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

In the Matter of the Accusation Against: **AGA CONSTRUCTION INC.; ARIEL AZRIEL, RMO/CEO/PRES** 18375 Ventura Blvd #548 Tarzana, CA 91356 **Contractor's License No. 918705, B** Respondents.	CASE NO. N2022-229 **ORDER TO ADOPT STIPULATED SETTLEMENT**

The attached Stipulated Settlement is hereby adopted by the Registrar of Contractors as his 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 **AGA CONSTRUCTION INC**, License Number **918705**, on the effective date of this Decision shall have on file a Disciplinary Bond or post a cash deposit in the amount of $50,000.00, for a period of not less than two 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 **$ 8,000.00**. Monthly payments are to be made in the amount of **$ 381.00** (1ST mo.), then **$380.95** for 20 mos., 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 September 16, 2024.

IT IS SO ORDERED August 16, 2024.

David Fogt
Registrar of Contractors

ROB BONTA
Attorney General of California
ARMANDO ZAMBRANO
Supervising Deputy Attorney General
WILLIAM D. GARDNER
Deputy Attorney General
State Bar No. 244817
300 So. Spring Street, Suite 1702
Los Angeles, CA 90013
Telephone: (213) 269-6292
Facsimile: (916) 731-2126
Attorneys for Complainant

BEFORE THE
REGISTRAR OF CONTRACTORS
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In the Matter of the Accusation Against: **AGA CONSTRUCTION INC.; ARIEL AZRIEL, RMO/CEO/PRES** 18375 Ventura Blvd #548 Tarzana, CA 91356 Contractor's License No. 918705, B Respondents.	Case No. N2022-229 OAH No. 2023110308 **STIPULATED SETTLEMENT AND DISCIPLINARY ORDER**

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

PARTIES

1. Brian Melvin (Complainant) is the Supervising Special Investigator I of the Contractors' State License Board (Registrar). He brought this action solely in his official capacity and is represented in this matter by Rob Bonta, Attorney General of the State of California, by William D. Gardner, Deputy Attorney General.

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2. AGA Construction Inc. and Ariel Azriel (collectively, Respondents) are represented in this proceeding by attorney Efrat Levy, whose address is 13741 Ventura Blvd., Sherman Oaks, CA 91423.

3. On or about July 7, 2008, the Registrar issued Contractor's License No. 918705 to AGA Construction Inc. (Respondent AGA). The Contractor's License was in full force and effect at all times relevant to the charges brought in Accusation No. N2022-229, and will expire on July 31, 2024, unless renewed. Respondent AGA is a corporation organized under the laws of California, and has listed the following individual as associated personnel, who is of record with the Board and not named as a respondent in Accusation No. N2022-229: Patrick Doan, RMO/CEO/PRES.

4. At all times relevant to the charges brought in Accusation No. N2022-229, Ariel Azriel was Respondent AGA's Responsible Managing Officer (RMO).

JURISDICTION

5. Accusation No. N2022-229 was filed before the Registrar, and is currently pending against Respondents. The Accusation and all other statutorily required documents were properly served on Respondents on September 20, 2023. Respondents timely filed their Notice of Defense contesting the Accusation.

6. A copy of Accusation No. N2022-229 is attached as Exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

7. Respondents have carefully read, fully discussed with counsel, and understand the charges and allegations in Accusation No. N2022-229. Respondents have also carefully read, fully discussed with counsel, and understand the effects of this Stipulated Settlement and Disciplinary Order.

8. Respondents are fully aware of their legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to confront and cross-examine the witnesses against them; the right to present evidence and to testify on their own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of

documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

9. Respondents voluntarily, knowingly, and intelligently waive and give up each and every right set forth above.

CULPABILITY

10. Respondents understand and agree that the charges and allegations in Accusation No. N2022-229, if proven at a hearing, constitute cause for imposing discipline upon Contractor's License No. 918705.

11. For the purpose of resolving the Accusation without the expense and uncertainty of further proceedings, Respondents agree that, at a hearing, Complainant could establish a factual basis for the charges in the Accusation, and that Respondents hereby give up the right to contest those charges.

12. Respondents agree that Contractor's License No. 918705 is subject to discipline and they agree to be bound by the Disciplinary Order below.

RESERVATION

13. The admissions made by Respondents herein are only for the purposes of this proceeding, or any other proceedings in which the Registrar of Contractors, Contractors' State License Board, or other professional licensing agency is a party, and shall not be admissible in any other criminal or civil proceeding.

CONTINGENCY

14. This stipulation shall be subject to approval by the Registrar of Contractors or the Registrar's designee. Respondents understand and agree that counsel for Complainant and the staff of the Contractors' State License Board may communicate directly with the Registrar regarding this stipulation and settlement, without notice to or participation by Respondents or their counsel. By signing the stipulation, Respondents understand and agree that they may not withdraw its agreement or seek to rescind the stipulation prior to the time the Registrar considers and acts upon it. If the Registrar fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for this

paragraph, it shall be inadmissible in any legal action between the parties, and the Registrar shall not be disqualified from further action by having considered this matter.

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

16. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.

17. In consideration of the foregoing admissions and stipulations, the parties agree that the Registrar may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

DISCIPLINARY ORDER

IT IS HEREBY ORDERED that Contractor's License No. 918705 issued to Respondent AGA Construction Inc. is revoked. However, the revocation is stayed and Respondent AGA Construction Inc. is placed on probation for two (2) years on the following terms and conditions.

1. **Obey All Laws.** Respondent shall comply with all federal, state and local laws governing the activities of a licensed contractor in California.

2. **Interviews with Special Investigator.** Respondent and any of respondent's personnel of record shall appear in person for interviews with the Regional Deputy or designee upon request and reasonable notice.

3. **Completion of Probation.** Upon successful completion of probation, the Contractor's License will be fully restored.

4. **Violation of Probation.** If respondent violates probation, including but not limited to failing to comply with any order for restitution, the Registrar may revoke probation and impose the disciplinary order that was stayed.

5. **Cost Recovery.** Respondent shall pay to the Registrar pursuant to Business and Professions Code section 125.3 the costs of investigation and enforcement in this matter in the amount of $8,000. Respondent shall be permitted to pay said costs in monthly installments as follows: an initial monthly payment of $381, followed by twenty (20) consecutive monthly payments of $380.95. The first payment shall be made within thirty (30) days from the effective date of the Decision and Order. All payments shall be made by cashier's check or money order mailed to P.O. Box 26888, Sacramento, CA 95826-0088.

6. **Restitution.** Restitution shall be resolved by the civil matter titled *EHD Group LLC v. AGA Constrcution Inc.*, Case No. 23STCV01597, Superior Court of California, County of Los Angeles. Respondent agrees to comply with any final judgment and/or settlement in Case No. 23STCV01597 and further agrees to provide the Registrar, as applicable, with: (a) a copy of the final judgment within thirty (30) days of its finality; or (b) a copy of the settlement agreement within thirty (30) days of its effective date; and (c) in the event of an adverse judgment and an appeal from that judgment, a conformed copy of the judgement and the Notice of Appeal within thirty (30) days of filing the Notice of Appeal. In the event the civil matter is not resolved before the end of probation, the probation shall be tolled until the matter is final, or for a period not to exceed two (2) years.

7. **Disciplinary Bond.** Respondent fully understands and agrees that the Registrar shall further require as a condition precedent to the restoration of a Contractor's License to Respondent, that it shall file or have on file a disciplinary contractor's bond in the sum to be fixed by the Registrar based upon the seriousness of the violation, but which sum shall not be less than twenty-five thousand dollars ($25,000), nor more than 10 times that amount required by Business and Professions Code section 7071.6. The disciplinary bond is in addition to, may not be combined with, and does not replace any other type of contractor's bond. The disciplinary bond shall remain on file with the Registrar for a period of at least two years and for such additional time as the Registrar may determine, as required under Business and Professions Code section 7071.8.

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

9. **Active License.** Respondent shall maintain the disciplined license in an active and clear status for the duration of the probation period or probation shall be tolled.

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

11. **No New Applications.** While the Respondent's license is on probation, no CSLB application for culpable personnel will be processed for a new or reissued license.

12. **Construction Contracts.** Respondent shall submit copies of construction contracts to the Registrar upon demand during the probation period.

IT IS FURTHER HEREBY ORDERED pursuant to Code section 7121.5 that Respondent Ariel Azriel shall be prohibited from serving as an officer, director, associate, partner, manager, or qualifying individual of a licensee during the time the discipline is imposed on Contractor's License Number 918705.

ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Efrat Levy. I understand the stipulation and the effect it will have on Contractor's License Number 918705. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Registrar of Contractors, Contractors' State License Board.

DATED: 6/27/24

PATRICK DOAN
President, AGA CONSTRUCTION INC.
Respondent

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I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Efrat Levy. I understand the stipulation and the effect it will have on my ability to serve as an officer, director, associate, partner, manager, or qualifying individual of a licensee during the time that discipline is imposed on Contractor's License Number 918705. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Registrar of Contractors, Contractors' State License Board.

DATED: 6/27/24

ARIEL AZRIEL
Respondent

I have read and fully discussed with Respondent AGA Construction Inc.'s president Patrick Doan and with Respondent Ariel Azriel the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: 07/02/24

Efrat Levy, Esq.
EFRAT LEVY
Attorney for Respondents

ENDORSEMENT

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

DATED: 7/3/2024

Respectfully submitted,

ROB BONTA
Attorney General of California
ARMANDO ZAMBRANO
Supervising Deputy Attorney General

WILLIAM D. GARDNER
Deputy Attorney General
Attorneys for Complainant

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