

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

In the Matter of the Accusation Against:

Case No. 1H 2011 067

MIGUEL ANGEL CASTANEDA  
2227 Foxtail Drive  
Palmdale, CA 93551

Respiratory Care Practitioner License No. 26043

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**DECISION AND ORDER**

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

This Decision shall become effective on October 1, 2012.

It is so ORDERED September 21, 2012.

Original signed by: \_\_\_\_\_

STEPHANIE NUNEZ  
EXECUTIVE OFFICER, RESPIRATORY CARE BOARD  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

1 KAMALA D. HARRIS  
Attorney General of California  
2 E. A. JONES III  
Supervising Deputy Attorney General  
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Deputy Attorney General  
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7 *Attorneys for Complainant*

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

11 In the Matter of the Accusation Against:  
12 **MIGUEL ANGEL CASTANEDA**  
13 **2227 Foxtail Drive**  
14 **Palmdale, CA 93551**  
15 **Respiratory Care Practitioner License**  
16 **No. RCP 26043**  
  
17 Respondent.

Case No. 1H-2011-067

OAH No. 2012020054

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

17 In the interest of a prompt and speedy resolution of this matter, consistent with the  
18 public interest and the responsibility of the Respiratory Care Board of the Department of  
19 Consumer Affairs the parties hereby agree to the following Stipulated Surrender of License and  
20 Order which will be submitted to the Board for approval and adoption as the final disposition of  
21 the Accusation.

22 PARTIES

23 1. Stephanie Nunez (Complainant) is the Executive Officer of the Respiratory Care  
24 Board of California (Board). She brought this action solely in her official capacity and is  
25 represented in this matter by Kamala D. Harris, Attorney General of the State of California, by  
26 Chris Leong, Deputy Attorney General. MIGUEL ANGEL CASTANEDA (Respondent) is  
27 represented in this proceeding by attorney Carey Caruso, whose address is 425 South Beverly  
28 Drive, Beverly Hills, CA 90212.





1           1.     The surrender of Respondent's Respiratory Care Practitioner License and the  
2 acceptance of the surrendered license by the Board shall constitute the imposition of discipline  
3 against Respondent. This stipulation constitutes a record of the discipline and shall become a part  
4 of Respondent's license history with the Respiratory Care Board of California.

5           2.     Respondent shall lose all rights and privileges as a respiratory care therapist in  
6 California as of the effective date of the Board's Decision and Order.

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

9           4.     If Respondent ever files an application for licensure or a petition for reinstatement in  
10 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must  
11 comply with all the laws, regulations and procedures for reinstatement of a revoked license in  
12 effect at the time the petition is filed, and all of the charges and allegations contained in  
13 Accusation No. 1H-2011-067 shall be deemed to be true, correct and admitted by Respondent  
14 when the Board determines whether to grant or deny the petition.

15          5.     If Respondent should ever apply or reapply for a new license or certification, or  
16 petition for reinstatement of a license, by any other health care licensing agency in the State of  
17 California, all of the charges and allegations contained in Accusation, No. 1H-2011-067 shall be  
18 deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of  
19 Issues or any other proceeding seeking to deny or restrict licensure.

20          6.     Respondent shall pay the Board its costs of investigation and enforcement in  
21 the amount of \$6,705.00 prior to issuance of a new or reinstated license.

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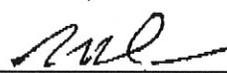
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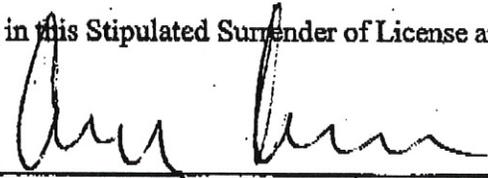
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1 ACCEPTANCE

2 I have carefully read the above Stipulated Surrender of License and Order and have fully  
3 discussed it with my attorney, Carey Caruso. I understand the stipulation and the effect it will  
4 have on my Respiratory Care Practitioner License. I enter into this Stipulated Surrender of  
5 License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the  
6 Decision and Order of the Respiratory Care Board.

7  
8 DATED: 9.5.12   
9 MIGUEL ANGEL CASTANEDA  
Respondent

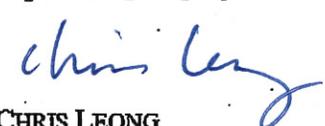
10 I have read and fully discussed with Respondent MIGUEL ANGEL CASTANEDA the  
11 terms and conditions and other matters contained in this Stipulated Surrender of License and  
12 Order. I approve its form and content.

13 DATED: 9.5.12   
14 CAREY CARUSO  
Attorney for Respondent

15 ENDORSEMENT

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

18 Dated: 9/6/12 Respectfully submitted,  
19  
20 KAMALA D. HARRIS  
Attorney General of California  
21 E. A. JONES III  
Supervising Deputy Attorney General

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23  
24 CHRIS LEONG  
Deputy Attorney General  
Attorneys for Complainant

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