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

12 In the Matter of the Accusation Against:

Case No. AC 2022-2009

13 **DAVID MOTTAHEDEH**  
14 **15206 Ventura Blvd Ste 216**  
15 **Sherman Oaks, CA 91403.**

**ACCUSATION**

**Chiropractic License No. DC 30119**

Respondent.

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20 **PARTIES**

21 1. Kristin Walker (Complainant) brings this Accusation solely in her official capacity as  
22 the Executive Officer of the Board of Chiropractic Examiners (Board), Department of Consumer  
23 Affairs.

24 2. On or about March 13, 2006, the Board issued Chiropractic License Number  
25 DC 30119 to David Mottahedeh (Respondent). The Chiropractic License was in full force and  
26 effect at all times relevant to the charges brought herein and will expire on January 31, 2027,  
27 unless renewed.

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1 **JURISDICTION**

2 2. This Accusation is brought before the Board under the authority of the following  
3 sections of the Chiropractic Act (Act).<sup>1</sup>

4 3. Section 10 of the Act states, in pertinent part, that the Board may suspend or revoke a  
5 license to practice chiropractic or may place the license on probation for violations of the rules  
6 and regulations adopted by the Board or for any cause specified in the Chiropractic Initiative Act.

7 4. Business and Professions Code section 1005 states:

8 The provisions of Section 12.5, 23.9, 29.5, 30, 31, 35, 104, 114, 115, 119, 121,  
9 1215, 125, 125.6, 136, 137, 140, 141, 143, 163.5, 461, 462, 475, 480, 484, 487, 489,  
10 490, 490.5, 491, 494, 495, 496, 498, 499, 510, 511, 512, 701, 702, 703, 704, 410, 716,  
11 730.5, 731, and 851, are all applicable to persons licensed by the State Board of the  
12 Chiropractic Examiners under the Chiropractic Act.

13 5. California Code of Regulations, title 16, section 372 states:

14 The suspension, expiration, or forfeiture by operation of law of a license issued  
15 by the board, or its suspension, or forfeiture by order of the board or by order of a  
16 court of law, or its surrender without the written consent of the board shall not, during  
17 any period in which it may be renewed, restored, reissued, or reinstated, deprive the  
18 board of its authority to institute or continue a disciplinary proceeding against the  
19 licensee upon any ground provided by law or to enter an order suspending or  
20 revoking the license or otherwise taking disciplinary action against the licensee on  
21 any such ground.

22 **STATUTORY PROVISIONS**

23 6. Business and Professions Code section 490 provides that a board may suspend or  
24 revoke a license on the ground that the licensee has been convicted of a crime substantially  
25 related to the qualifications, functions, or duties of the business or profession for which the  
26 license was issued.

27 **REGULATORY PROVISIONS**

28 7. California Code of Regulations, title 16, section 316.5 states, in pertinent part:

(a) For the purposes of the denial, suspension or revocation of a license  
pursuant to Section 141 of the Business and Professions Code, Division 1.5  
(commencing with Section 475) of the Business and Professions Code, or a violation  
of Section 10(b) of the Chiropractic Initiative Act of California, a crime, professional

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<sup>1</sup> The Chiropractic Act, an initiative measure approved by the electors on November 7, 1922, while not included in the Business and Professions Code by the legislature, is set out in West's Annotated California Codes as sections 1000-1 to 1000-19, and is included in Deering's California Codes as Appendix I, for convenient reference.

1 misconduct, or act shall be considered substantially related to the qualifications,  
2 functions or duties of a licensee, if, to a substantial degree, it evidences present or  
potential unfitness of a person holding a license to perform the functions authorized  
by the license in a manner consistent with the public health, safety or welfare.

3 8. California Code of Regulations, title 16, section 317 states:

4 The board shall take action against any holder of a license who is guilty of  
5 unprofessional conduct which has been brought to its attention, or whose license has  
been procured by fraud or misrepresentation or issued by mistake.

6 Unprofessional conduct includes, but is not limited to, the following:

7 . . . .

8 (e) Any conduct which has endangered or is likely to endanger the health,  
9 welfare, or safety of the public;

10 . . . .

11 (g) Conviction of a crime which is substantially related to the qualifications,  
functions or duties of a chiropractor;

12 (h) Conviction of any offense, whether felony or misdemeanor, involving moral  
13 turpitude, dishonesty, physical violence or corruption. The board may inquire into  
the circumstances surrounding the commission of the crime in order to fix the degree  
14 of discipline or to determine if such conviction was of an offense involving moral  
turpitude, dishonesty, physical violence or corruption. A plea or verdict of guilty, or  
15 a plea of nolo contendere is deemed to be a conviction within the meaning of the  
board's disciplinary provisions, irrespective of a subsequent order under the  
16 provisions of Section 1203.4 of the Penal Code. The board may order a license to be  
suspended or revoked, or may decline to issue a license upon the entering of a  
17 conviction or judgement in a criminal matter.

18 . . . .

19 (k) The commission of any act involving moral turpitude, dishonesty, or  
20 corruption, whether the act is committed in the course of the individual's activities as  
a license holder, or otherwise; . . .

