

BEFORE THE
REGISTRAR OF CONTRACTORS
CONTRACTORS STATE LICENSE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

**JH CONSTRUCTION,
JUAN CARLOS HERNANDEZ, OWNER
5062 Noble Street
Riverside, CA 92503**

Contractor's License No. 964626

Respondent.

CASE NO. N2014-246

OAH NO. 2015080191

ORDER TO ADOPT
STIPULATED SETTLEMENT

The attached Stipulated Settlement is hereby adopted by the Registrar of Contractors as her Decision in the above-entitled matter. The failure to comply with any of the terms and conditions as set forth in the provisions of probation will be deemed a violation of probation.

IT IS FURTHER ORDERED that **JH CONSTRUCTION**, License Number **964626**, on the effective date of this Decision shall have on file a Disciplinary Bond or post a cash deposit in the amount of \$30,000.00, for a period of not less than three years pursuant to Section 7071.8 of the Business and Professions Code. Any suspension for failing to post a disciplinary bond or a cash deposit, or any suspension for any other reason, shall not relieve the Respondent from complying with the terms and conditions of probation. Furthermore, suspension of the license during the period of probation, for any reason under this chapter, will cause the probationary period to be automatically extended in time equal to the length of time that the license is not in a clear and active status.

IT IS FURTHER ORDERED that respondent shall pay the investigative costs in the amount of \$4,000.00. Monthly payments are to be made in the amount of \$333.33, until completed. Payments are to be made at the end of each month, commencing the first full month after the effective date of this decision.

IT IS THE responsibility of the respondents, named in this Order, to read and follow the Order. The deadlines for meeting the terms and conditions are based upon the EFFECTIVE DATE of this Decision. No notices or reminders will be sent as to compliance with the terms and conditions. Proof of payments of restitution and payments for the Cost of Investigation and Enforcement if ordered, are to be sent to CSLB, Sacramento Case Management, Post Office Box 26888, Sacramento, CA 95826.

This Decision shall become effective on July 5, 2016.

IT IS SO ORDERED June 1, 2016.


Cindi A. Christenson
Registrar of Contractors

1 KAMALA D. HARRIS
Attorney General of California
2 JAMES M. LEDAKIS
Supervising Deputy Attorney General
3 LORETTA A. WEST
Deputy Attorney General
4 State Bar No. 149294
600 West Broadway, Suite 1800
5 San Diego, CA 92101
P.O. Box 85266
6 San Diego, CA 92186-5266
Telephone: (619) 645-2107
7 Facsimile: (619) 645-2061
Attorneys for Complainant

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10 **BEFORE THE**
REGISTRAR OF CONTRACTORS
CONTRACTORS' STATE LICENSE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. N2014-246

13 **JH CONSTRUCTION, JUAN CARLOS**
14 **HERNANDEZ, SOLE OWNER**
15 **5062 Noble Street**
Riverside, CA 92503
16 **Contractor's License No. 964626**

OAH No. 2015080191
STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER

17 Respondent.

18 In the interest of a prompt and speedy settlement of this matter, consistent with the public
19 interest and the responsibility of the Registrar of Contractors, Contractors' State License Board of
20 the Department of Consumer Affairs, the parties hereby agree to the following Stipulated
21 Settlement and Disciplinary Order which will be submitted to the Registrar for approval and
22 adoption as the final disposition of the Accusation.

23 PARTIES

24 1. Wood Robinson ("Complainant") is the Enforcement Supervisor I of the Contractors'
25 State License Board. He brought this action solely in his official capacity and is represented in
26 this matter by Kamala D. Harris, Attorney General of the State of California, by James M.
27 Ledakis, Supervising Deputy Attorney General.

1 revoke probation is filed against Respondent during the probationary period, then the Registrar
2 shall have continuing jurisdiction of this matter until the subsequent matter is final, and the period
3 of probation and all the conditions of probation in this matter shall be extended until the
4 subsequent matter is final. If there is an order to make restitution or pay cost recovery and
5 Respondent fails to comply with the restitution or cost recovery order and make a payment, the
6 Registrar may immediately lift the stay and reimpose the disciplinary order without giving
7 Respondent an opportunity to be heard.

