

**BEFORE THE  
BOARD OF BEHAVIORAL SCIENCES  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

R. ANDRE GOUAUX  
686 Ebbetts Avenue  
Manteca, CA 95336

Licensed Clinical Social Worker License No.  
LCS 16690

Respondent.

Case No. LC-2006-383

OAH No. 2006100178

**DECISION AND ORDER**

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

This Decision shall become effective on January 19, 2007.

It is so ORDERED December 20, 2006.

  
\_\_\_\_\_  
FOR THE BOARD OF BEHAVIORAL SCIENCES  
DEPARTMENT OF CONSUMER AFFAIRS

1 BILL LOCKYER, Attorney General  
of the State of California  
2 JANA L. TUTON, State Bar No. 78206  
Deputy Attorney General  
3 California Department of Justice  
1300 I Street, Suite 125  
4 P.O. Box 944255  
Sacramento, CA 94244-2550  
5 Telephone: (916) 324-5342  
Facsimile: (916) 327-8643

6 Attorneys for Complainant  
7

8 **BEFORE THE**  
9 **BOARD OF BEHAVIORAL SCIENCES**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

13 R. ANDRE GOUAUX  
686 Ebbetts Avenue  
Manteca, CA 95336

14 Licensed Clinical Social Worker License No.  
LCS 16690

15 Respondent.  
16

Case No. LC-2006-383

OAH No. 2006100178

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

17  
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. Paul Riches (Complainant) is the Executive Officer of the Board of  
22 Behavioral Sciences. He brought this action solely in his official capacity and is represented in  
23 this matter by Bill Lockyer, Attorney General of the State of California, by Jana L. Tuton, Deputy  
24 Attorney General.

25 2. R. Andre Gouaux (Respondent) is represented in this proceeding by  
26 attorney Allan Jose, whose address is Law Offices of Allan Jose and Gus Barrera, The Kress  
27 Legal Center, 20 North Sutter Street, Suite 201, Stockton, CA 95202.

28 ///





1:40a Linda Peters

(209) 239-2174

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Aug 11 2006 11:26AM LAW OFFICE OF JOSE & BARR 2099482368

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08/11/2006 10:48 FAX 3278643

DEPARTMENT OF JUSTICE

005

1 14. Respondent shall lose all rights and privileges as a clinical social worker in  
2 California as of the effective date of the Board's Decision and Order.

3 15. Respondent shall cause to be delivered to the Board both his license and  
4 his pocket license certificate on or before the effective date of the Decision and Order.

5 16. Respondent fully understands and agrees that if he ever files an application  
6 for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a  
7 petition for reinstatement. Respondent must comply with all the laws, regulations and  
8 procedures for reinstatement of a revoked license in effect at the time the petition is filed, and all  
9 of the charges and allegations contained in Accusation No. LC-2006-383 shall be deemed to be  
10 true, correct and admitted by Respondent when the Board determines whether to grant or deny  
11 the petition.

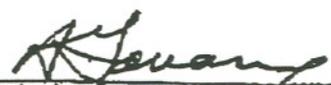
12 17. Should Respondent ever apply or reapply for a new license or certification,  
13 or petition for reinstatement of a license, by any other health care licensing agency in the State of  
14 California, all of the charges and allegations contained in Accusation No. LC-2006-383 shall be  
15 deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of  
16 Issues or any other proceeding seeking to deny or restrict licensure.

17 18. Respondent shall pay the Board its costs of investigation and enforcement  
18 in the amount of \$1,861.50 prior to issuance of a new or reinstated license.

19 ACCEPTANCE

20 I have carefully read the above Stipulated Surrender of License and Order and  
21 have fully discussed it with my attorney, Allan Jose. I understand the stipulation and the effect it  
22 will have on my Licensed Clinical Social Worker License. I enter into this Stipulated Surrender  
23 of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the  
24 Decision and Order of the Board of Behavioral Sciences.

25 DATED: 8-11-2006

26  
27   
28 R. Andre Gouaux  
Respondent

1 I have read and fully discussed with Respondent R. Andre Gouaux the terms and  
 2 conditions and other matters contained in this Stipulated Surrender of License and Order. I  
 3 approve its form and content.

4 DATED: 10-6-06

5   
 6  
 7 ALLAN JOSE  
 8 Attorney for Respondent

9 ENDORSEMENT

10 The foregoing Stipulated Surrender of License and Order is hereby respectfully  
 11 submitted for consideration by the Board of Behavioral Sciences of the Department of Consumer  
 12 Affairs.

