

**BEFORE THE
SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY AND HEARING AID
DISPENSERS BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. 11-2014-70

PAIGE ROSCHELLE VEGA
3206 Melanie Rd
Marina, CA 93933

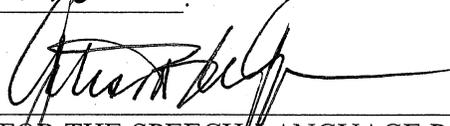
Speech-Language Pathologist License No.
SP 21885

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Speech-Language Pathology and Audiology and Hearing Aid Dispensers Board, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on July 27, 2016.

It is so ORDERED June 27, 2016.



FOR THE SPEECH-LANGUAGE PATHOLOGY
AND AUDIOLOGY AND HEARING AID
DISPENSERS BOARD
DEPARTMENT OF CONSUMER AFFAIRS

1 KAMALA D. HARRIS
Attorney General of California
2 JOSE R. GUERRERO
Supervising Deputy Attorney General
3 EMILY L. BRINKMAN
Deputy Attorney General
4 State Bar No. 219400
455 Golden Gate Avenue, Suite 11000
5 San Francisco, CA 94102-7004
Telephone: (415) 703-5742
6 Facsimile: (415) 703-5843
E-mail: Emily.Brinkman@doj.ca.gov
7 *Attorneys for Complainant*

8 **BEFORE THE**
SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY AND HEARING AID
9 **DISPENSERS BOARD**
DEPARTMENT OF CONSUMER AFFAIRS
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. 11-2014-70

12 **PAIGE ROSCHELLE VEGA**
13 **3206 Melanie Rd.**
14 **Marina, CA 93933**

STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER

15 **Speech-Language Pathologist License No.**
16 **SP 21885**

Respondent.

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

20 **PARTIES**

21 1. Paul Sanchez ("Complainant") is the Executive Officer of the Speech-Language
22 Pathology and Audiology and Hearing Aid Dispensers Board. He brought this action solely in his
23 official capacity and is represented in this matter by Kamala D. Harris, Attorney General of the
24 State of California, by Emily L. Brinkman, Deputy Attorney General.

25 2. Respondent Paige Roschelle Vega ("Respondent") is represented in this proceeding
26 by attorney Lawrence E. Biegel, Esq., whose address is: The Biegel Law Firm, 2801 Monterey-
27 Salinas Highway, Suite A, Monterey, CA 93940.

28 \\\

1 **CULPABILITY**

2 9. Respondent admits the truth of each and every charge and allegation in Accusation
3 No. 11-2014-70.

4 10. Respondent agrees that her Speech-Language Pathologist License is subject to
5 discipline and she agrees to be bound by the Board's probationary terms as set forth in the
6 Disciplinary Order below.

7 **CONTINGENCY**

8 11. This stipulation shall be subject to approval by the Speech-Language Pathology and
9 Audiology and Hearing Aid Dispensers Board. Respondent understands and agrees that counsel
10 for Complainant and the staff of the Speech-Language Pathology and Audiology and Hearing Aid
11 Dispensers Board may communicate directly with the Board regarding this stipulation and
12 settlement, without notice to or participation by Respondent or her counsel. By signing the
13 stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek
14 to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails
15 to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary
16 Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal
17 action between the parties, and the Board shall not be disqualified from further action by having
18 considered this matter.

19 12. The parties understand and agree that Portable Document Format (PDF) and facsimile
20 copies of this Stipulated Settlement and Disciplinary Order, including PDF and facsimile
21 signatures thereto, shall have the same force and effect as the originals.

22 13. In consideration of the foregoing admissions and stipulations, the parties agree that
23 the Board may, without further notice or formal proceeding, issue and enter the following
24 Disciplinary Order:

25 **DISCIPLINARY ORDER**

26 IT IS HEREBY ORDERED that Speech-Language Pathologist License No. SP 21885
27 issued to Respondent Paige Roschelle Vega is revoked. However, the revocation is stayed and
28 Respondent is placed on probation for four (4) years on the following terms and conditions.

