

1 XAVIER BECERRA  
Attorney General of California  
2 JANICE K. LACHMAN  
Supervising Deputy Attorney General  
3 ANAHITA S. CRAWFORD  
Deputy Attorney General  
4 State Bar No. 209545  
1300 I Street, Suite 125  
5 P.O. Box 944255  
Sacramento, CA 94244-2550  
6 Telephone: (916) 210-6099  
Facsimile: (916) 327-8643  
7 *Attorneys for Complainant*

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

11 In the Matter of the Accusation Against:

Case No. 17-04-089

12 **Jacob Slater Bunting**

13 6320 English Colony Way  
14 Penryn, CA 95663

**ACCUSATION**

15 Architect License No. C-33928

16 Respondent.

17  
18 Complainant alleges:

19 **PARTIES**

20 1. Vickie Mayer (Complainant) brings this Accusation solely in her official capacity as  
21 the Interim Executive Officer of the California Architects Board, Department of Consumer  
22 Affairs.

23 2. On or about October 8, 2012, the California Architects Board issued Architect  
24 License Number C-33928 to Jacob Slater Bunting (Respondent). The Architect License was in  
25 full force and effect at all times relevant to the charges brought herein and will expire on  
26 March 31, 2019, unless renewed.

27 ///

28 ///

1 **JURISDICTION**

2 3. This Accusation is brought before the California Architects Board (Board),  
3 Department of Consumer Affairs, under the authority of the following laws. All section  
4 references are to the Business and Professions Code unless otherwise indicated.

5 4. Section 5555 states: "Licenses to practice architecture remain in full force until  
6 revoked or suspended for cause, or until they expire, as provided in this chapter [Chapter 3  
7 (commencing with Section 5500)]."

8 5. Section 118, subdivision (b), of the Code provides that the  
9 suspension/expiration/surrender/cancellation of a license shall not deprive the Board of  
10 jurisdiction to proceed with a disciplinary action during the period within which the license may  
11 be renewed, restored, reissued or reinstated.

12 6. Section 5560 states:

13 The board may upon its own motion, and shall upon the verified complaint in writing  
14 of any person, investigate the actions of any architect and may temporarily suspend or  
15 permanently revoke, the license of any architect who is guilty of, or commits one or  
16 more of, the acts or omissions constituting grounds for disciplinary action under this  
17 chapter [Chapter 3 (commencing with section 5500)].

16 **STATUTORY AND REGULATORY PROVISIONS**

17 7. Section 5577 states:

18 The conviction of a crime substantially related to the qualifications, functions, and  
19 duties of an architect by the holder of a license constitutes a ground for disciplinary  
20 action. The record of conviction, or a certified copy thereof certified by the clerk of  
21 the court or by the judge in whose court the conviction is obtained, is conclusive  
22 evidence of the conviction.

23 A plea or verdict of guilty or a conviction following a plea of nolo contendere is  
24 deemed to be a conviction within the meaning of this section. The board may order  
25 the license suspended or revoked, or may decline to issue a license, when the time for  
26 appeal has elapsed, the judgment of conviction has been affirmed on appeal, or an  
27 order granting probation is made suspending the imposition of sentence, irrespective  
28 of a subsequent order under the provisions of Section 1203.4 of the Penal Code  
allowing the person to withdraw his or her plea of guilty and to enter a plea of not  
guilty, or setting aside the verdict of guilty, or dismissing the accusation, information,  
or indictment.

26 8. Section 490 states:

27 (a) In addition to any other action that a board is permitted to take against a licensee, a  
28 board may suspend or revoke a license on the ground that the licensee has been

1 convicted of a crime, if the crime is substantially related to the qualifications,  
functions, or duties of the business or profession for which the license was issued.

2 (b) Notwithstanding any other provision of law, a board may exercise any authority to  
3 discipline a licensee for conviction of a crime that is independent of the authority  
4 granted under subdivision (a) only if the crime is substantially related to the  
qualifications, functions, or duties of the business or profession for which the  
licensee's license was issued.

5 (c) A conviction within the meaning of this section means a plea or verdict of guilty  
6 or a conviction following a plea of nolo contendere. An action that a board is  
permitted to take following the establishment of a conviction may be taken when the  
7 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  
8 sentence, irrespective of a subsequent order under Section 1203.4 of the Penal Code.

9 9. California Code of Regulations, Title 16, section 110, states:

10 For the purposes of denial, suspension, or revocation of the license of an architect  
11 pursuant to Division 1.5 (commencing with Section 475) of the Business and  
Professions Code, a crime or act shall be considered substantially related to the  
12 qualifications, functions and duties of an architect if to a substantial degree it  
evidences present or potential unfitness of an architect to perform the functions  
13 authorized by his/her license in a manner consistent with the public health, safety or  
welfare. Such crimes or acts shall include, but not be limited to, those involving the  
following:

14 (a) Any violation of the provisions of Chapter 3, Division 3 of the Business and  
15 Professions Code.

### 16 COST RECOVERY

17 10. Code section 125.3 provides, in pertinent part, that the Board may request the  
18 administrative law judge to direct a licentiate found to have committed a violation or violations of  
19 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
20 enforcement of the case, with failure of the licentiate to comply subjecting the license to not being  
21 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be  
22 included in a stipulated settlement.

### 23 CAUSE FOR DISCIPLINE

#### 24 (Criminal Convictions)

25 11. Respondent is subject to disciplinary action pursuant to Code sections 5577 and 490,  
26 in that Respondent was convicted of crimes which are substantially related to the qualifications,  
27 functions, and duties of an architect, as further defined in Title 16 of CCR section 110, as follows:

28 ///

1 12. On or about May 25, 2016, in the criminal proceeding titled *People vs. Jacob Slater*  
2 *Bunting* (Placer County Super. Ct., Case No. 62-139426 and 62-144354), Respondent was  
3 convicted by the Court, on his plea of nolo contendere, of violating Penal Code section 288.4(b)  
4 (meeting with minor for lewd and lascivious act), a felony, Penal Code section 288a(b)(1) (oral  
5 copulation of person under 18 years old), a felony, and two counts of Penal Code section 261.5(c)  
6 (unlawful sexual intercourse with a minor), a felony, with an enhancement under Penal code  
7 section 12022.1(b) (secondary offense while released from custody on primary offense). On or  
8 about July 6, 2016, Respondent was sentenced to 6 years and 4 months in state prison, and was  
9 ordered to register as a sex offender pursuant to Penal Code section 290.


10 The circumstances of the crime are that on or about and between February 14, 2015 and  
11 May 30, 2015, Respondent met with an underage female with whom he had a sexual relationship.  
12 On or about March 9, 2016, after his arrest for the aforementioned conduct, and while out on bail,  
13 Respondent again met with the same underage female in violation of court orders.

14 **PRAYER**

15 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
16 and that following the hearing, the California Architects Board issue a decision:

- 17 1. Revoking or suspending Architect License Number C-33928, issued to Jacob Slater  
18 Bunting  
19 2. Ordering Jacob Slater Bunting to pay the California Architects Board the reasonable  
20 costs of the investigation and enforcement of this case, pursuant to Business and Professions Code  
21 section 125.3; and,  
22 3. Taking such other and further action as deemed necessary and proper.

23 DATED: March 14, 2018

24   
25 VICKIE MAYER  
26 Interim Executive Officer  
27 California Architects Board  
28 Department of Consumer Affairs  
State of California  
Complainant

SA2017108605 / 12857011.doc