13  
 14 DATED: 10-12-06

15  
 16 BILL LOCKYER, Attorney General  
 17 of the State of California

18   
 19 JANA L. TUPON  
 20 Deputy Attorney General  
 21 Attorneys for Complainant

22 DOJ Matter ID: SA200610017R  
 23 10266080.wpd

**Exhibit A**

**Accusation No. LC-2006-383**

1 BILL LOCKYER, Attorney General  
of the State of California  
2 JANA L. TUTON, State Bar No. 78206  
Deputy Attorney General  
3 California Department of Justice  
1300 I Street, Suite 125  
4 P.O. Box 944255  
Sacramento, CA 94244-2550  
5 Telephone: (916) 324-5342  
Facsimile: (916) 327-8643

6 Attorneys for Complainant

7  
8 **BEFORE THE**  
**BOARD OF BEHAVIORAL SCIENCES**  
**DEPARTMENT OF CONSUMER AFFAIRS**  
9 **STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

Case No. LC-2006-383

11 R. ANDRE GOUAUX  
686 Ebbetts Avenue  
12 Manteca, CA 95336

OAH No.

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

13 Licensed Clinical Social Worker License No.  
14 LCS 16690

Respondent.

15  
16 Complainant alleges:

17 PARTIES

18 1. Paul Riches (Complainant) brings this Accusation solely in his official  
19 capacity as the Executive Officer of the Board of Behavioral Sciences, Department of Consumer  
20 Affairs.

21 2. On or about July 1, 1993, the Board of Behavioral Sciences issued  
22 Licensed Clinical Social Worker License Number LCS 16690 to R. Andre Gouaux (Respondent).  
23 The license will expire on March 31, 2007, unless renewed.

24 JURISDICTION

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

28 4. Section 4992.3 of the Code states:

1 The board may refuse to issue a registration or a license, or  
2 may suspend or revoke the license or registration of any registrant  
3 or licensee if the applicant, licensee, or registrant has been guilty of  
unprofessional conduct. Unprofessional conduct includes, but is  
not limited to:

4 (a) The conviction of a crime substantially related to the  
5 qualifications, functions, or duties of a licensee or registrant under  
6 this chapter. The record of conviction shall be conclusive evidence  
7 only of the fact that the conviction occurred. The board may  
8 inquire into the circumstances surrounding the commission of the  
9 crime in order to fix the degree of discipline or to determine if the  
10 conviction is substantially related to the qualifications, functions,  
11 or duties of a licensee or registrant under this chapter. A plea or  
12 verdict of guilty or a conviction following a plea of nolo  
13 contendere made to a charge substantially related to the  
14 qualifications, functions, or duties of a licensee or registrant under  
this chapter is a conviction within the meaning of this section. The  
board may order any license or registration suspended or revoked,  
or may decline to issue a license or registration when the time for  
appeal has elapsed, or the judgment of conviction has been  
affirmed on appeal, or, when an order granting probation is made  
suspending the imposition of sentence, irrespective of a subsequent  
order under Section 1203.4 of the Penal Code allowing the person  
to withdraw a plea of guilty and enter a plea of not guilty, or setting  
aside the verdict of guilty, or dismissing the accusation,  
information, or indictment.

#### 15 CAUSE FOR DISCIPLINE

#### 16 (Conviction of a Crime)

17 5. Respondent is subject to disciplinary action under section 4992.3 (a) of the  
18 Code, in that he was convicted of a crime substantially related to the qualifications, functions,  
19 and duties of a licensed clinical social worker. On or about December 12, 2005, in the Superior  
20 Court of San Joaquin County, Case no. SF097424A, respondent, an employee of the Department  
21 of Corrections, was convicted of violation of Penal Code section 289.6(A)(Engaging in sexual  
22 activity with a person confined in Department of Corrections).