1 1. **SUBMIT TO EXAMINATION BY PHYSICIAN**

2 Within sixty (60) days of the effective date of the Decision, Respondent shall submit to a
3 physical examination by a physician of his or her choice who meets minimum criteria established
4 by the Board. The physician shall be licensed in California and Board certified in Family
5 Practice, Internal Medicine, or a related specialty. The purpose of this examination shall be to
6 determine Respondent's ability to safely perform all professional duties with safety to self and to
7 the public. Respondent shall provide the examining physician a copy of the Board's Decision
8 prior to the examination.

9 The physician shall submit a completed written medical report. This report shall be
10 submitted by the physician to the Board within ninety (90) days of the effective date of the
11 Decision, and any time thereafter as required by the Board or its designee. If the examining
12 physician finds that Respondent is not physically fit to practice or can only practice with
13 restrictions, the examining physician shall notify the Board within three (3) working days. The
14 Board shall notify the respondent in writing of the examining physician's determination of
15 unfitness to practice and shall order the Respondent to cease or restrict licensed activities as a
16 condition of probation. Respondent shall comply with this condition until the Board is satisfied
17 of Respondent's fitness to practice safely and has so notified the Respondent in writing.
18 Respondent shall document compliance in the manner required by the Board.

19 The cost of such examination(s) shall be paid by the Respondent.

20 2. **PSYCHOLOGICAL EVALUATION**

21 Respondent shall participate in a psychiatric or psychological evaluation. This evaluation
22 shall be for the purpose of determining Respondent's current mental, psychological and emotional
23 fitness to perform all professional duties with safety to self and to the public. Respondent shall
24 provide the evaluator with a copy of the Board's Accusation or Statement of Issues and Decision
25 prior to the evaluation. The evaluation shall be performed by a psychotherapist (psychiatrist or
26 psychologist) licensed in California and Board certified in psychiatry or by a clinical psychologist
27 licensed in California approved by the Board. The cost of such evaluation shall be paid by the
28 Respondent.

1 Within twenty (20) days of the effective date of the Decision, Respondent shall submit to
2 the Board for its approval the name and qualifications of one or more proposed evaluators to
3 conduct the psychological evaluation. Respondent shall notify the Board if the evaluator has a
4 familial relationship, has or used to have a financial relationship, personal or business
5 relationship, or other relationship with the Respondent that could reasonably be expected to
6 compromise the ability of the evaluator to render an impartial and unbiased report.

7 Respondent shall fully cooperate with the provision and undergo a psychiatric or
8 psychological evaluation within thirty (30) days of the effective date of the Decision. Psychiatric
9 evaluations conducted prior to the effective date of the Decision shall not be accepted towards the
10 fulfillment of this requirement. Respondent shall execute a release authorizing the evaluator to
11 provide to the Board or its designee the a written psychiatric or psychological report evaluating
12 Respondent's status as well as such other information that may be requested by the Board. This
13 report shall be submitted within sixty (60) days of the effective date of the Decision. The cost of
14 such evaluation shall be paid by the Respondent.

15 If the evaluator finds that Respondent is not psychologically fit to practice safely, or can
16 only practice with restrictions, the evaluator shall notify the Board within one (1) working day.
17 The Board shall notify the Respondent in writing of the evaluator's determination of unfitness to
18 practice and shall notify the Respondent to cease or restrict licensed activities as a condition of
19 probation. Respondent shall comply with this condition until the Board is satisfied of
20 Respondent's fitness to practice safely and has so notified the Respondent in writing. Respondent
21 shall document compliance in the manner required by the Board.

22 If not otherwise ordered herein, if ongoing psychotherapy is recommended in the
23 psychological evaluation, the Board will notify Respondent in writing to submit to such therapy
24 and to select a psychotherapist for approval by the Board or its designee within thirty (30) days of
25 such notification. The therapist shall (1) be a California-licensed psychologist with a clear and
26 current license; and (2) have no previous business, professional, personal or other relationship
27 with Respondent. Frequency of psychotherapy shall be determined upon recommendation of the
28 treating psychotherapist with approval by the Board or its designee; however, psychotherapy

1 shall, at a minimum, consist of one one-hour session per week. Respondent shall continue
2 psychotherapy until released by the approved psychologist and approved by the Board or its
3 designee. The Board or its designee may order a re-evaluation upon receipt of the therapist's
4 recommendation.

