

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

In the Matter of the Accusation Against:

Case No. 7002015000163

JACKLEEN RENEE BERNHOFT  
3100 Huckleberry Drive  
Corona, CA 92882

Respiratory Care Practitioner License No. 34543

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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 December 11, 2015.

It is so ORDERED December 1, 2015.

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 THOMAS S. LAZAR  
Supervising Deputy Attorney General  
3 LEANNA E. SHIELDS  
Deputy Attorney General  
4 State Bar No. 239872  
600 West Broadway, Suite 1800  
5 San Diego, CA 92101  
P.O. Box 85266  
6 San Diego, CA 92186-5266  
Telephone: (619) 645-2995  
7 Facsimile: (619) 645-2061

8 *Attorneys for Complainant*

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

13 **In the Matter of the Accusation Against:**

Case No. 7002015000163

14 **JACKLEEN RENEE BERNHOFT, R.C.P.**  
15 **3100 Huckleberry Drive**  
**Corona, CA 92882**

**STIPULATED SURRENDER OF  
LICENSE AND DISCIPLINARY ORDER**

16 **Respiratory Care Practitioner**  
17 **License No. 34543,**

18 **Respondent.**

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. Stephanie Nunez (complainant) is the Executive Officer of the Respiratory Care  
23 Board of California. She brought this action solely in her official capacity as such, and is  
24 represented in this matter by Kamala D. Harris, Attorney General of the State of California, by  
25 LeAnna E. Shields, Deputy Attorney General.

26 2. Jackleen Renee Bernhoft, R.C.P., (respondent) has elected to represent herself, and  
27 has chosen not to exercise her right to be represented by counsel, at her own expense, in this  
28 proceeding.



1 surrenders her Respiratory Care Practitioner License No. 34543 for the Board's formal  
2 acceptance.

3 9. Respondent understands that by signing this stipulation she enables the Board to issue  
4 an order accepting the surrender of her Respiratory Care Practitioner License No. 34543 without  
5 further notice to, or opportunity to be heard by, respondent.

6 **CONTINGENCY**

7 10. This Stipulated Surrender of License and Disciplinary Order shall be subject to the  
8 approval of the Executive Officer on behalf of the Board. The parties agree that this Stipulated  
9 Surrender of License and Disciplinary Order shall be submitted to the Executive Officer for her  
10 consideration in the above-entitled matter and, further, that the Executive Officer shall have a  
11 reasonable period of time in which to consider and act on this Stipulated Surrender of License and  
12 Disciplinary Order after receiving it. By signing this stipulation, respondent fully understands  
13 and agrees that she may not withdraw her agreement or seek to rescind this stipulation prior to the  
14 time the Executive Officer, on behalf of the Board, considers and acts upon it.

15 11. The parties agree that this Stipulated Surrender of License and Disciplinary Order  
16 shall be null and void and not binding upon the parties unless approved and adopted by the  
17 Executive Officer on behalf of the Board, except for this paragraph, which shall remain in full  
18 force and effect. Respondent fully understands and agrees that in deciding whether or not to  
19 approve and adopt this Stipulated Surrender of License and Disciplinary Order, the Executive  
20 Officer and/or the Board may receive oral and written communications from its staff and/or the  
21 Attorney General's Office. Communications pursuant to this paragraph shall not disqualify the  
22 Executive Officer, the Board, any member thereof, and/or any other person from future  
23 participation in this or any other matter affecting or involving respondent. In the event that the  
24 Executive Officer on behalf of the Board does not, in her discretion, approve and adopt this  
25 Stipulated Surrender of License and Disciplinary Order, with the exception of this paragraph, it  
26 shall not become effective, shall be of no evidentiary value whatsoever, and shall not be relied  
27 upon or introduced in any disciplinary action by either party hereto. Respondent further agrees  
28 that should this Stipulated Surrender of License and Disciplinary Order be rejected for any reason

1 by the Executive Officer on behalf of the Board, respondent will assert no claim that the  
2 Executive Officer, the Board, or any member thereof, was prejudiced by its/his/her review,  
3 discussion and/or consideration of this Stipulated Surrender of License and Disciplinary Order or  
4 of any matter or matters related hereto.

5 **ADDITIONAL PROVISIONS**

6 12. This Stipulated Surrender of License and Disciplinary Order is intended by the parties  
7 herein to be an integrated writing representing the complete, final and exclusive embodiment of  
8 the agreements of the parties in the above-entitled matter.