#### 23 PRAYER

24 WHEREFORE, Complainant requests that a hearing be held on the matters herein  
25 alleged, and that following the hearing, the Board of Behavioral Sciences issue a decision:

26 1. Revoking or suspending Licensed Clinical Social Worker License Number  
27 LCS 16690, issued to R. Andre Gouaux;

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2. Ordering R. Andre Gouaux to pay the Board of Behavioral Sciences the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;

3. Taking such other and further action as deemed necessary and proper.

DATED: February 23, 2006

  
PAUL RICHES  
Executive Officer  
Board of Behavioral Sciences  
Department of Consumer Affairs  
State of California  
Complainant

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1 BILL LOCKYER, Attorney General  
of the State of California  
2 JANA L. TUTON, State Bar No. 78206  
Deputy Attorney General  
3 California Department of Justice  
1300 I Street, Suite 125  
4 P.O. Box 944255  
Sacramento, CA 94244-2550  
5 Telephone: (916) 324-5342  
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6 Attorneys for Complainant  
7

8 **BEFORE THE**  
9 **BOARD OF BEHAVIORAL SCIENCES**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. LC-2006-383

12 R. ANDRE GOUAUX

**REQUEST FOR DISCOVERY**

13 Respondent.

[Gov. Code § 11507.6]

14  
15 TO RESPONDENT:

16 Under section 11507.6 of the Government Code of the State of California, parties  
17 to an administrative hearing, including the Complainant, are entitled to certain information  
18 concerning the opposing party's case. A copy of the provisions of section 11507.6 of the  
19 Government Code concerning such rights is included among the papers served.

20 PURSUANT TO SECTION 11507.6 OF THE GOVERNMENT CODE, YOU  
21 ARE HEREBY REQUESTED TO:

- 22 1. Provide the names and addresses of witnesses to the extent known to the  
23 Respondent, including, but not limited to, those intended to be called to testify at the hearing, and
- 24 2. Provide an opportunity for the Complainant to inspect and make a copy of any of  
25 the following in the possession or custody or under control of the Respondent:
  - 26 a. A statement of a person, other than the Respondent, named in the initial  
27 administrative pleading, or in any additional pleading, when it is claimed that the act or

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1 omission of the Respondent as to this person is the basis for the administrative  
2 proceeding;

3 b. A statement pertaining to the subject matter of the proceeding made by any  
4 party to another party or persons;

5 c. Statements of witnesses then proposed to be called by the Respondent and  
6 of other persons having personal knowledge of the acts, omissions or events which are the  
7 basis for the proceeding, not included in (a) or (b) above;

8 d. All writings, including but not limited to reports of mental, physical and  
9 blood examinations and things which the Respondent now proposes to offer in evidence;

10 e. Any other writing or thing which is relevant and which would be  
11 admissible in evidence, including but not limited to, any patient or hospital records  
12 pertaining to the persons named in the pleading;

13 f. Investigative reports made by or on behalf of the Respondent pertaining to  
14 the subject matter of the proceeding, to the extent that these reports (1) contain the names  
15 and addresses of witnesses or of persons having personal knowledge of the acts,  
16 omissions or events which are the basis for the proceeding, or (2) reflect matters  
17 perceived by the investigator in the course of his or her investigation, or (3) contain or  
18 include by attachment any statement or writing described in (a) to (e), inclusive, or  
19 summary thereof.

20 For the purpose of this Request for Discovery, "statements" include written  
21 statements by the person, signed, or otherwise authenticated by him or her, stenographic,  
22 mechanical, electrical or other recordings, or transcripts thereof, of oral statements by the person,  
23 and written reports or summaries of these oral statements.

24 YOU ARE HEREBY FURTHER NOTIFIED that nothing in this Request for  
25 Discovery should be deemed to authorize the inspection or copying of any writing or thing which  
26 is privileged from disclosure by law or otherwise made confidential or protected as attorney's  
27 work product.

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Your response to this Request for Discovery should be directed to the undersigned attorney for the Complainant at the address on the first page of this Request for Discovery **within 30 days after service** of the Accusation.

Failure without substantial justification to comply with this Request for Discovery may subject the Respondent to sanctions pursuant to sections 11507.7 and 11455.10 to 11455.30 of the Government Code.

DATED: 3-2-06

BILL LOCKYER, Attorney General  
of the State of California

  
\_\_\_\_\_  
JANA L. TUTON  
Deputy Attorney General

Attorneys for Complainant

10226001.wpd

1 BILL LOCKYER, Attorney General  
of the State of California  
2 JANA L. TUTON, State Bar No. 78206  
Deputy Attorney General  
3 California Department of Justice  
1300 I Street, Suite 125  
4 P.O. Box 944255  
Sacramento, CA 94244-2550  
5 Telephone: (916) 324-5342  
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9 **BOARD OF BEHAVIORAL SCIENCES**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

12 R. ANDRE GOUAUX

13 Respondent.  
14

Case No. LC-2006-383

**STATEMENT TO RESPONDENT**

[Gov. Code §§ 11504, 11505(b)]

15 TO RESPONDENT:

16 Enclosed is a copy of the Accusation that has been filed with the Board of  
17 Behavioral Sciences of the Department of Consumer Affairs (Board), and which is hereby served  
18 on you.