5 Respondent shall execute a release authorizing the therapist to provide to the Board any
6 information the Board or its designee deems appropriate, including quarterly reports of
7 Respondent's therapeutic progress. Respondent shall furnish a copy of this Decision to the
8 therapist. If the therapist determines that Respondent cannot continue to practice with safety to
9 the public, he/she shall notify the Board immediately.

10 Respondent shall pay all costs associated with the psychological evaluation and ongoing
11 psychotherapy. Failure to pay costs will be considered a violation of the probation order.

12 3. **ATTEND CHEMICAL DEPENDENCY SUPPORT AND RECOVERY**

13 **GROUPS**

14 Within five (5) days of the effective date of the Decision, Respondent shall begin
15 attendance at a chemical dependency support group (e.g., Alcoholics Anonymous, Narcotics
16 Anonymous). Documentation of attendance shall be submitted by the Respondent with each
17 quarterly written report. Respondent shall continue attendance in such a group for the duration of
18 probation unless notified by the Board in writing that attendance is no longer required.

19 4. **ABSTAIN FROM DRUGS AND ALCOHOL AND SUBMIT TO DRUG AND**
20 **ALCOHOL TESTING**

21 Respondent shall completely abstain from the personal use or possession of controlled
22 substances as defined in the California Uniform Controlled Substances Act and dangerous drugs
23 as defined in Section 4022 of the Business and Professions Code, or any drugs requiring a
24 prescription except when lawfully prescribed by a licensed practitioner for a bona fide illness or
25 condition.

26 Respondent shall abstain completely from the intake of alcohol during the period of
27 probation.

28 Respondent shall submit to random and directed drug and/or alcohol testing, upon request

1 by the Board or its designee. Respondent shall make daily contact as directed by the Board to
2 determine if he or she must submit to alcohol and/or drug testing. Respondent shall submit to his
3 or her alcohol and/or drug test on the same day that he or she is notified that a test is required. All
4 alternative testing sites due to vacation or travel outside of California must be approved by the
5 Board prior to the vacation or travel. Any confirmed positive test result shall be a violation of
6 probation.

7 The cost of drug and/or alcohol testing shall be paid by the Respondent.

8 **5. SERVING AS A SUPERVISOR**

9 Respondent may not function as a supervisor for any required professional experience
10 (RPE) candidate, or any registered assistant, or trainee, or aide during the period of probation
11 unless approved by the Board in writing.

12 **6. SEVERABILITY CLAUSE**

13 Each term and condition of probation is a separate and distinct term and condition. If any
14 term or condition of this Decision and Order (Decision), or any application thereof, is declared
15 unenforceable in whole, in part, or to any extent, the remainder of this Decision, and all other
16 applications thereof, shall not be affected. Each term and condition of this Decision shall
17 separately be valid and enforceable to the fullest extent permitted by law.

18 **7. OBEY ALL LAWS**

19 Respondent shall obey all federal, state, and local laws, including all statutes and
20 regulations governing the practice of the licensee.

21 Further, Respondent shall, within five (5) days of any arrest, submit to the Board in writing
22 a full and detailed account of such arrest.

23 **8. COMPLY WITH PROBATION PROGRAM**

24 Respondent shall fully comply with the probation program established by the Board and
25 shall cooperate with the representatives of the Board.

26 **9. NAME AND CONTACT INFORMATION**

27 Respondent shall notify the Board, in writing, within five (5) days of a legal change of
28 name, residence or mailing address, e-mail address and telephone number

1 10. **SUBMIT QUARTERLY REPORTS**

2 Respondent shall submit to the Board quarterly reports and verification of actions signed
3 under penalty of perjury. These reports shall certify and document compliance with all the
4 conditions of probation.

5 11. **NOTICE TO EMPLOYERS**

6 When currently employed, applying for employment, or contracted to provide services as
7 a speech-language pathologist, speech-language pathology assistant, speech-language pathology
8 aide, audiologist, audiology aide, hearing aid dispenser, or hearing aid trainee. Respondent shall
9 notify his or her employer of the probationary status of Respondent's license. This notification to
10 the Respondent's current employer shall occur no later than the effective date of the Decision
11 placing Respondent on probation. The Respondent shall notify any prospective employer of his
12 or her probationary status with the Board prior to accepting such employment. This notification
13 shall be by providing the employer or prospective employer with a copy of the Board's Decision
14 placing respondent on probation.

15 Respondent shall cause each employer to submit quarterly written reports to the Board.
16 These reports shall include a performance evaluation.

17 Respondent shall notify the Board, in writing, of any change in his or her employment
18 status, within ten (10) days of such change.

19 12. **NOTICE TO EMPLOYEES**

20 If Respondent is an employer or supervisor, Respondent shall, upon or before the effective
21 date of this Decision, post or circulate a notice which actually recites the offenses for which the
22 Respondent has been disciplined and the terms and conditions of probation, to all employees.
23 Within fifteen (15) days of the effective date of this decision, Respondent shall cause his/her
24 employees to report to the Board in writing, acknowledging the employees have read the
25 Accusation and decision in the case and understand Respondent's terms and conditions of
26 probation. The Respondent shall notify any prospective employee of his or her probationary
27 status with the Board prior to offering employment. This notification shall include a copy of the
28 Board's Decision placing Respondent on probation.

1 13. **INTERVIEWS WITH BOARD REPRESENTATIVES**

2 Respondent shall appear in person for interviews with the Board, or its designee, upon
3 request at various intervals and with reasonable notice. The cost of travel to the interviews shall
4 be paid by the Respondent.

5 14. **EMPLOYMENT LIMITATIONS**

6 While on probation, Respondent may not work as a faculty member or instructor in an
7 accredited or approved school of speech-language pathology or school of audiology.

8 15. **RECOVERY OF COSTS**

9 Respondent shall pay to the Board its costs of investigation and enforcement in the amount
10 of \$3,512.25 within the thirty (30) days of the start of probation. Such costs shall be payable to
11 the Speech-Language Pathology and Audiology and Hearing Aid Dispensers Board and are to be
12 paid regardless of whether probation is tolled. Failure to pay such costs shall be considered a
13 violation of probation. Any and all requests for a payment plan shall be submitted in writing by
14 Respondent to the Board. However, full payment of any and all costs required by this condition
15 must be received by the Board within twenty-four (24) months of the start of probation.

16 The filing of bankruptcy by Respondent shall not relieve Respondent of the responsibility
17 to repay investigation and enforcement costs.

18 16. **PROBATION COSTS**

19 Respondent shall pay the costs associated with probation monitoring. Such costs shall be
20 payable to the Speech-Language Pathology and Audiology and Hearing Aid Dispensers Board
21 quarterly. Failure to pay such costs shall be considered a violation of probation.

22 The filing of bankruptcy by Respondent shall not relieve respondent of the responsibility
23 to repay probation monitoring costs.

24 17. **TOLLING FOR OUT-OF-STATE PRACTICE, OUT-OF-STATE RESIDENCE**

25 In the event that Respondent should leave California to reside or to practice outside the
26 State for any reason, Respondent shall notify the Board or its designee in writing within ten (10)
27 days of the dates of departure and return to California. Respondent's probation is tolled, and the
28 term of probation shall be extended for the period of time Respondent is out of state. While out

1 of state, Respondent will be required to comply with the following conditions of probation:
2 quarterly reports, restitution, cost recovery, and maintain a current and valid license. All
3 requirements of probation shall resume upon receipt of written notice to the Board of the
4 resumption of practice in California.

5 18. **TOLLING OF PROBATION FOR IN-STATE NON-PRACTICE**

6 Respondent, during the period of probation, shall engage in the practice as a speech-
7 language pathologist in California for a minimum of sixty-four (64) hours per calendar month.
8 Respondent is required to immediately notify the probation monitor or Board designee in writing
9 if he or she works less than sixty-four (64) hours in any month. This time shall not be counted
10 towards the satisfaction of the probationary period, and the term of probation shall be extended
11 for the period of time Respondent is not engaged in practice the minimum required hours. During
12 any period where Respondent is practicing less than the required minimum hours, Respondent
13 will be required to comply with the following conditions of probation as directed by the Board:
14 quarterly reports, restitution, cost recovery, educational course, maintain a current and valid
15 license. As directed by the Board, and if listed as a condition of this Decision, Respondent shall
16 be required to comply with the condition to abstain from drugs and alcohol and submit to tests
17 and samples.

18 For purposes of this section non-practice does not include the time school is out of session
19 if Respondent is employed by and works in a school setting while engaged in the practice of
20 Speech-Language Pathology. Respondent shall provide the Board proof of employment and the
21 school calendar within a week of the school year commencing each year. Respondent shall
22 continue to adhere to all other terms and conditions of probation during the time school is out of
23 session.

