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7
8 **BEFORE THE**
RESPIRATORY CARE BOARD
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against:

Case No. D1 2006 380

11 **JEFFREY BERMAN**

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

12 **Tehachapi, CA 93561**

13
14 **Respiratory Care Practitioner License no.
17018**

15
16 Respondent.

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18 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this
19 proceeding that the following matters are true:

20 PARTIES

21 1. Stephanie Nunez (Complainant) is the Executive Officer of the Respiratory Care
22 Board of California. She brought this action solely in her official capacity and is represented in
23 this matter by Edmund G. Brown Jr., Attorney General of the State of California, by Catherine E.
24 Santillan, Senior Legal Analyst.

25 2. Jeffrey Berman (Respondent) is representing himself in this proceeding and has
26 chosen not to exercise his right to be represented by counsel.

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1 **ORDER**

2 IT IS HEREBY ORDERED that Respiratory Care Practitioner License No. 17018, issued to
3 Respondent Jeffrey Berman is surrendered and accepted by the Respiratory Care Board.

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

8 10. Respondent shall lose all rights and privileges as a respiratory care practitioner in
9 California as of the effective date of the Board’s Decision and Order.

10 11. Respondent shall cause to be delivered to the Board his pocket license on or before
11 the effective date of the Decision and Order.

12 12. If he ever applies for licensure or petitions for reinstatement in the State of California,
13 the Board shall treat it as a petition for reinstatement. Respondent must comply with all the laws,
14 regulations and procedures for licensure in effect at the time the application or petition is filed,
15 and all of the charges and allegations contained in Accusation No. D1 2006 380 shall be deemed
16 to be true, correct and admitted by Respondent when the Board determines whether to grant or
17 deny the application or petition.

18 13. Respondent shall pay the Board its costs of investigation and enforcement in the
19 amount of \$303.00 prior to issuance of a new or reinstated license.

20 **ACCEPTANCE**

21 I have carefully read the Stipulated Surrender of License and Order. I understand the
22 stipulation and the effect it will have on my Respiratory Care Practitioner License. I enter into
23 this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and
24 agree to be bound by the Decision and Order of the Respiratory Care Board.

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26 DATED: March 9, 2010

Original Signed By:

27 JEFFREY BERMAN
Respondent

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ENDORSEMENT

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

Dated: March 15 , 2010

Respectfully submitted,
EDMUND G. BROWN JR.
Attorney General of California
JOSE R. GUERRERO
Supervising Deputy Attorney General

ORIGINAL SIGNED BY:
CATHERINE E. SANTILLAN
Senior Legal Analyst
Attorneys for Complainant

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Exhibit A

Decision and Order in RCB No. D1 2006 380

**BEFORE THE
RESPIRATORY CARE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

JEFFREY BERMAN

Tehachapi, CA 93561

Respiratory Care Practitioner License No. 17018

Respondent.

Case No. D1 2006 380

DECISION AND ORDER

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

This Decision shall become effective on April 24, 2010.

It is so ORDERED April 15, 2010.

Original Signed By: _____ -
LARRY L. RENNER, BS, RRT, RCP, RPFT
PRESIDENT, RESPIRATORY CARE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA