

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

In the Matter of the Accusation Against:

SUNG HEAN LEE, L.Ac.

1554 Navarro Avenue

Pasadena, California 91103

Acupuncturist License No. AC 16123,

Respondent.

Case No. 1A-2018-180

OAH No. 2021010151

**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 April 2, 2021.

It is so ORDERED March 23, 2021.

Original Signature on File  
FOR THE ACUPUNCTURE BOARD  
DEPARTMENT OF CONSUMER AFFAIRS

1 XAVIER BECERRA  
Attorney General of California  
2 ROBERT MCKIM BELL  
Supervising Deputy Attorney General  
3 CLAUDIA MOREHEAD  
Deputy Attorney General  
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*Attorneys for Complainant*

8  
9 **BEFORE THE**  
**ACUPUNCTURE BOARD**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

13 SUNG HEAN LEE, L.Ac.

14 1554 Navarro Avenue

15 Pasadena, California 91103

16  
17 Acupuncturist License No. AC 16123,

18 Respondent.

Case No. 1A-2018-180

OAH No. 2021010151

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

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

22 **PARTIES**

23 1. Benjamin Bodea (“Complainant”) is the Executive Officer of the Acupuncture Board  
24 (“Board”). He brought this action solely in his official capacity and is represented in this matter  
25 by Xavier Becerra, Attorney General of the State of California, by Claudia Morehead, Deputy  
26 Attorney General.

27 2. Sung Hean Lee, L.Ac. (“Respondent”) is represented in this proceeding by attorney  
28 Jehan N. Jayakumar, whose address is: Carlson & Jayakumar, LLP, 2424 S. E. Bristol Street,

1 Suite 300, Newport Beach, California 92660.

2 3. On or about May 30, 2014, the Board issued Acupuncturist License No. AC 16123 to  
3 Respondent. That license was in full force and effect at all times relevant to the charges brought  
4 in Accusation No. 1A-2018-180 and will expire on June 30, 2021, unless renewed.

5 **JURISDICTION**

6 4. Accusation No. 1A-2018-180 was filed before the Board and is currently pending  
7 against Respondent. The Accusation and all other statutorily required documents were properly  
8 served on Respondent on February 20, 2020. Respondent timely filed his Notice of Defense  
9 contesting the Accusation. A copy of Accusation No. 1A-2018-180 is attached as Exhibit A and  
10 incorporated by reference.

11 **ADVISEMENT AND WAIVERS**

12 5. Respondent has carefully read, fully discussed with counsel, and understands the  
13 charges and allegations in Accusation No. 1A-2018-180. Respondent also has carefully read,  
14 fully discussed with counsel, and understands the effects of this Stipulated Surrender of License  
15 and Order.

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

22 7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
23 every right set forth above.

24 **CULPABILITY**

25 8. Respondent understands that the charges and allegations in Accusation No. 1A-2018-  
26 180, if proven at a hearing, constitute cause for imposing discipline upon his Acupuncturist  
27 License.

28 9. For the purpose of resolving the Accusation without the expense and uncertainty of

1 further proceedings, Respondent agrees that, at a hearing, Complainant could establish a prima  
2 facie case with respect to the charges and allegations contained in Accusation No. 1A-2018-180,  
3 a true and correct copy of which is attached hereto as Exhibit A, and that those charges and  
4 allegations constitute cause for discipline. Respondent hereby gives up his right to contest that  
5 cause for discipline exists based on those charges and allegations.

6 10. Respondent agrees that if he ever petitions for reinstatement of his Acupuncturist  
7 License No. AC 16123, all of the charges and allegations contained in Accusation No. 1A-2018-  
8 180 shall be deemed true, correct, and fully admitted by Respondent for purposes of that  
9 reinstatement proceeding or any other licensing proceeding involving Respondent in the State of  
10 California.

11 11. Respondent understands that by signing this stipulation, he enables the Board to issue  
12 an order accepting the surrender of his Acupuncturist License without further process.

### 13 CONTINGENCY

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

23 13. The parties understand and agree that Portable Document Format (PDF) and facsimile  
24 copies of this Stipulated Surrender of License and Order, including PDF and facsimile signatures  
25 thereto, shall have the same force and effect as the originals.

26 14. 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:

28 //

1 **ORDER**

2 **IT IS HEREBY ORDERED THAT** Acupuncturist License No. AC 16123, issued to  
3 Respondent Sung Hean Lee, L.Ac., is surrendered and accepted by the 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 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 his wall certificate and, if one  
11 was issued, his pocket license 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 or  
15 surrendered license in effect at the time the petition is filed, and all of the charges and allegations  
16 contained in Accusation No. 1A-2018-180 shall be deemed to be true, correct and admitted by  
17 Respondent when the Board determines whether to grant or deny the petition.

18 5. Respondent shall pay the agency its costs of investigation and enforcement in the  
19 amount of \$18,178.75 prior to issuance of a new or reinstated license.

20 6. If Respondent should ever apply or reapply for a new license or certification, or  
21 petition for reinstatement of a license, by any other health care licensing agency in the State of  
22 California, all of the charges and allegations contained in Accusation No. 1A-2018-180 shall be  
23 deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of  
24 Issues or any other proceeding seeking to deny or restrict licensure.

25 **ACCEPTANCE**

26 I have carefully read the above Stipulated Surrender of License and Order and have fully  
27 discussed it with my attorney, Jehan N. Jayakumar. I understand the stipulation and the effect it  
28 will have on my Acupuncturist License. I enter into this Stipulated Surrender of License and

1 Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order  
2 of the Acupuncture Board.

3  
4  
5 DATED: March 1, 2021 Original Signature on File  
6 SUNG HEAN LEE, L.Ac.  
7 *Respondent*

8 I have read and fully discussed with Respondent Sung Hean Lee, L.Ac. the terms and  
9 conditions and other matters contained in this Stipulated Surrender of License and Order. I  
10 approve its form and content.

11  
12  
13 DATED: March 1, 2021 Original Signature on File  
14 JEHAN N. JAYAKUMAR  
15 *Attorney for Respondent*

16 **ENDORSEMENT**

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

19 DATED: March 11, 2021 Respectfully submitted,  
20 XAVIER BECERRA  
21 Attorney General of California  
22 ROBERT MCKIM BELL  
23 Supervising Deputy Attorney General  
24 Original Signature on File  
25 CLAUDIA MOREHEAD  
26 Deputy Attorney General  
27 *Attorneys for Complainant*

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**Exhibit A**

**Accusation No. 1A-2018-180**