9 13. The parties agree that copies of this Stipulated Surrender of License and Disciplinary  
10 Order, including copies of the signatures of the parties, may be used in lieu of original documents  
11 and signatures and, further, that such copies shall have the same force and effect as originals.

12 14. In consideration of the foregoing admissions and stipulations, the parties agree the  
13 Executive Officer of the Board may, without further notice to or opportunity to be heard by  
14 respondent, issue and enter the following Disciplinary Order on behalf of the Board:

15 **DISCIPLINARY ORDER**

16 **IT IS HEREBY ORDERED** that Respiratory Care Practitioner License No. 34543, issued  
17 to respondent Jackleen Renee Bernhoft, R.C.P., is surrendered and accepted by the Respiratory  
18 Care Board of California.

19 1. The surrender of respondent's Respiratory Care Practitioner License No. 34543 and  
20 the acceptance of the surrendered license by the Board shall constitute the imposition of  
21 discipline against respondent. This stipulation constitutes a record of the discipline and shall  
22 become a part of respondent's license history with the Board.

23 2. Respondent shall lose all rights and privileges as a Respiratory Care Practitioner in  
24 California as of the effective date of the Board's Decision and Order.

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

27 4. If respondent ever files an application for licensure, or petitions the Board for  
28 reinstatement of her surrendered Respiratory Care Practitioner License No. 34543, or applies or

1 reappplies to the Board for a new license or certificate, the Board shall treat it as a petition for  
2 reinstatement of a revoked license and respondent must comply with all the laws, regulations and  
3 procedures for licensure in effect at the time the application or petition is filed, and the charges  
4 and allegations contained in Accusation No. 7002015000163, and each of them, separately and  
5 severally, shall be deemed to be true, correct and fully admitted by respondent when the Board  
6 determines whether to grant or deny the petition.

7 5. If respondent ever applies or reappplies to any other health care licensing agency in the  
8 State of California for a new license or certificate, all of the charges and allegations contained in  
9 Accusation No. 7002015000163, and each of them, separately and severally, shall be deemed to  
10 be true, correct, and fully admitted by respondent for the purpose of any Statement of Issues or  
11 any other proceeding seeking to deny or restrict licensure.

12 6. Before respondent files any petition for reinstatement, application for licensure, or  
13 applies or reappplies to the Board for a new license or certificate, respondent must first reimburse  
14 the Board for its costs of investigation and enforcement in Case No. 7002015000163, pursuant to  
15 Business and Professions Code sections 3753.5, subdivision (a), and 3753.7, in the amount of two  
16 thousand eight hundred and seventy seven dollars and fifty cents (\$2,877.50).

17 **ACCEPTANCE**

18 I have carefully read this Stipulated Surrender of License and Disciplinary Order. I fully  
19 understand the terms and conditions and other matters contained herein. I understand the  
20 stipulation and the effect it will have on my Respiratory Care Practitioner License No. 34543. I  
21 enter into this Stipulated Surrender of License and Disciplinary Order voluntarily, knowingly, and  
22 intelligently, and agree to be bound by the Decision and Order of the Respiratory Care Board of  
23 California.

24 DATED: 11/10/15

  
25 JACKLEEN RENEE BERNHOFT, R.C.P.  
26 Respondent

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**ENDORSEMENT**

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

Dated: 11.13.15

Respectfully submitted,

KAMALA D. HARRIS  
Attorney General of California  
THOMAS S. LAZAR  
Supervising Deputy Attorney



LEANNA E. SHIELDS  
Deputy Attorney General  
*Attorneys for Complainant*

SD2015700999

**Exhibit A**

**Accusation No. 7002015000163**

FILED

STATE OF CALIFORNIA

RESPIRATORY CARE BOARD

SACRAMENTO August 26, 2015

BY  ANALYST

1 KAMALA D. HARRIS  
Attorney General of California  
2 THOMAS S. LAZAR  
Supervising Deputy Attorney General  
3 LEANNA E. SHIELDS  
Deputy Attorney General  
4 State Bar No. 239872  
600 West Broadway, Suite 1800  
5 San Diego, CA 92101  
P.O. Box 85266  
6 San Diego, CA 92186-5266  
Telephone: (619) 645-2995  
7 Facsimile: (619) 645-2061

8 *Attorneys for Complainant*

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14 **JACKLEEN RENEE BERNHOFT, R.C.P.**  
15 **3100 Huckleberry Drive**  
**Corona, CA 92882**

**A C C U S A T I O N**

16 **Respiratory Care Practitioner**  
17 **License No. 34543,**

18 **Respondent.**

19 Complainant alleges:

20 **PARTIES**

21 1. Stephanie Nunez (complainant) brings this Accusation solely in her official capacity  
22 as the Executive Officer of the Respiratory Care Board of California, Department of Consumer  
23 Affairs.