19 Unless a written request for a hearing signed by you or on your behalf is delivered  
20 or mailed to the Board, represented by Deputy Attorney General Jana L. Tuton, within fifteen  
21 (15) days after a copy of the Accusation was personally served on you or mailed to you, you will  
22 be deemed to have waived your right to a hearing in this matter and the Board may proceed upon  
23 the Accusation without a hearing and may take action thereon as provided by law.

24 The request for hearing may be made by delivering or mailing one of the enclosed  
25 forms entitled "Notice of Defense," or by delivering or mailing a Notice of Defense as provided  
26 in section 11506 of the Government Code, to  
27  
28

1                   **Jana L. Tuton**  
2                   **Deputy Attorney General**  
3                   **1300 I Street, Suite 125**  
4                   **P.O. Box 944255**  
5                   **Sacramento, California 94244-2550.**

6                   You may, but need not, be represented by counsel at any or all stages of these  
7 proceedings.

8                   The enclosed Notice of Defense, if signed and filed with the Board, shall be  
9 deemed a specific denial of all parts of the Accusation, but you will not be permitted to raise any  
10 objection to the form of the Accusation unless you file a further Notice of Defense as provided in  
11 section 11506 of the Government Code within fifteen (15) days after service of the Accusation  
12 on you.

13                   If you file any Notice of Defense within the time permitted, a hearing will be held  
14 on the charges made in the Accusation.

15                   The hearing may be postponed for good cause. If you have good cause, you are  
16 obliged to notify the Office of Administrative Hearings, 560 J Street, Suite 340/360, Sacramento,  
17 California 95814, within ten (10) working days after you discover the good cause. Failure to  
18 notify the Office of Administrative Hearings within ten (10) days will deprive you of a  
19 postponement.

20                   Copies of sections 11507.5, 11507.6, and 11507.7 of the Government Code are  
21 enclosed.

22                   If you desire the names and addresses of witnesses or an opportunity to inspect  
23 and copy the items mentioned in section 11507.6 of the Government Code in the possession,  
24 custody or control of the Board you may send a Request for Discovery to the above designated  
25 Deputy Attorney General.

26                   **NOTICE REGARDING STIPULATED SETTLEMENTS**

27                   It may be possible to avoid the time, expense and uncertainties involved in an  
28 administrative hearing by disposing of this matter through a stipulated settlement. A stipulated  
settlement is a binding written agreement between you and the government regarding the matters

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1 charged and the discipline to be imposed. Such a stipulation would have to be approved by the  
2 Board of Behavioral Sciences but, once approved, it would be incorporated into a final order.

3 Any stipulation must be consistent with the Board's established disciplinary  
4 guidelines; however, all matters in mitigation or aggravation will be considered. A copy of the  
5 Board's Disciplinary Guidelines will be provided to you on your written request to the state  
6 agency bringing this action.

7 If you are interested in pursuing this alternative to a formal administrative hearing,  
8 or if you have any questions, you or your attorney should contact Deputy Attorney General Jana  
9 L. Tuton at the earliest opportunity.

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**BEFORE THE  
BOARD OF BEHAVIORAL SCIENCES  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

R. ANDRE GOUAUX

Respondent.

Case No. LC-2006-383

**NOTICE OF DEFENSE**

[Gov. Code §§ 11505 and 11506]

I, the undersigned Respondent in the above-entitled proceeding, hereby acknowledge receipt of a copy of the Accusation; Statement to Respondent; Government Code sections 11507.5, 11507.6 and 11507.7, Complainant's Request for Discovery; and two copies of a Notice of Defense.

I hereby request a hearing to permit me to present my defense to the charges contained in the Accusation.

DATED: \_\_\_\_\_

Respondent's Name

Respondent's Signature

Respondent's Mailing Address

City, State and Zip Code

Respondent's Telephone Number

**Check appropriate box:**

- I am represented by counsel, whose name, address and telephone number appear below:

Counsel's Name

Counsel's Mailing Address

City, State and Zip Code

Counsel's Telephone Number

- I am not now represented by counsel. If and when counsel is retained, immediate notification of the attorney's name, address and telephone number will be filed with the Office of Administrative Hearing and a copy sent to counsel for Complainant so that counsel will be on record to receive legal notices, pleadings and other papers.

