

**ACUPUNCTURE BOARD**

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<b>DATE</b>	January 28, 2014
<b>TO</b>	All Board Members
<b>FROM</b>	Kristine Brothers Enforcement Coordinator
<b>SUBJECT</b>	<b>Request Pursuant to B&amp;P § 4967 (b): Poongwon Peter Lee, AC 3860</b>

The following is a request from Poongwon Peter Lee, a previously licensed acupuncturist whose license lapsed and permanently cancelled. Business and Professions Code (B&P) section 4967 provides conditions that one must comply with when seeking a new acupuncture license from the Board. B&P section 4967 states, a person who fails to renew his or her license within three years after its expiration may not renew it, and it may not be restored, reissued, or reinstated thereafter, but that person may apply for and obtain a new license if he or she meets three requirements.

Mr. Lee has submitted a request to the Board to be issued a new license without having to take the exam. Mr. Lee was issued license AC 3860 on July 19, 1990. Said license was cancelled on September 26, 2013 for failure to renew within three years from the date of expiration (March 31, 2010). Mr. Lee sent in the required renewal fee on time; however, only submitted 38 continuing education hours. Mr. Lee's license could not be renewed due to insufficient CE. Therefore, Mr. Lee's license sat delinquent until it was cancelled.

Below are the conditions required by B&P 4967 and a status of Mr. Lee's compliance with each one.

- (a) B&P section 4967 (a) requires that an applicant be clear of any acts or crimes constituting grounds for denial of licensure under Division 1.5 (commencing with Section 475). Live scan fingerprint background checks were not required during the time Mr. Lee was issued a license. Therefore, Mr. Lee was asked to do a current live scan. One was completed but the Board has not received clearance yet.
- (b) B&P section 4967(b) requires that an individual with a cancelled license take and pass the examination that is required for initial licensure. This is the requirement that Mr. Lee is requesting be waived based upon the evidence he is presenting that he is qualified to practice as an acupuncturist.
- (c) B&P section 4967(c) requires that an individual with a cancelled license pay all of the fees that would be required if an initial application for licensure was being made, as well as the examination fee. Mr. Lee has paid his examination fee. The initial license application fee will be collected if his request is granted.

Mr. Lee is also submitting continuing education units (CEU's) for your consideration. Mr. Lee has completed 92 hours of Board approved continuing education. 52 of those CEU's were completed online. It has been explained that Mr. Lee is scheduled to take an additional 8 live CEU's on February 1, 2014. Copies of the CEU certificates are provided for your review.

Enclosures: 1.) Request to Board; 2.) Accolades; 3.) Letters of Recommendation; 4.) CEU Certificates