24 2. On or about July 8, 2013, the Respiratory Care Board issued Respiratory Care  
25 Practitioner License No. 34543 to respondent Jackleen Renee Bernhoft, R.C.P. (respondent).  
26 Respiratory Care Practitioner License No. 34543 expired on June 30, 2015, and has not been  
27 renewed.

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JURISDICTION

1  
2           3.     This Accusation is brought before the Respiratory Care Board of California (Board),  
3 Department of Consumer Affairs, under the authority of the following laws. All section  
4 references are to the Business and Professions Code (Code) unless otherwise indicated.

5           4.     Section 3710 of the Code states:

6                     “The Respiratory Care Board of California, hereafter referred to as the board,  
7 shall enforce and administer this chapter.” [Chapter 8.3, the Respiratory Care  
8 Practice Act.]

9           5.     Section 3718 of the Code states:

10                    “The board shall issue, deny, suspend, and revoke licenses to practice  
11 respiratory care as provided in this chapter.”

12           6.     Section 3750 of the Code states, in pertinent part:

13                    “The board may order the denial, suspension or revocation of, or the imposition  
14 of probationary conditions upon, a license issued under this chapter, for any of the  
15 following causes:

16                    “...

17                    “(d) Conviction of a crime that substantially relates to the qualifications,  
18 functions, or duties of a respiratory care practitioner. The record of conviction or a  
19 certified copy thereof shall be conclusive evidence of the conviction.

20                    “...

21                    “(g) Conviction of a violation of any of the provisions of this chapter or of any  
22 provision of Division 2 (commencing with Section 500), or violating, or attempting to  
23 violate, directly or indirectly, or assisting in or abetting the violation of, or conspiring  
24 to violate any provision or term of this chapter or of any provision of Division 2  
25 (commencing with Section 500).

26                    “...”

27     ///

28     ///

1 7. Section 3750.5 of the Code states, in pertinent part:

2 "In addition to any other grounds specified in this chapter, the board may deny,  
3 suspend, place on probation, or revoke the license of any applicant or license-holder  
4 who has done any of the following:

5 "...

6 "(b) Used any controlled substance as defined in Division 10 (commencing  
7 with Section 11000) of the Health and Safety Code, or any dangerous drug as defined  
8 in Article 2 (commencing with Section 4015) of Chapter 9 of this code, or alcoholic  
9 beverages, to an extent or in a manner dangerous or injurious to himself or herself, or  
10 to others, or that impaired his or her ability to conduct with safety the practice  
11 authorized by his or her license.

12 "...

13 "(d) Been convicted of a criminal offense involving the consumption or self-  
14 administration of any of the substances described in subdivisions (a) and (b), or the  
15 possession of, or falsification of a record pertaining to, the substances described in  
16 subdivision (a), in which event the record of the conviction is conclusive evidence  
17 thereof.

18 "..."

19 8. Section 3752 of the Code states:

20 "A plea or verdict of guilty or a conviction following a plea of nolo contendere  
21 made to a charge of any offense which substantially relates to the qualifications,  
22 functions, or duties of a respiratory care practitioner is deemed to be a conviction  
23 within the meaning of this article. The board shall order the license suspended or  
24 revoked, or may decline to issue a license, when the time for appeal has elapsed, or  
25 the judgment of conviction has been affirmed on appeal or when an order granting  
26 probation is made suspending the imposition of sentence, irrespective of a subsequent  
27 order under Section 1203.4 of the Penal Code allowing the person to withdraw his or

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1 her plea of guilty and to enter a plea of not guilty, or setting aside the verdict of  
2 guilty, or dismissing the accusation, information, or indictment.”

3 9. Section 118 of the Code states, in pertinent part:

4 “...