The agency taking the action described in the Accusation may have formulated guidelines to assist the administrative law judge in reaching an appropriate penalty. You may obtain a copy of the guidelines by requesting them from the agency in writing.

**BEFORE THE  
BOARD OF BEHAVIORAL SCIENCES  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

R. ANDRE GOUAUX

Respondent.

Case No. LC-2006-383

**NOTICE OF DEFENSE**

[Gov. Code §§ 11505 and 11506]

I, the undersigned Respondent in the above-entitled proceeding, hereby acknowledge receipt of a copy of the Accusation; Statement to Respondent; Government Code sections 11507.5, 11507.6 and 11507.7, Complainant's Request for Discovery; and two copies of a Notice of Defense.

I hereby request a hearing to permit me to present my defense to the charges contained in the Accusation.

DATED: \_\_\_\_\_

Respondent's Name

Respondent's Signature

Respondent's Mailing Address

City, State and Zip Code

Respondent's Telephone Number

**Check appropriate box:**

- I am represented by counsel, whose name, address and telephone number appear below:

Counsel's Name

Counsel's Mailing Address

City, State and Zip Code

Counsel's Telephone Number

- I am not now represented by counsel. If and when counsel is retained, immediate notification of the attorney's name, address and telephone number will be filed with the Office of Administrative Hearing and a copy sent to counsel for Complainant so that counsel will be on record to receive legal notices, pleadings and other papers.

The agency taking the action described in the Accusation may have formulated guidelines to assist the administrative law judge in reaching an appropriate penalty. You may obtain a copy of the guidelines by requesting them from the agency in writing.

**COPY OF GOVERNMENT CODE SECTIONS 11507.5, 11507.6 AND 11507.7  
PROVIDED PURSUANT TO GOVERNMENT CODE SECTIONS 11504 AND 11505**

**SECTION 11507.5: Exclusivity of discovery provisions**

The provisions of Section 11507.6 provide the exclusive right to and method of discovery as to any proceeding governed by this chapter.

**SECTION 11507.6: Request for discovery**

After initiation of a proceeding in which a respondent or other party is entitled to a hearing on the merits, a party, upon written request made to another party, prior to the hearing and within 30 days after service by the agency of the initial pleading or within 15 days after the service of an additional pleading, is entitled to (1) obtain the names and addresses of witnesses to the extent known to the other party, including, but not limited to, those intended to be called to testify at the hearing, and (2) inspect and make a copy of any of the following in the possession or custody or under the control of the other party:

(a) A statement of a person, other than the respondent, named in the initial administrative pleading, or in any additional pleading, when it is claimed that the act or omission of the respondent as to this person is the basis for the administrative proceeding;

(b) A statement pertaining to the subject matter of the proceeding made by any party to another party or person;

(c) Statements of witnesses then proposed to be called by the party and of other persons having personal knowledge of the acts, omissions or events which are the basis for the proceeding, not included in (a) or (b) above;

(d) All writings, including, but not limited to, reports of mental, physical and blood examinations and things which the party then proposes to offer in evidence;

(e) Any other writing or thing which is relevant and which would be admissible in evidence;

(f) Investigative reports made by or on behalf of the agency or other party pertaining to the subject matter of the proceeding, to the extent that these reports (1) contain the names and addresses of witnesses or of persons having personal knowledge of the acts, omissions or events which are the basis for the proceeding, or (2) reflect matters perceived by the investigator in the course of his or her investigation, or (3) contain or include by attachment any statement or writing described in (a) to (e), inclusive, or summary thereof.

For the purpose of this section, "statements" include written statements by the person signed or otherwise authenticated by him or her, stenographic, mechanical, electrical or other recordings, or transcripts thereof, of oral statements by the person, and written reports or summaries of these oral statements.

Nothing in this section shall authorize the inspection or copying of any writing or thing which is privileged from disclosure by law or otherwise made confidential or protected as the attorney's work product.