24 Tolling of probation shall not exceed two (2) years or it may be considered a violation of
25 probation.

26 For purposes of this term and condition, non-practice due to Board ordered suspension
27 shall not be considered a period of non-practice.

28 \\\

1 **19. VOLUNTARY LICENSE SURRENDER**

2 During Respondent's term of probation, if he or she wishes to cease practice, Respondent
3 may request in writing to surrender the license(s) to the Board. The Board shall evaluate the
4 request based on the factual circumstances surrounding that particular request, and notify
5 Respondent, in writing, whether it has been granted. Upon formal acceptance of the license
6 surrender, Respondent's license will no longer be subject to the terms and conditions of
7 probation. Respondent shall return the pocket license(s) and wall certificate(s) to the Board
8 within ten (10) days of the effective date of the surrender.

9 Surrender of Respondent's license shall be considered a disciplinary action and shall
10 become a part of Respondent's license history with the Board. If Respondent re-applies for a
11 license, the application shall be treated as a petition for reinstatement of a revoked license. If
12 reinstatement is approved, Respondent must meet all current requirements for licensure including,
13 but not limited to, filing a current application, meeting all current educational and experience
14 requirements, and taking and passing any and all examinations required of new applicants.

15 **20. MAINTAIN A VALID LICENSE**

16 Respondent shall, at all times while on probation, maintain a current active license with the
17 Board, including any period during which suspension or probation is tolled.

18 Should Respondent's license, by operation of law or otherwise, expire, upon renewal or
19 reinstatement, Respondent's license shall be subject to any and all terms of this probation not
20 previously satisfied. The period of time a licensee does not hold a current active license shall not
21 be counted towards satisfaction of the probationary period.

22 For purposes of this term and condition, a licensee shall be considered to hold a current
23 active license during the time the license is under a Board ordered suspension.

24 **21. VIOLATION OF PROBATION**

25 If Respondent violates probation in any respect, the Board may seek to revoke probation
26 and carry out the disciplinary order that was stayed. The Respondent shall receive prior notice
27 and the opportunity to be heard. If a Petition to Revoke Probation, an Accusation, a Petition to
28 Vacate Stay or other formal disciplinary action is filed against Respondent during probation, the

1 Board shall have continuing jurisdiction and the period of probation shall be extended until the
2 matter is final. No petition for modification or termination of probation shall be considered while
3 there is an accusation or petition to revoke probation pending against Respondent.

4 22. COMPLETION OF PROBATION

5 Respondent's license will be fully restored upon successful completion of probation.

6 ACCEPTANCE

7 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
8 discussed it with my attorney, Lawrence E. Biegel, Esq.. I understand the stipulation and the
9 effect it will have on my Speech-Language Pathologist License. I enter into this Stipulated
10 Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be
11 bound by the Decision and Order of the Speech-Language Pathology and Audiology and Hearing
12 Aid Dispensers Board.

13
14 DATED: 5/13/16 Paige Roschelle Vega
15 PAIGE ROSCHELLE VEGA
16 Respondent

17 I have read and fully discussed with Respondent Paige Roschelle Vega the terms and
18 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.
19 I approve its form and content.

20
21 DATED: 5/17/16 Lawrence E. Biegel
22 Lawrence E. Biegel, Esq.
Attorney for Respondent

23 \\\
24 \\\
25 \\\
26 \\\
27 \\\
28 \\\

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

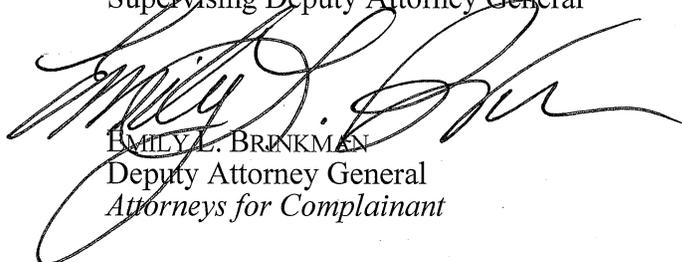
ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Speech-Language Pathology and Audiology and Hearing Aid Dispensers Board.