5 “(b) The suspension, expiration, or forfeiture by operation of law of a license  
6 issued by a board in the department, or its suspension, forfeiture, or cancellation by  
7 order of the board or by order of a court of law, or its surrender without the written  
8 consent of the board, shall not, during any period in which it may be renewed,  
9 restored, reissued, or reinstated, deprive the board of its authority to institute or  
10 continue a disciplinary proceeding against the licensee upon any ground provided by  
11 law or to enter an order suspending or revoking the license or otherwise taking  
12 disciplinary action against the licensee on any such ground.

13 “(c) As used in this section, board includes an individual who is authorized by  
14 any provision of this code to issue, suspend, or revoke a license, and ‘license’  
15 includes ‘certificate,’ ‘registration,’ and ‘permit.’”

16 10. California Code of Regulations, title 16, section 1399.370, states, in pertinent part:

17 “For the purposes of denial, suspension, or revocation of a license, a crime or  
18 act shall be considered to be substantially related to the qualifications, functions or  
19 duties of a respiratory care practitioner, if it evidences present or potential unfitness  
20 of a licensee to perform the functions authorized by his or her license or in a manner  
21 inconsistent with the public health, safety, or welfare. Such crimes or acts include but  
22 are not limited to those involving the following:

23 “(a) Violating or attempting to violate, directly or indirectly, or assisting or  
24 abetting the violation of or conspiring to violate any provision or term of the Business  
25 and Professions Code.

26 “...

27 “(c) Commission of an act or conviction of a crime involving driving under the  
28 influence or reckless driving while under the influence.

1 "..."

2 **COST RECOVERY**

3 11. Section 3753.5, subdivision (a) of the Code states:

4 "In any order issued in resolution of a disciplinary proceeding before the board,  
5 the board or the administrative law judge may direct any practitioner or applicant  
6 found to have committed a violation or violations of law or any term and condition of  
7 board probation to pay to the board a sum not to exceed the costs of the investigation  
8 and prosecution of the case. A certified copy of the actual costs, or a good faith  
9 estimate of costs where actual costs are not available, signed by the official custodian  
10 of the record or his or her designated representative shall be prima facie evidence of  
11 the actual costs of the investigation and prosecution of the case.

12 "..."

13 12. Section 3753.7 of the Code states:

14 "For purposes of the Respiratory Care Practice Act, costs of prosecution shall  
15 include attorney general or other prosecuting attorney fees, expert witness fees, and  
16 other administrative, filing, and service fees."

17 13. Section 3753.1 of the Code states, in pertinent part:

18 "(a) An administrative disciplinary decision imposing terms of probation may  
19 include, among other things, a requirement that the licensee-probationer pay the  
20 monetary costs associated with monitoring the probation.

21 "..."

22 **FIRST CAUSE FOR DISCIPLINE**

23 **(Conviction of a Crime Substantially Related to the Qualifications, Functions,  
24 or Duties of a Respiratory Care Practitioner)**

25 14. Respondent's Respiratory Care Practitioner License No. 34543 is subject to  
26 disciplinary action under section 3750, as defined by 3750, subdivision (d), 3750.5, subdivision  
27 (d), and 3752 of the Code, and section 1399.370, subdivision (c), of title 16 of the California  
28 Code of Regulations, in that she has been convicted of a crime substantially related to the

1 qualifications, functions, or duties of a respiratory care practitioner, as more particularly alleged  
2 hereinafter:

3 15. On or about September 7, 2014, at approximately 1:30 a.m., California Highway  
4 Patrol (CHP) Officer FO (Officer FO) was in a marked CHP vehicle, stopped inside of closed  
5 lanes on westbound State Route (SR) 91, west of State College Boulevard, in Anaheim,  
6 California. The closed lanes were barricaded by orange cones and multiple signs directing traffic  
7 to merge left. From that position, Officer FO observed respondent steer her vehicle into the right  
8 hand side of the road, into the closure and return to the number one lane. Officer FO conducted a  
9 traffic stop on respondent. Upon contact with respondent, Officer FO noticed respondent's eyes  
10 were red and watery. The odor of an alcoholic beverage emanated from the vehicle. When  
11 Officer FO asked respondent if she had consumed any alcoholic beverages, respondent admitted  
12 she had a couple of drinks. Officer FO called for a back-up unit to assist with the investigation.

