

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

In the Matter of the Accusation Against:

**CHRISTOPHER JAMES MCMANUS**  
2575 Sir Francis Drake Blvd. Apt 48  
Fairfax, CA 94930-1444

Marriage and Family Therapist Intern  
Registration No. IMF 78849

Respondent.

Case No. 200-2014-001300

OAH No. 2015040607

**DECISION AND ORDER**

The attached Stipulated Surrender of Registration 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 October 16, 2015.

It is so ORDERED September 16, 2015.



FOR THE BOARD OF BEHAVIORAL SCIENCES  
DEPARTMENT OF CONSUMER AFFAIRS

1 KAMALA D. HARRIS  
Attorney General of California  
2 FRANK H. PACOE  
Supervising Deputy Attorney General  
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*Attorneys for Complainant*

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8 **BEFORE THE**  
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9 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

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13 **Fairfax, CA 94930-1444**

14 **Marriage and Family Therapist Intern**  
**Registration No. IMF 78849**

15 Respondent.

Case No. 200-2014-001300

OAH No. 2015040607

**STIPULATED SURRENDER OF**  
**REGISTRATION AND ORDER**

16  
17 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
18 entitled proceedings that the following matters are true:

19 PARTIES

20 1. Kim Madsen (Complainant) is the Executive Officer of the Board of Behavioral  
21 Sciences. She brought this action solely in her official capacity and is represented in this matter  
22 by Kamala D. Harris, Attorney General of the State of California, by Char Sachson, Deputy  
23 Attorney General.

24 2. Christopher James McManus (Respondent) is representing himself in this proceeding  
25 and has chosen not to exercise his right to be represented by counsel.

26 3. On or about February 4, 2014, the Board of Behavioral Sciences issued Marriage and  
27 Family Therapist Intern Registration No. IMF 78849 to Respondent. The Marriage and Family  
28 Therapist Intern Registration was in full force and effect at all times relevant to the charges

1 brought in Accusation No. 200-2014-001300 and will expire on February 29, 2016, unless  
2 renewed.

3 JURISDICTION

4 4. Accusation No. 200-2014-001300 was filed before the Board of Behavioral Sciences  
5 (Board), Department of Consumer Affairs, and is currently pending against Respondent. The  
6 Accusation and all other statutorily required documents were properly served on Respondent on  
7 March 23, 2015. Respondent timely filed his Notice of Defense contesting the Accusation. A  
8 copy of Accusation No. 200-2014-001300 is attached as Exhibit A and incorporated by reference.

9 ADVISEMENT AND WAIVERS

10 5. Respondent has carefully read, and understands the charges and allegations in  
11 Accusation No. 200-2014-001300. Respondent also has carefully read, and understands the  
12 effects of this Stipulated Surrender of Registration and Order.

13 6. Respondent is fully aware of his legal rights in this matter, including the right to a  
14 hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at  
15 his own expense; the right to confront and cross-examine the witnesses against him; the right to  
16 present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel  
17 the attendance of witnesses and the production of documents; the right to reconsideration and  
18 court review of an adverse decision; and all other rights accorded by the California  
19 Administrative Procedure Act and other applicable laws.

20 7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
21 every right set forth above.

22 CULPABILITY

23 8. Respondent admits the truth of each and every charge and allegation in Accusation  
24 No. 200-2014-001300, agrees that cause exists for discipline and hereby surrenders his Marriage  
25 and Family Therapist Intern Registration No. IMF 78849 for the Board's formal acceptance.

26 9. Respondent understands that by signing this stipulation he enables the Board to issue  
27 an order accepting the surrender of his Marriage and Family Therapist Intern Registration without  
28 further process.



1           1.     The surrender of Respondent's Marriage and Family Therapist Intern Registration  
2 and the acceptance of the surrendered registration by the Board shall constitute the imposition of  
3 discipline against Respondent. This stipulation constitutes a record of the discipline and shall  
4 become a part of Respondent's license history with the Board of Behavioral Sciences.

5           2.     Respondent shall lose all rights and privileges as a Marriage and Family  
6 Therapy Intern in California as of the effective date of the Board's Decision and Order.  
7 Respondent further agrees that with the adoption by the Board of his registration surrender, he  
8 may not petition the Board for reinstatement of the surrendered registration.

9           3.     Respondent shall cause to be delivered to the Board his registration and current  
10 renewal certificate on or before the effective date of the Decision and Order.

11          4.     If Respondent ever applies for licensure/registration or petitions for reinstatement in  
12 the State of California, the Board shall treat it as a new application for licensure/registration.  
13 Respondent must meet all current requirements for licensure including, but not limited to, filing a  
14 current application, meeting all current educational and experience requirements, and taking and  
15 passing any and all examinations required of new applicants.

16          5.     Respondent shall not apply for a new license/registration for three (3) years from the  
17 effective date of the Board of Behavioral Sciences' Decision and Order.

18          6.     Respondent shall pay the agency its costs of investigation and enforcement in the  
19 amount of \$892.50 prior to issuance of a new license/registration.

20          7.     If Respondent should ever apply or reapply for a new license, registration or  
21 certification, or petition for reinstatement of a license/registration, by any other health care  
22 licensing agency in the State of California, all of the charges and allegations contained in  
23 Accusation, No. 200-2014-001300 shall be deemed to be true, correct, and admitted by  
24 Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or  
25 restrict licensure/registration.

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ACCEPTANCE

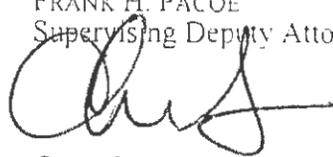
I have carefully read the Stipulated Surrender of Registration and Order. I understand the stipulation and the effect it will have on my Marriage and Family Therapist Intern Registration. I enter into this Stipulated Surrender of Registration and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Behavioral Sciences.