Dated: 5/20/2016

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
JOSE R. GUERRERO
Supervising Deputy Attorney General



EMILY L. BRINKMAN
Deputy Attorney General
Attorneys for Complainant

SD2015802246
41474431.doc

Exhibit A

Accusation No. 11-2014-70

By Anita Joseph

1 KAMALA D. HARRIS
Attorney General of California
2 JOSE R. GUERRERO
Supervising Deputy Attorney General
3 EMILY L. BRINKMAN
Deputy Attorney General
4 State Bar No. 219400
455 Golden Gate Avenue, Suite 11000
5 San Francisco, CA 94102-7004
Telephone: (415) 703-5742
6 Facsimile: (415) 703-5843
Attorneys for Complainant
7

8 **BEFORE THE**
SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY
AND HEARING AID DISPENSERS BOARD
9 **DEPARTMENT OF CONSUMER AFFAIRS**
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. 11-2014-70

12 **PAIGE ROSCHELLE VEGA**
13 **3206 Melanie Rd**
Marina, CA 93933

ACCUSATION

14 **Speech-Language Pathologist License No.**
15 **SP 21885**

16 Respondent.

17
18 Complainant alleges:

19 **PARTIES**

20 1. Paul Sanchez (Complainant) brings this Accusation solely in his official capacity as
21 the Executive Officer of the Speech-Language Pathology and Audiology and Hearing Aid
22 Dispensers Board (Board), Department of Consumer Affairs.

23 2. On or about January 18, 2013, the Board issued a Required Professional Experience
24 Temporary License Number RPE 8122 to Paige Roschelle Vega (Respondent).

25 On or about June 5, 2014, the Board issued Speech-Language Pathologist License Number
26 SP 21885 to Respondent. The Speech-Language Pathologist was in full force and effect at all
27 times relevant to the charges brought herein and will expire on January 31, 2016, unless renewed.

28 ¶

1 JURISDICTION

2 3. This Accusation is brought before the Speech-Language Pathology and Audiology
3 and Hearing Aid Dispensers Board (Board), Department of Consumer Affairs, under the authority
4 of the following laws. All section references are to the Business and Professions Code unless
5 otherwise indicated.

6 4. Section 2530.1 of the Code states:

7 "The Legislature finds and declares that the practice of speech-language pathology and
8 audiology and hearing aid dispensing in California affects the public health, safety, and welfare
9 and there is a necessity for those professions to be subject to regulation and control."

10 5. Section 2531.5 of the Code states: "The board shall issue, suspend, and revoke
11 licenses and approvals to practice speech-language pathology and audiology as authorized by this
12 chapter."

13 6. Section 2533 of the Code states, in pertinent part:

14 "The board may refuse to issue, or issue subject to terms and conditions, a license on the
15 grounds specified in Section 480, or may suspend, revoke, or impose terms and conditions upon
16 the license of any licensee for any of the following:

17 "(a) Conviction of a crime substantially related to the qualifications, functions, and duties of
18 a speech-language pathologist or audiologist or hearing aid dispenser, as the case may be. The
19 record of the conviction shall be conclusive evidence thereof.

20 "(c) (1) The use or administering to himself or herself, of any controlled substance; (2) the
21 use of any of the dangerous drugs specified in Section 4022, or of alcoholic beverages, to the
22 extent, or in a manner as to be dangerous or injurious to the licensee, to any other person, or to the
23 public, or to the extent that the use impairs the ability of the licensee to practice speech-language
24 pathology or audiology safely; (3) more than one misdemeanor or any felony involving the use,
25 consumption, or self-administration of any of the substances referred to in this section; or (4) any
26 combination of paragraph (1), (2), or (3). The record of the conviction shall be conclusive
27 evidence of unprofessional conduct."

28 \\\

1 that she was not aware that the noise was coming from her vehicle. Officer Fernandez looked at
2 the flat tire as he spoke to Respondent, and it appeared to him that Respondent had possibly
3 struck a curb or something similar since there was a large side air bubble damage to the tire. He
4 asked Respondent for her driver's license but she was unable to provide it. She told the officer
5 that her license was in her purse in her boyfriend's vehicle, and that he had been following behind
6 her.