13 16. On or about September 7, 2014, at approximately 1:43 a.m., CHP Officers KM and  
14 BH (Officer KM, and Officer BH), responded to the call. Officer KM observed that respondent  
15 eyes were red and watery, and her speech was slow and slurred. The odor of an alcoholic  
16 beverage emitted from her person. Respondent admitted she drove on the right hand side of the  
17 cones, and was confused, before she realized that roadway was shut down. Officer FO explained  
18 and demonstrated field sobriety tests (FSTs) to respondent, which she failed to perform as  
19 explained and demonstrated. Breathalyzer test results showed respondent's blood alcohol content  
20 (BAC) to be 0.18%. Respondent was subsequently arrested for driving under the influence of an  
21 alcoholic beverage in violation of Vehicle Code section 23152, subdivision (a) and driving with a  
22 BAC of 0.08% or higher in violation of Vehicle Code section 23152, subdivision (b).

23 17. On or about January 9, 2015, in the case entitled *The People of the State of California*  
24 *v. Jackleen Renee Bernhoft*, Orange County Superior Court, Case No. 15NM00400, respondent  
25 was charged with the following:

26 (a) Count 1: a misdemeanor violation of section 23152, subdivision (a), of the Vehicle  
27 Code (driving under the influence of an alcoholic beverage), within ten years of a separate

28 ///

1 violation of Vehicle Code section 23103, as specified in sections 23103.5, 23152 and 23153, for  
2 which respondent was convicted; and

3 (b) Count 2: a misdemeanor violation of section 23152, subdivision (b), of the Vehicle  
4 Code (driving with blood alcohol of 0.08% or more with one prior);

5 (c) Special allegations of violations of Vehicle Code section 23578 (0.15% or more BAC)  
6 were added to Counts 1 and 2; and,

7 (d) Special allegations of prior convictions of Vehicle Code sections 23152, subdivisions  
8 (a) and (b), on or about January 10, 2011, in Riverside County Superior Court, Moreno Valley,  
9 Case No. 100163, were added to Counts 1 and 2.

10 18. On or about March 25, 2015, in Case No. 15NM00400, respondent was convicted on  
11 her plea of guilty to the following:

12 (a) Count 1: a misdemeanor violation of section 23152, subdivision (a) of the Vehicle Code  
13 (driving while under the influence of an alcoholic beverage), and special allegations under  
14 Vehicle Code section 23578 (having a 0.15% or more BAC, and a prior conviction, respectively)  
15 and

16 (b) Count 2: a misdemeanor violation of section 23152, subdivision (b) of the Vehicle  
17 Code (driving while having a 0.08% or more BAC) and special allegations under Vehicle Code  
18 sections 23578 (having a 0.15% or more BAC, and a prior conviction, respectively.)

19 19. On or about March 25, 2015, in Case No. 15NM00400, the Court stayed the sentence  
20 pursuant to Penal Code 654 on Count 2, and pronounced sentence on Count 1. As to Count 1,  
21 respondent was sentenced to five (5) years informal probation with terms and conditions, and was  
22 ordered to serve 60 days in Orange County Jail; attend and complete an 18-month Multiple  
23 Offender Alcohol Program; and pay fees and fines, among other probationary terms.

24 **SECOND CAUSE FOR DISCIPLINE**

25 **(Used Alcohol in a Manner Dangerous or Injurious to Herself or Others)**

26 20. Respondent's Respiratory Care Practitioner License No. 34543 is subject to  
27 disciplinary action under section 3750.5, as defined by 3750.5, subdivision (b), of the Code, in  
28 that she used alcoholic beverages to an extent or in a manner dangerous or injurious to herself or

1 others, as more particularly alleged in paragraphs 14 through 19, above, which are hereby  
2 incorporated by reference and realleged as if fully set forth herein.

3 **THIRD CAUSE FOR DISCIPLINE**

4 **(Violation of a Provision or Provisions of the Respiratory Care Practice Act)**

5 21. Respondent is further subject to disciplinary action under section 3750, as defined by  
6 3750, subdivision (g), of the Code, and section 1399.370, subdivision (a), of title 16 of the  
7 California Code of Regulations, in that she has violated a provision or provisions of the  
8 Respiratory Care Practice Act, as more particularly alleged in paragraphs 14 through 20, above,  
9 which are hereby incorporated by reference and realleged as if fully set forth herein.

