

FILED

SEP 29 2014

ACUPUNCTURE BOARD

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

10 In the Matter of the Accusation Against:

Case No. 1A-2013-62

11 **LARRY FORSBERG**
 12 **2824 E. 23rd Street**
 13 **Oakland, CA 94601**

A C C U S A T I O N

14 **Acupuncture License No. AC 3022**

15 Respondent

16
17 Complainant alleges:

18 PARTIES

19 1. Terri Thorfinnson (Complainant) brings this Accusation solely in her official capacity
20 as the Executive Officer of the Acupuncture Board (Board), Department of Consumer Affairs.

21 2. On or about December 1, 1987, the Board issued Acupuncture License Number AC
22 3022 to Larry Forsberg (Respondent). The Acupuncture License was in full force and effect at all
23 times relevant to the charges brought herein and will expire on September 30, 2016, unless
24 renewed.

25 JURISDICTION

26 3. This Accusation is brought before the Acupuncture Board (Board), Department of
27 Consumer Affairs, under the authority of the following laws. All section references are to the
28 Business and Professions Code unless otherwise indicated.

1 9. On or about March 29, 2013, Respondent was arrested for violating Penal Code (PC)
2 section 273.5 (corporal injury to spouse/cohabitant/child's parent) and PC section 220(a)(1). On
3 that date, an Emergency Protective Order (EPO) was granted and served on Respondent while he
4 was at the Berkeley Police Department jail. The EPO stated that Respondent must not contact
5 CV, and expired on April 5, 2013.

6 10. On or about April 3, 2013, CV reported that she received four phone calls from
7 Respondent in violation of the EPO.

8 11. On or about April 8, 2013 a criminal complaint titled *People of the State of California*
9 *v. Larry Carl Forsberg*, case no. 586281-6 was filed in Alameda County Superior Court. Count 1
10 charged Respondent with violating PC 243(e)(1)(battery) against CV. Count 2 charged
11 Respondent with violating PC 273.5(a) (corporal injury to spouse/cohabitant/child's parent).
12 Count 3 charged Respondent with violating PC 273a(b) (cruelty to child by inflicting injury).
13 Count 4 charged Respondent with violating PC 273.6(a) (disobeying domestic relations court
14 order) on April 3, 2013. Count 5 charged Respondent with violating PC 273.6(a) (disobeying
15 domestic relations court order) on April 4, 2013.

16 12. On or about September 20, 2013, Respondent entered a plea of no contest and the
17 Court found him guilty of Count 1, PC 243(e)(1) and Count 2, PC 273.5(A). The District
18 Attorney's Office dismissed the remaining counts. The Court placed Respondent on probation
19 for three years with terms and conditions that include five days in county jail (with five days
20 credit) and attend 52 weeks of Domestic Violence Counseling. Respondent was ordered not to
21 annoy, harass, or molest CV. Respondent was also ordered to attend an alcohol/drug program at
22 least two times per week for the first 120 days of probation.

23 13. Respondent's actions and plea subjects his license to discipline based on his
24 substantially-related conviction in violation of code sections 4955(b) and 4956.

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PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Acupuncture Board issue a decision:

1. Revoking or suspending Acupuncture Number AC 3022, issued to Larry Forsberg;
2. Ordering Larry Forsberg to pay the Acupuncture Board the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 4959;
3. Taking such other and further action as deemed necessary and proper.

DATED: SEP 29 2014



TERRI THORFINNSON
Executive Officer
Acupuncture Board
Department of Consumer Affairs
State of California
Complainant

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