7 13. As they spoke, Officer Fernandez smelled alcohol on Respondent's breath. He
8 observed that her face was flushed, her eyes were red, bloodshot and watery, and her speech was
9 slurred. He asked Respondent to exit her vehicle to perform field sobriety tests (FST).

10 14. Before beginning the FST, Respondent informed the officer that she drank two
11 glasses of wine; her last drink was approximately 15 minutes prior to the traffic stop; she ate steak
12 fries with her drinks; and ate a pasta salad at approximately 6:00 p.m. Officer Fernandez
13 explained and demonstrated the FST to Respondent. She performed poorly, and after the tests
14 were completed, Officer Fernandez arrested Respondent for violating Vehicle Code (VC) section
15 23152(a) [driving under the influence of alcohol.]

16 15. Respondent submitted to a breath test on a Preliminary Alcohol Screening (PAS)
17 device. Her test results were positive for alcohol in the amount of .17% at 11:52 p.m. and .17% at
18 11:55 p.m.

19 16. On or about August 2, 2013, a criminal complaint titled *People of the State of*
20 *California vs. Paige Roschelle Vega* was filed in Monterey County Superior Court, Salinas
21 Division, Case Number MS314151A. Count 1 charged Respondent with a misdemeanor violation
22 of VC 23152(a) with a special allegation that Respondent's blood alcohol concentration was
23 0.15% and more, within the meaning of VC 23578. Count 2 charged a misdemeanor violation of
24 VC 23152(b) [driving while having a .08% or higher blood alcohol content] with a special
25 allegation as to excess blood alcohol per VC 23578.

26 17. On or about August 13, 2013, Respondent pled guilty to a misdemeanor violation of
27 VC 23152(b) and she admitted the special allegation of driving with a high blood alcohol
28 concentration. She was placed on conditional probation for five years, ordered to serve 10 days in

1 jail with credit for two days served and allowed to enroll in the Work Alternative Program. She
2 was ordered to pay fines and enroll and complete a three month First Offender program, in
3 addition to other probation conditions.

4 **SECOND CAUSE FOR DISCIPLINE**

5 (Substantially-Related Conviction)

6 18. On or about September 7, 2013, at approximately 7:00 p.m., United States Rangers
7 Wolf and Doyle were on patrol in Yosemite National Park. They observed a woman (later
8 identified as Respondent) driving a vehicle at a rate of speed higher than the posted speed limit of
9 25 miles per hour. Using his radar unit, Ranger Wolf confirmed that Respondent's speed was 37
10 miles per hour and she accelerated to 40 miles per hour before passing his location. He followed
11 Respondent into a parking space at the Yosemite Lodge parking lot.

12 19. Ranger Wolf contacted Respondent and explained to her that he stopped her based on
13 her driving speed. He asked for her driver's license, and when Respondent opened her wallet, he
14 saw a California driver's license. Respondent told Ranger Wolf that she did not have her license,
15 and he told her that he saw her license in her wallet. Respondent stated that she had an old license
16 from when she was sixteen. Ranger Wolf asked for her old license, and informed her that the
17 number sequence on the old license would be the same as her current license. When he checked
18 the license status, he was informed that Respondent's license was suspended due to her DUI
19 conviction. Ranger Wolf questioned Respondent as to whether she had ever been arrested, and
20 she admitted that she had recently been arrested for driving under the influence. When asked if
21 she knew that her driver's license was suspended, Respondent stated, "yes" but that she was
22 trying to receive an extension on her license.

23 20. Respondent agreed to a PAS test, and the results indicated a 0.054 breath alcohol
24 content. She admitted that she had shared a bottle of wine with two friends, and she stated that
25 they finished drinking the wine around 11:00 a.m.. At the Yosemite Holding Facility,
26 Respondent's blood alcohol content was measured at 7:55 p.m., and was positive for alcohol in
27 the amount of 0.03%.

28 \\\

1 2. Ordering Paige Roschelle Vega to pay the Speech-Language Pathology and
2 Audiology and Hearing Aid Dispensers Board the reasonable costs of the investigation and
3 enforcement of this case, pursuant to Business and Professions Code section 125.3;

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

5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DATED: October 5, 2015



PAUL SANCHEZ
Executive Officer
Speech-Language Pathology and Audiology and
Hearing Aid Dispensers Board
Department of Consumer Affairs
State of California
Complainant

SD2015802246
41371930.doc