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

11 In the Matter of the Accusation Against:

Case No. LA 2013-14

12 **CHRISTOPHER IAN GUSTARD**  
13 **5145 Providence Road**  
**Virginia Beach, Virginia 23464**

**A C C U S A T I O N**

14 **Landscape Architect License No. LA 4882,**  
15 Respondent.  
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18 Complainant Douglas R. McCauley alleges:

19 **PARTIES**

20 1. Complainant brings this accusation solely in his official capacity as the Executive  
21 Officer of the Landscape Architects Technical Committee of the California Architects Board  
22 (Board), Department of Consumer Affairs.

23 2. On or about December 17, 2003, the Board issued Landscape Architect License  
24 Number LA 4882 to respondent Christopher Ian Gustard. This landscape architect license  
25 expired on December 31, 2013, and has not been renewed.

26 **JURISDICTION**

27 3. This accusation is brought before the Board for the Landscape Architects  
28 Technical Committee under the authority of the following laws. All section references are to the

1 Business and Professions Code unless otherwise indicated.

2 4. Section 118, subdivision (b), states:

3 “The suspension, expiration, or forfeiture by operation of law of a license issued by a  
4 board in the department, or its suspension, forfeiture, or cancellation by order of the board or by  
5 order of a court of law, or its surrender without the written consent of the board, shall not, during  
6 any period in which it may be renewed, restored, reissued, or reinstated, deprive the board of its  
7 authority to institute or continue a disciplinary proceeding against the licensee upon any ground  
8 provided by law or to enter an order suspending or revoking the license or otherwise taking  
9 disciplinary action against the licensee on any such ground.”

10 5. Section 5629 states in part:

11 “The board shall prosecute all persons guilty of violating the provisions of this chapter.”

12 6. Section 5676 states:

13 “A plea or verdict of guilty or a conviction following a plea of nolo contendere made to a  
14 charge of a felony is deemed to be a conviction within the meaning of this article. The board may  
15 order the license suspended or revoked, or may decline to issue a license, when the time for  
16 appeal has elapsed, or the judgment of conviction has been affirmed on appeal or when an order  
17 granting probation is made suspending the imposition of sentence, irrespective of a subsequent  
18 order under the provisions of Section 1203.4 of the Penal Code allowing such person to withdraw  
19 his or her plea of guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or  
20 dismissing the accusation, information or indictment.”

21 7. California Code of Regulations, title 16, section 2655, states:

22 “For the purpose of denial, suspension, or revocation of the license of a landscape  
23 architect pursuant to Division 1.5 (commencing with Section 475) of the Business and  
24 Professions Code, a crime or act shall be considered substantially related to the qualifications,  
25 functions, and duties of a landscape architect if to a substantial degree it evidences present or  
26 potential unfitness of a landscape architect to perform the functions authorized by his or her  
27 license in a manner consistent with the public health, safety, or welfare. Such crimes or acts shall  
28 include, but not be limited to, the following:



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**PRAYER**

WHEREFORE, complainant requests that a hearing be held on the matters alleged in this accusation, and that following the hearing, the Board issues a decision:

1. Revoking or suspending Landscape Architect License Number LA 4882 issued to respondent Christopher Ian Gustard;
2. Ordering respondent Christopher Ian Gustard, to pay the Board the reasonable costs of the investigation and enforcement of this case under Business and Professions Code section 125.3; and
3. Taking such other and further action as deemed necessary and proper.

DATED: 5/11/16

DOUGLAS R. McCauley  
DOUGLAS R. McCAULEY  
Executive Officer  
Landscape Architects Technical Committee  
Department of Consumer Affairs  
State of California  
*Complainant*

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