8	4.0
Accusations Filed	1	1	1	2	0	1	3	1.3	9.0
Proposal /Default Decisions	2	0	0	0	0	1	1	0.6	4.0
Stipulations	0	1	0	2	1	0	2	0.8	9.0

Disciplinary Orders									
Fines Orders	2	1	0	3	1	2	3	1.4	10.0
Avg Days to Complete	n/a	206	0	223	165	368	555	355.7	3490.0

Citations									
Citations issued	0	0	0	17	0	2	0	4.0	28.0
Avg Days to Complete	0	32	34	23	11	34	0	26.0	187.0