DATED: 7/15/15   
CHRISTOPHER JAMES MCMANUS  
Respondent

ENDORSEMENT

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

Dated: 8/19/15

Respectfully submitted,  
KAMALA D. HARRIS  
Attorney General of California  
FRANK H. PACOE  
Supervising Deputy Attorney General  
  
CHAR SACHSON  
Deputy Attorney General  
*Attorneys for Complainant*

**Exhibit A**

**Accusation No. 200-2014-001300**

1 KAMALA D. HARRIS  
Attorney General of California  
2 FRANK H. PACOE  
Supervising Deputy Attorney General  
3 CHAR SACHSON  
Deputy Attorney General  
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9 **DEPARTMENT OF CONSUMER AFFAIRS**  
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13 **Fairfax, CA 94930-1444**

**ACCUSATION**

14 **Marriage and Family Therapist Intern**  
15 **Registration No. IMF 78849**

Respondent.

16  
17 Complainant alleges:

18 **PARTIES**

19 1. Kim Madsen (Complainant) brings this Accusation solely in her official capacity as  
20 the Executive Officer of the Board of Behavioral Sciences, Department of Consumer Affairs.

21 2. On or about February 4, 2014, the Board of Behavioral Sciences issued Marriage and  
22 Family Therapist Intern Registration Number IMF 78849 to Christopher James McManus  
23 (Respondent). The Marriage and Family Therapist Intern Registration was in full force and effect  
24 at all times relevant to the charges brought herein and will expire on February 29, 2016, unless  
25 renewed.

26 **JURISDICTION**

27 3. This Accusation is brought before the Board of Behavioral Sciences (Board),  
28 Department of Consumer Affairs, under the authority of the following laws. All section

1 references are to the Business and Professions Code unless otherwise indicated.

2 4. Section 118, subdivision (b), of the Code provides that the expiration of a license  
3 shall not deprive the Board of jurisdiction to proceed with a disciplinary action during the period  
4 within which the license may be renewed, restored, reissued or reinstated.

#### 5 STATUTORY PROVISIONS

6 5. Section 4982 states:

7 "The board may deny a license or registration or may suspend or revoke the license or  
8 registration of a licensee or registrant if he or she has been guilty of unprofessional conduct.

9 Unprofessional conduct includes, but is not limited to, the following:

10 "(a) The conviction of a crime substantially related to the qualifications, functions, or duties  
11 of a licensee or registrant under this chapter. The record of conviction shall be conclusive  
12 evidence only of the fact that the conviction occurred. The board may inquire into the  
13 circumstances surrounding the commission of the crime in order to fix the degree of discipline or  
14 to determine if the conviction is substantially related to the qualifications, functions, or duties of a  
15 licensee or registrant under this chapter. A plea or verdict of guilty or a conviction following a  
16 plea of nolo contendere made to a charge substantially related to the qualifications, functions, or  
17 duties of a licensee or registrant under this chapter shall be deemed to be a conviction within the  
18 meaning of this section. The board may order any license or registration suspended or revoked, or  
19 may decline to issue a license or registration when the time for appeal has elapsed, or the  
20 judgment of conviction has been affirmed on appeal, or, when an order granting probation is  
21 made suspending the imposition of sentence, irrespective of a subsequent order under Section  
22 1203.4 of the Penal Code allowing the person to withdraw a plea of guilty and enter a plea of not  
23 guilty, or setting aside the verdict of guilty, or dismissing the accusation, information, or  
24 indictment.

25 . . ."

26 6. Section 490 of the Code provides, in pertinent part, that a board may suspend or  
27 revoke a license on the ground that the licensee has been convicted of a crime substantially related  
28

1 to the qualifications, functions, or duties of the business or profession for which the license was  
2 issued.

3 COST RECOVERY

4 7. Section 125.3 of the Code provides, in pertinent part, that the Board may request the  
5 administrative law judge to direct a licentiate found to have committed a violation or violations of  
6 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
7 enforcement of the case.

8 CAUSE FOR DISCIPLINE  
9 (CRIMINAL CONVICTION)

10 8. Respondent is subject to disciplinary action under sections 4982(a) and/or 490 in that,  
11 in Marin County Superior Court, Case No. SC189289A, *People v. Christopher James McManus*,  
12 Respondent was convicted by his plea of guilty to misdemeanor violations of Penal Code section  
13 647(b) (soliciting prostitution) and Health and Safety Code section 11357(b) (possession of  
14 marijuana). Respondent was sentenced to two years probation and ordered to pay fines and fees  
15 in the amount of \$1,305.00. The circumstances are as follows: on or about June 7, 2014,  
16 Respondent answered a fictitious online prostitution ad posted by law enforcement. Respondent  
17 offered to pay the fictitious prostitute with marijuana.

18 PRAYER

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

21 1. Revoking or suspending Marriage and Family Therapist Intern Registration Number  
22 IMF 78849, issued to Christopher James McManus;

23 2. Ordering Christopher James McManus to pay the Board of Behavioral Sciences the  
24 reasonable costs of the investigation and enforcement of this case, pursuant to Business and  
25 Professions Code section 125.3;

26 ///

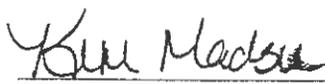
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3. Taking such other and further action as deemed necessary and proper.

DATED: March 16, 2015



KIM MADSEN  
Executive Officer  
Board of Behavioral Sciences  
Department of Consumer Affairs  
State of California  
*Complainant*

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