

**BEFORE THE
ACUPUNCTURE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

**PILL HAN, L.AC. 5425
5425 Stanton Avenue #C
Buena Park, CA 90621
Acupuncturist License No. AC 14493**

Respondent.

Case No. 1A-2012-45

OAH No. 2015031089

DECISION AND ORDER

The attached Stipulated Surrender of License and Order is hereby adopted by the Acupuncture Board, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on December 18, 2015.

It is so ORDERED November 18, 2015.



FOR THE ACUPUNCTURE BOARD
DEPARTMENT OF CONSUMER AFFAIRS

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10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

13 **PILL HAN, L.Ac.**
14 **5425 Stanton Avenue #C**
Buena Park, CA 90621
15 **Acupuncturist License No. AC 14493**

16 Respondent.

Case No. 1A-2012-45

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STIPULATED SURRENDER OF
LICENSE AND ORDER

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19 **IT IS HEREBY STIPULATED AND AGREED** by and between the parties to the above-
20 entitled proceedings that the following matters are true:

21 **PARTIES**

22 1. Terri Thorfinnson (Complainant) is the Executive Officer of the Acupuncture Board
23 (Board.) She brought this action solely in her official capacity and is represented in this matter by
24 Kamala D. Harris, Attorney General of the State of California, by Wendy Widlus, Deputy
25 Attorney General.

26 2. Pill Han, L.Ac. (Respondent) is representing himself in this proceeding and has
27 chosen not to exercise her right to be represented by counsel.

28 3. On or about September 29, 2011, the Acupuncture Board issued Acupuncturist

1 License No. AC 14493 to Pill Han, L.Ac. (Respondent). The Acupuncturist License was in full
2 force and effect at all times relevant to the charges brought in Accusation No. 1A-2012-45 and
3 will expire on April 30, 2017, unless renewed.

4 **JURISDICTION**

5 4. Accusation No. 1A-2012-45 was filed before the Board and is currently pending
6 against Respondent. The Accusation and all other statutorily required documents were properly
7 served on Respondent on February 24, 2015. Respondent timely filed her Notice of Defense
8 contesting the Accusation. A copy of Accusation No. 1A-2012-45 is attached as Exhibit A and
9 incorporated by reference.

10 **ADVISEMENT AND WAIVERS**

11 5. Respondent has carefully read, and understands the charges and allegations in
12 Accusation No. 1A-2012-45. Respondent also has carefully read, and understands the effects of
13 this Stipulated Surrender of License and Order.

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

21 7. Respondent hereby voluntarily, knowingly, and intelligently waives and gives up her
22 right to contest that cause for discipline exists based on those charges.

23 **CULPABILITY**

24 8. Respondent understands that the charges and allegations in Accusation No. 1A-2012-
25 45, if proven at a hearing, constitute cause for imposing discipline on her Acupuncturist License
26 No. AC 14493.

27 9. For the purposes of resolving the Accusation without the expense and uncertainty of
28 further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual

1 basis for the charges in the Accusation and that those charges constitute cause for discipline.

2 10. Respondent agrees that cause exists for discipline for each and every charge and
3 allegation in Accusation No. 1A-2012-45, that her Acupuncturist License is subject to discipline,
4 and she hereby surrenders her Acupuncturist License No. AC 14493 for the Board's formal
5 acceptance.

6 11. Respondent understands that by signing this stipulation she enables the Board to issue
7 an Order accepting the surrender of her Acupuncturist License without further process.

8 **CONTINGENCY**

9 12. This stipulation shall be subject to approval by the Acupuncture Board. Respondent
10 understands and agrees that counsel for Complainant and the staff of the Acupuncture Board may
11 communicate directly with the Board regarding this stipulation and surrender, without notice to or
12 participation by Respondent. By signing the stipulation, Respondent understands and agrees that
13 she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board
14 considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order,
15 the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this
16 paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not
17 be disqualified from further action by having considered this matter.

18 **OTHER AGREEMENTS**

19 13. The parties understand and agree that Portable Document Format (PDF) and facsimile
20 copies of this Stipulated Surrender of License and Order shall have the same force and effect as
21 the originals.

22 14. The parties hereby agree that each party will bear their own costs incurred in this
23 proceeding.

24 15. Respondent may apply for reinstatement of her Acupuncturist License No. AC 14493
25 after two years have elapsed from the date of adoption of this stipulation by the Board.

26 16. In consideration of the foregoing admissions and stipulations, the parties agree that
27 the Board may, without further notice or formal proceeding, issue and enter the following Order:

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1 **ORDER**

2 **IT IS HEREBY ORDERED** that Acupuncturist License No. AC 14493, issued to
3 Respondent Pill Han, L.Ac., is surrendered and accepted by the Acupuncture Board.

4 1. The surrender of Respondent’s Acupuncturist License and the acceptance of the
5 surrendered license by the Board shall constitute the imposition of discipline against Respondent.
6 This stipulation constitutes a record of the discipline and shall become a part of Respondent’s
7 license history with the Acupuncture Board.

8 2. Respondent shall lose all rights and privileges as an Acupuncturist in California as of
9 the effective date of the Board’s Decision and Order.

10 3. Respondent shall cause to be delivered to the Board her pocket license and, if one was
11 issued, her wall certificate on or before the effective date of the Decision and Order.

12 4. If Respondent ever files an application for licensure or a petition for reinstatement in
13 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must
14 comply with all the laws, regulations and procedures for reinstatement of a revoked license in
15 effect at the time the petition is filed, and all of the charges and allegations contained in
16 Accusation No. 1A-2012-45 shall be deemed to be true, correct and admitted by Respondent
17 when the Board determines whether to grant or deny the petition.

18 5. If Respondent should ever apply or reapply for a new license or certification, or
19 petition for reinstatement of a license, by any other health care licensing agency in the State of
20 California, all of the charges and allegations contained in Accusation, No. 1A-2012-45 shall be
21 deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of
22 Issues or any other proceeding seeking to deny or restrict licensure.

23 **ACCEPTANCE**

24 I have carefully read the Stipulated Surrender of License and Order. I understand the
25 stipulation and the effect it will have on my Acupuncturist License. I enter into this Stipulated
26 Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound
27 by the Decision and Order of the Acupuncture Board.

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DATED:

PILL HAN, L.AC.
Respondent

ENDORSEMENT

The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted for consideration by the Acupuncture Board of the Department of Consumer Affairs.

Dated:

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
E. A. JONES III
Supervising Deputy Attorney General

WENDY WIDLUS
Deputy Attorney General
Attorneys for Complainant

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DATED:

09/30/2015

PILL HAN, L.A.C.
Respondent

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ENDORSEMENT

The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted for consideration by the Acupuncture Board of the Department of Consumer Affairs.

Dated:

Respectfully submitted,
KAMALA D. HARRIS
Attorney General of California
E. A. JONES III
Supervising Deputy Attorney General

Wendy Widlus for
WENDY WIDLUS
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 1A-2012-45