

CITATION NUMBER: MF-2006-474
DATE OF ISSUANCE: December 5, 2005
NAME: Alice Di Giorgio Richardson
ADDRESS: 5665 College Ave., #240D
Oakland, CA 94618

Pursuant to Sections 125.9 and 148 of the Business and Professions Code, and Title 16, California Code of Regulations (CCR) section 1886.40, PAUL RICHES issues this citation in his official capacity as the Executive Officer for the Board of Behavioral Sciences (hereinafter referred to as the "Board").

Registration/Licensing History

The records of the Board reflect that on **June 20, 1995**, the Board issued license number **MFC 32571** to **Alice Di Giorgio Richardson**; said license expires on **March 31, 2007**, unless renewed.

Citation

A citation is hereby issued to you in accordance with the California Code of Regulations for the violation(s) described below.

Cause for Citation

Violation of section **4982(b)** of the Business and Professions Code, which reads as follows:

"...Unprofessional conduct shall include, but not be limited to: ...**(b)** Securing a license or registration by fraud, deceit, or misrepresentation on any application for licensure or registration submitted to the board, whether engaged in by an applicant for a license or registration, or by a licensee in support of any application for licensure or registration."

Violation of section **4982(e)** of the Business and Professions Code, which reads as follows:

"...Unprofessional conduct shall include, but not be limited to: ...**(e)** Violating, attempting to violate, or conspiring to violate any of the provisions of this chapter or any regulation adopted by the board."

Pursuant to Business and Professions Code Section 4980.54 "...**(c)(1)** Except as provided in subdivision **(e)**, on and after January 1, 2000, the board shall not renew any license pursuant to this chapter unless the applicant certifies to the board, on a form prescribed by the board, that he or she has completed not less than 36 hours of approved continuing education in or relevant to the field of marriage and family therapy in the preceding two years, as determined by the board."

Pursuant to Business and Professions Code Section 4980.54 "...**(d)** The board shall have the right to audit the records of any applicant to verify the completion of the continuing education requirement. Applicants shall maintain records of completion of required continuing education coursework for a minimum of two years and shall make these records available to the board for auditing purposes upon request."

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The records of the Board reveal that you submitted an application for license renewal on or about January 5, 2005. You signed the renewal form certifying under penalty of perjury that you had completed the required hours of continuing education to obtain an active license. The Board randomly audited your compliance with the continuing education requirement for the renewal period from April 1, 2003, through March 31, 2005. You were sent one audit letter, dated June 10, 2005, requesting submission of copies of the continuing education course certificate(s) or college transcript(s) for education completed during the renewal period ending March 31, 2005. The audit letter requested that proof of completion of the required hours of continuing education be submitted to the Board within 30 days of the date of the letter.

The Board's audit revealed you completed 54.5 hours of approved continuing education; but failed to complete the mandatory coursework in aging and long-term care, spousal and partner abuse and law and ethics. In a letter dated August 3, 2005, the Board advised you that you must submit proof of completion of continuing education in aging and long-term care, spousal and partner abuse and proof of the number of hours spent in a supervision study program to comply with the law and ethics requirements, if you inadvertently left out any documentation during the audit. When notified of this, you reported that you were not able to provide proof of the number of hours spent to comply with the law and ethics requirement and that you were planning on completing all three mandatory coursework by October 2005. The Board, as of the date of this citation, has not received this information.

You gave a false statement in connection with the application for renewal of your license when you certified on or about January 5, 2005, that you had completed all the required hours of continuing education within the previous two-year renewal period, April 1, 2003 through March 31, 2005.

Cause exists for the Board to take enforcement action against your license. Accordingly, a citation, which includes a fine, has been ordered for this violation of the Business and Professions Code.

Order

You must pay an administrative penalty (fine) in the amount of **\$400.00**, within thirty (30) days from the date this citation was served, but no later than **January 4, 2006**.

Payment of the administrative penalty should be made to the Board of Behavioral Sciences (BBS), 400 R Street, Suite 3150, Sacramento, CA 95814-6240. Please note your citation number on the check or money order. Please complete and submit the enclosed Acknowledgment of Receipt of Citation/Payment of Fine (Form 1800 37M-418) with your payment.

You must submit proof of completion of three (3) hours of aging and long-term care, seven (7) hours of spousal and partner abuse and a minimum of (6) hours of law and ethics to be used towards the renewal cycle of April 1, 2003 through March 31, 2005. The verification must be received by the Board, attention Citation and Fine Program, 400 R Street, Suite 3150, Sacramento, CA 95814-6240, within sixty (60) days.

You may appeal this citation or any portion thereof, by requesting either an Informal Citation Review Conference and/or a formal Administrative Hearing. A request for an Informal Citation Review Conference shall be deemed a request for a formal Administrative Hearing. Your request for an Informal Citation Review Conference must be in writing and be submitted to the Board within thirty (30) calendar days after service of the citation. The request for a formal Administrative Hearing must also be in writing and be submitted to the Board within thirty (30) calendar days. (Please refer to the enclosed Instructions to Cited Person for additional appeal information.)

CITATION ORDER

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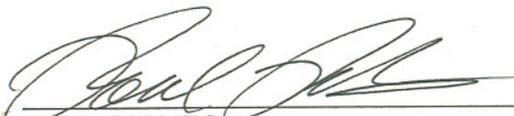
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You may withdraw a Request for Informal Citation Review Conference at any time prior to the date of the conference. You may withdraw a Request for Administrative Hearing anytime prior to the date of the hearing.

Failure to request an Informal Citation Review Conference or Administrative Hearing in a timely manner will waive your right to contest this citation.

Pursuant to Business and Professions Code section 125.9, payment of the fine does not constitute an admission of the violation alleged. Further, where a fine is paid to satisfy an assessment based on the finding of a violation, payment of the fine shall be represented as satisfactory resolution of the matter for purposes of public disclosure.

IF YOU NEITHER PAY THE FINE NOR REQUEST A REVIEW WITHIN THE ALLOTTED TIME FRAME, YOUR LICENSE WILL NOT BE RENEWED FOR THE NEXT RENEWAL PERIOD UNTIL THE FINE IS PAID.



PAUL RICHES
Executive Officer

December 5, 2005

Date

Attachments: Section 125.9, Business and Professions Code
Section 1886.70, Title 16, California Code of Regulations
Statement of Rights
Notice of Appeal
Acknowledgment Receipt of Citation form