8 **5. Restitution.** All parties agree to be bound by the terms of the Settlement Agreement
9 and Mutual Release arising out of Riverside Superior Court Case No. RIC 1313076 and signed by
10 the homeowner, Guadalupe Hernandez, and the contractor, Juan Hernandez dba JH Construction.
11 Failure to strictly comply with the terms of the Settlement Agreement and Mutual Release shall
12 automatically terminate the stay of the order of revocation and Respondent's license shall be
13 revoked effective thirty (30) days from the due date of the delinquent payment without further
14 notice or hearing.

15 **6. Disciplinary Bond.** Not later than the effective date of the decision, Respondent
16 shall file or have on file a disciplinary contractor's bond in a sum to be fixed by the registrar
17 based upon the seriousness of the violation, but which sum shall not be less than fifteen thousand
18 dollars (\$15,000) nor more than 10 times that amount required by Business and Professions Code
19 section 7071.6. The disciplinary bond is in addition to, may not be combined with, and does not
20 replace any other type of contractor's bond. The disciplinary bond shall remain on file with the
21 registrar for a period of at least two years and for such additional time as the registrar may
22 determine, as required by Business and Professions Code section 7071.8.

23 **7. Production of Documents.** Respondent shall submit copies of documents directly
24 related to construction operations to the Registrar or designee upon demand during the
25 probationary period.

26 **8. Construction Contracts.** Respondent shall submit copies of all construction
27 contracts to the Registrar or designee for approval upon demand during the probationary period.
28

1 9. **Cost Recovery.** Respondent shall pay to the Registrar pursuant to Business and
2 Professions Code section 125.3 the costs of investigation and enforcement in this matter in the
3 amount \$4,000 within one year of the effective date of the Decision and Order. Payments may be
4 made in equal monthly installments beginning thirty (30) days from the effective date of the
5 Decision and Order.

6 10. **Respond to Inquiry from Probation Monitor.** Respondent shall respond in writing
7 within 20 calendar days of any written inquiry or demand from the Registrar or authorized
8 designee (Probation Monitor) during the probation period. Failure to respond within the allotted
9 timeframe shall be considered a violation of the terms of probation.

10 11. **Orders/Assessments.** Respondent shall comply with any order or assessment of the
11 Riverside Superior Court or the CSLB.

12 ACCEPTANCE

13 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
14 discussed it with my attorney, Gregory D. Angus. I understand the stipulation and the effect it
15 will have on my Contractor's License. I enter into this Stipulated Settlement and Disciplinary
16 Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order
17 of the Registrar of Contractors, Contractors' State License Board.

18
19 DATED: 2-24-16
20 
21 JH CONSTRUCTION, JUAN CARLOS
HERNANDEZ, SOLE OWNER
Respondent

22 I have read and fully discussed with Respondent JH Construction, Juan Carlos Hernandez,
23 Sole Owner the terms and conditions and other matters contained in the above Stipulated
24 Settlement and Disciplinary Order. I approve its form and content.

25 DATED: 2-24-16
26 
27 Gregory D. Angus
Attorney for Respondent

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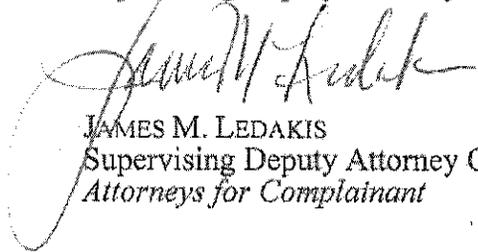
ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order are hereby respectfully submitted for consideration by the Registrar of Contractors, Contractors' State License Board.

Dated: February 24, 2016

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
JAMES M. LEDAKIS
Supervising Deputy Attorney General



JAMES M. LEDAKIS
Supervising Deputy Attorney General
Attorneys for Complainant

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