**SECTION 11507.7: Petition to compel discovery; Order; Sanctions**

(a) Any party claiming the party's request for discovery pursuant to Section 11507.6 has not been complied with may serve and file with the administrative law judge a motion to compel discovery, naming as respondent the party refusing or failing to comply with Section 11507.6. The motion shall state facts showing the respondent party failed or refused to comply with Section 11507.6, a description of the matters sought to be discovered, the reason or reasons why the matter is discoverable under that section, that a reasonable and good faith attempt to contact the respondent for an informal resolution of the issue has been made, and the ground or grounds of respondent's refusal so far as known to the moving party.

(b) The motion shall be served upon respondent party and filed within 15 days after the respondent party first evidenced failure or refusal to comply with Section 11507.6 or within 30 days after request was made and the party has failed to reply to the request, or within another time provided by stipulation, whichever period is longer.

(c) The hearing on the motion to compel discovery shall be held within 15 days after the motion is made, or a later time that the administrative law judge may on the judge's own motion for good cause determine. The respondent party shall have the right to serve and file a written answer or other response to the motion before or at the time of the hearing.

(d) Where the matter sought to be discovered is under the custody or control of the respondent party and the respondent party asserts that the matter is not a discoverable matter under the provisions of Section 11507.6, or is privileged against disclosure under those provisions, the administrative law judge may order lodged with it matters provided in subdivision (b) of Section 915 of the Evidence Code and examine the matters in accordance with its provisions.

(e) The administrative law judge shall decide the case on the matters examined in camera, the papers filed by the parties, and such oral argument and additional evidence as the administrative law judge may allow.

(f) Unless otherwise stipulated by the parties, the administrative law judge shall no later than 15 days after the hearing make its order denying or granting the motion. The order shall be in writing setting forth the matters the moving party is entitled to discover under Section 11507.6. A copy of the order shall forthwith be served by mail by the administrative law judge upon the parties. Where the order grants the motion in whole or in part, the order shall not become effective until 10 days after the date the order is served. Where the order denies relief to the moving party, the order shall be effective on the date it is served.

\*\*\*\*\*

**DECLARATION OF SERVICE BY CERTIFIED MAIL AND FIRST CLASS MAIL**  
(Separate Mailings)

Case Name: **In the Matter of the Accusation Against: R. Andre Gouaux**

No.: **LC-2006-383**

I declare:

I am employed in the Office of the Attorney General, which California State Bar at which member's direction this service older and not a party to this matter. I am familiar with the b Attorney General for collection and processing of correspon States Postal Service. In accordance with that practice, corr mail collection system at the Office of the Attorney General Postal Service that same day in the ordinary course of busin

On March 2, 2006, I served the attached **Accusation, State Discovery, Notice of Defense (2 copies), and Government** copy thereof enclosed in a sealed envelope as certified mail and return receipt requested, and another true copy of the **A Respondent, Request for Discovery, Notice of Defense (2 sections)** was enclosed in a second sealed envelope as first c prepaid, in the internal mail collection system at the Office Sacramento addressed as follows:

R. Andre Gouaux  
686 Ebbets Avenue  
Manteca, CA 95336  
Respondent  
Mail Cert. No. 7260 3901 98

I declare under penalty of per  
and correct and that this decla

Araceli Mercad  
Declarant

cc: Paul Riches, Executive Off  
Board of Behavioral Sciences

**7260 3901 9848 9138 5327**

**TO:**  
R. Andre Gouaux  
686 Ebbets Avenue  
Manteca, CA 95336

**SENDER:** Jana L. Tuton, DAG

**REFERENCE:** Gouaux/AccusPkt

PS Form 3800, June 2000

RETURN RECEIPT SERVICE	Postage	
	Certified Fee	
	Return Receipt Fee	
	Restricted Delivery	
	Total Postage & Fees	

US Postal Service

POSTMARK OR DATE

Receipt for

COMPLETE THIS SECTION

A. Received by (Please Print Clearly)	B. Date of Delivery <b>4/10/06</b>
C. Signature <b>X</b> <i>R. Gouaux</i>	<input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee
D. Is delivery address different from item 1? If YES, enter delivery address below:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

2. Article Number



**7260 3901 9848 9138 5327**

3. Service Type **CERTIFIED MAIL**

4. Restricted Delivery? (Extra Fee)  Yes

1. Article Addressed to:

R. Andre Gouaux  
686 Ebbets Avenue  
Manteca, CA 95336

Gouaux/AccusPk  
Jana L. Tuton, DAG

Domestic Return Receipt

PS Form 3811, July 2001