10 **DISCIPLINE CONSIDERATIONS**

11 22. To determine the degree of discipline, if any, to be imposed on respondent,  
12 complainant alleges respondent was issued a Warning Letter on June 19, 2013, in response to the  
13 following alcohol-related events respondent disclosed on her Application for Licensure as a  
14 Respiratory Care Practitioner in the State of California.

15 (a) On or about May 14, 2006, respondent was arrested for violating Vehicle Code section  
16 23152, subdivision (a) (driving under the influence of an alcoholic beverage); Vehicle Code  
17 section 23152, subdivision (b) (driving while having a 0.08% or more BAC); and violating  
18 Vehicle Code section 23140, subdivision (a) (driving with a BAC 0.05% or more while under the  
19 age of 21, an infraction). Respondent's blood test revealed a blood alcohol content of 0.17%  
20 BAC. On or about November 14, 2006, in the case entitled *In the Matter of Jackleen Renee*  
21 *Bernhoft*, Orange County Superior Court, Sitting as Juvenile Court, Case No. DL025690-001,  
22 respondent admitted to a violation of section 23152, subdivision (b), of the Vehicle Code (driving  
23 while having a BAC of 0.08% or more).

24 (b) On or about May 31, 2007, in the case entitled *The People of the State of Arizona v.*  
25 *Jackie Renee Bernhoft*, Lake Havasu City Municipal Court Case No. M-0844-CR-0200700848,  
26 respondent was convicted on her plea of guilty to a class-1 misdemeanor violation of section  
27 4-244, subdivision 9, of the Arizona Revised Statutes (underage consumption of spirituous  
28 liquor), and was sentenced to a twenty-four (24) month probation with certain terms and

1 conditions, including but not limited to, participate in substance/alcohol abuse counseling and pay  
2 a fine.

3 (c) On or about January 10, 2011, in Case No. RIM10016346, respondent was convicted  
4 on her plea of guilty to Count 1: a misdemeanor violation of section 23152, subdivision (a), of the  
5 Vehicle Code (driving while under the influence of an alcoholic beverage), and special  
6 allegations under Vehicle Code section 23578 (having more than 0.15% BAC), and driving a  
7 vehicle thirty or more miles per hour over the maximum posted speed limit on a freeway, and 20  
8 or more miles per hour over the maximum posted speed limit in on a street other than a highway,  
9 in a manner prohibited by Vehicle Code section 23103, within the meaning of Vehicle Code  
10 section 23582, subdivision (a); and Count 2: a misdemeanor violation of section 23152,  
11 subdivision (b), of the Vehicle Code (driving while having a BAC of 0.08% or more), and special  
12 allegations under Vehicle Code section 23578 (having more than 0.15% BAC); and driving a  
13 vehicle thirty or more miles per hour over the maximum posted speed limit on a freeway, and 20  
14 or more miles per hour over the maximum posted speed limit in on a street other than a highway,  
15 in a manner prohibited by Vehicle Code section 23103, within the meaning of Vehicle Code  
16 section 23582, subdivision (a). Respondent was sentenced to thirty-six (36) months summary  
17 probation with terms and conditions, and was ordered to serve 75-days in custody of Riverside  
18 County Sheriff (74 days to be served in the work release program); to attend and complete a first  
19 offender DUI program for four months; and to pay fines and fees, among other probationary  
20 terms.

21 (d) Respondent failed to disclose her May 31, 2007, conviction, above, on her Application  
22 for Licensure as a Respiratory Care Practitioner, in violation of Code section 3750, subdivision  
23 (j).

24 23. On or about June 19, 2013, the Board issued respondent a Warning Letter regarding  
25 the above-described conduct in paragraphs (a) through (d), which informed respondent that if  
26 further violations of the Respiratory Care Practice Act should occur, the Board would use the  
27 information in the Warning Letter as aggravating evidence in any future disciplinary action. The  
28 matter was closed.

**PRAYER**

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

1. Revoking or suspending Respiratory Care Practitioner License No. 34543, issued to respondent Jackleen Renee Bernhoft, R.C.P.;
2. Ordering respondent Jackleen Renee Bernhoft, R.C.P. to pay the Respiratory Care Board the costs of the investigation and enforcement of this case, and if placed on probation, the costs of probation monitoring; and
3. Taking such other and further action as deemed necessary and proper.

DATED: August 26, 2015



STEPHANIE NUNEZ  
Executive Officer  
Respiratory Care Board of California  
Department of Consumer Affairs  
State of California  
*Complainant*

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