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

11 In the Matter of the Accusation Against:

Case No. DBC 2008-119

12 **LILIAN ISELA MORALES-COMPARINI**

13 4807 Sawtelle Blvd., #3
14 Culver City, CA 90230

DEFAULT DECISION AND ORDER

15 Registered Dental Assistant License No. 45761

[Gov. Code, §11520]

16 Respondent.
17

18
19 **FINDINGS OF FACT**

20 1. On or about May 15, 2009, Complainant Cathleen J. Poncabare, in her official
21 capacity as the Executive Officer of the Dental Board of California, Department of Consumer
22 Affairs, filed Accusation No. DBC 2008-119 against Lilian Isela Morales-Comparini
23 (Respondent) before the Dental Board of California.

24 2. On or about April 16, 1996, the Dental Board of California (Board) issued Registered
25 Dental Assistant License No. 45761 to Respondent. The Registered Dental Assistant License was
26 in full force and effect at all times relevant to the charges brought herein and will expire on
27 September 30, 2009, unless renewed.
28

1 3. On or about May 18, 2009, Anna Carpenter, an employee of the Department of
2 Justice, served by Certified and First Class Mail a copy of the Accusation No. DBC 2008-119,
3 Statement to Respondent, Notice of Defense, Request for Discovery, and Government Code
4 sections 11507.5, 11507.6, and 11507.7 to Respondent's address of record with the Board, which
5 was and is:

6 4807 Sawtelle Blvd., #3

7 Culver City, CA 90230.

8 A copy of the Accusation is attached as exhibit A, and is incorporated herein by reference.

9 4. Service of the Accusation was effective as a matter of law under the provisions of
10 Government Code section 11505, subdivision (c).

11 On or about June 1, 2009, the aforementioned documents were returned by the U.S. Postal
12 Service marked "Unclaimed."

13 5. Government Code section 11506 states; in pertinent part:

14 (c) The respondent shall be entitled to a hearing on the merits if the respondent files a
15 notice of defense, and the notice shall be deemed a specific denial of all parts of the accusation
16 not expressly admitted. Failure to file a notice of defense shall constitute a waiver of respondent's
17 right to a hearing, but the agency in its discretion may nevertheless grant a hearing.

18 In this case, Respondent failed to file a Notice of Defense within 15 days after service
19 upon her of the Accusation, and therefore waived her right to a hearing on the merits of
20 Accusation No. DBC 2008-119.

21 6. California Government Code section 11520 states, in pertinent part:

22 (a) If the respondent either fails to file a notice of defense or to appear at the hearing, the
23 agency may take action based upon the respondent's express admissions or upon other evidence
24 and affidavits may be used as evidence without any notice to respondent.

25 7. Pursuant to its authority under Government Code section 11520, the Board finds
26 Respondent is in default. The Board will take action without further hearing and, based on the
27 evidence on file herein, finds that the allegations in Accusation No. DBC 2008-119 are true.

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1 Los Angeles Police Department arrested Respondent for using and exhibiting a six-
2 inch knife in a threatening manner during an altercation with another female.

3 3. September 17, 2007 – Conviction of Driving without a License.

4 On or about September 17, 2007, after pleading nolo contendere, Respondent was
5 convicted of one misdemeanor count of violating Vehicle Code section 12500(a)
6 [driving without a license], in the criminal proceeding entitled *The People of the State*
7 *of California v. Lilian Comparini* (Super. Ct. Los Angeles County, 2007, No.
8 6GN00758). Respondent was ordered to pay court fines. The circumstances
9 surrounding the conviction are that on or about January 11, 2006, officers of the
10 Glendale Police Department responded to the scene of an automobile accident in
11 which Respondent was involved. Respondent admitted to the officers that her
12 driver's license had expired and could not be renewed due to the fact that she did not
13 have a social security number.

14 b. Fraudulent Misrepresentation. Respondent is subject to disciplinary action under Code
15 section 1680, subdivisions (w) and (x) in that Respondent falsified her Social Security
16 Number in order to obtain her Registered Dental Assistant License.

17 1. On or about January 11, 2006, Respondent was involved in an automobile
18 accident. A police officer requested proof of a valid Driver's License and
19 Respondent was not able to provide one. She stated to the police officer that she
20 did not have a valid social security card to renew her license.

21 a. An investigation revealed that the social security number Respondent
22 provided on her application belonged to another person.

23 b. On April 17, 2009, Respondent was notified by the Dental Board of
24 California that there was a discrepancy with her social security number in
25 their record and that Respondent was required to verify her Social Security
26 Number. Respondent failed to contact the Dental Board of California to
27 confirm her Social Security Number.

28

ORDER

IT IS SO ORDERED that Registered Dental Assistant License No. 45761, heretofore issued to Respondent Lilian Isela Morales-Comparini, is revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on September 25, 2009

It is so ORDERED August 25, 2009



FOR THE DENTAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

Attachment:

Exhibit A: Accusation No.DBC 2008-119