21 **COST RECOVERY**

22 9. California Code of Regulations, title 16, section 317.5, subdivision (a), states, in  
23 pertinent part:

24 In any order in resolution of a disciplinary proceeding before the Board of  
25 Chiropractic Examiners, the board may request the administrative law judge to direct  
a licentiate found to have committed a violation or violations of the Chiropractic  
26 Initiative Act to pay a sum not to exceed the reasonable costs of the investigation and  
enforcement of the case.

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1 **FIRST CAUSE FOR DISCIPLINE**

2 (Conviction of Substantially Related Crimes –  
3 December 17, 2024, Battery)

4 10. Respondent’s license is subject to disciplinary action pursuant to section 10 of the  
5 Act, Business and Professions Code section 490, and California Code of Regulations, title 16,  
6 section 317, subdivision (g), in that Respondent was convicted of a crime substantially related to  
7 the qualifications, functions or duties of a chiropractor, as follows:

8 a. On or about December 17, 2024, Respondent was convicted of one interlineated  
9 misdemeanor count of violating Penal Code section 242 [battery] in the criminal proceeding  
10 entitled *The People of the State of California v. David Mottahedeh* (Super. Ct. L.A. County, 2024,  
11 No. 3AR10523). The Court placed Respondent on 12-Months of probation, ordered him to  
12 complete a professional boundaries course, obey protective orders issued, and pay victim  
13 restitution.

14 b. The circumstances of the arrest leading to the conviction are that on or about July 14,  
15 2022, Respondent treated a patient, the victim, for neck pain that was causing headaches. With a  
16 next day appointment, the victim made contact with Respondent in his office. Respondent was  
17 the only person in the office. He directed the victim to sign documentation without reading it.  
18 Respondent walked the victim to an examination room, provided a less than adequate thin paper  
19 gown for her to cover herself. Respondent requested the victim to unclothe completely, panties  
20 excluded, stating that he was unable to provide a proper medical treatment if she did not fully  
21 undress. The victim had concerns of modesty with the provided covering and requested a sheet.  
22 Respondent provided a supplemental inadequate sheet. Respondent directed the victim to lay on  
23 her stomach, move to lay on her back and then, stand and walk. Respondent performed  
24 ultrasound and massage on the victim's neck, shoulders, backside, buttocks and thighs. The  
25 victim made complaints of pain and asked Respondent to stop more than once at various  
26 occurrences. Respondent's ungloved hands purposefully touched the victim's upper uncovered  
27 private areas or under the coverings of private areas, and then, moved his hands to under the  
28 coverings to touch concerningly close to her lower private areas. Respondent informed the victim

1 that she had felt pain at a particular time because she told him to stop further massage of an area.  
2 After ultrasound, massage, heat treatment, lower manipulation and requiring the victim to walk  
3 before him when finished, Respondent informed the victim to dress and meet him in the empty  
4 front office. The victim left with feelings of being "violated" and "shaking" and was further  
5 irritated with Respondent's cheerfulness, smirks, dismissiveness and inappropriate remarks  
6 toward her during the treatment. Later that day, the victim notified family. The victim notified  
7 police with a complaint of sexual assault by a chiropractor.

8 **SECOND CAUSE FOR DISCIPLINE**

9 (Conviction Involving Moral Turpitude, Dishonesty, Physical Violence or Corruption)

10 11. Respondent's license is subject to disciplinary action pursuant to section 10 of the Act  
11 and California Code of Regulations, title 16, section 317, subdivision (h), on the grounds of  
12 unprofessional conduct, in that Respondent was convicted of an act involving moral turpitude,  
13 dishonesty, physical violence or corruption, to wit, battery. Complainant refers to and by this  
14 reference incorporates the allegations set forth above in paragraph 13, as though set forth fully.

15 **THIRD CAUSE FOR DISCIPLINE**

16 (Acts Involving Moral Turpitude, Dishonesty or Corruption)

17 12. Respondent's license is subject to disciplinary action pursuant to section 10 of the Act  
18 and California Code of Regulations, title 16, section 317, subdivision (k), on the grounds of  
19 unprofessional conduct, in that Respondent committed acts of moral turpitude, dishonesty or  
20 corruption, to wit, battery. Complainant refers to and by this reference incorporates the  
21 allegations set forth above in paragraph 13, as though set forth fully.

22 **PRAYER**

23 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
24 and that following the hearing, the Board of Chiropractic Examiners issue a decision:

25 1. Revoking or suspending Chiropractic License Number DC 30119, issued to David  
26 Mottahedeh;

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2. Ordering David Mottahedeh to pay the Board of Chiropractic Examiners the reasonable costs of the investigation and enforcement of this case, pursuant to Title 16, California Code of Regulations, section 317.5 and if placed on probation, the costs of probation monitoring; and,
3. Taking such other and further action as deemed necessary and proper.

DATED: 2/2/2026

Signature on File  
\_\_\_\_\_  
KRISTIN WALKER  
Executive Officer  
Board of Chiropractic Examiners  
Department of Consumer Affairs  
State of California  
*Complainant*

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