

# Market Enforcement Branch

Hot News  
August 2012

## LICENSE DENIALS

### **Maria's Produce**

11806 Main Street  
Lamont, CA 93241  
License denied on August 13, 2012

### **Scattaglia Farms LLC**

10400 East Avenue U  
Littlerock, CA 93543  
Licensed denied on August 14, 2012

## ADMINISTRATIVE PROCEEDINGS / LICENSE REVOCATIONS

### **Cal-O Vegetable Exchange Inc**

791 South Mission Road #A  
Los Angeles, CA 90023

On May 24, 2012, Cal-O Vegetable Exchange Inc (CVEI) was served with an Accusation, Statement to Respondent, Request for Discovery and a blank Notice of Defense. CVEI failed to file a Notice of Defense within the time specified and therefore waived its right to a hearing. As a result, CVEI was in default.

Respondent's license under the Produce Dealers Act was therefore revoked effective August 1, 2012.

### **Agronomics & Packaging Inc**

445 S. Figueroa Street, Suite 2700  
Los Angeles, CA 90071

On March 26, 2012, Agronomics & Packaging Inc (API) was served with a Statement of Issues, Statement to Applicant, Request for Discovery and a blank Notice of Defense. API filed the Notice of Defense within the time specified but failed to appear at the hearing. As a result of the respondent's failure to appear, API was in default.

Respondent's application for license under the Produce Dealers Act was therefore denied effective August 27, 2012.

### **Polo's Produce Inc**

PO Box 21960  
Bakersfield, CA 93390

Polo's Produce Inc in lieu of an Administrative Hearing, stipulated that the license be placed on probation for a period of two years and is subject to the compliance of the terms and conditions set forth in the Stipulation.

The Stipulation was adopted as the Decision & Order effective as of August 31, 2012.

## **PROSECUTION UPDATES**

### **Martin Nonini – Madera, CA**

The Madera County District Attorney filed a misdemeanor complaint against Mr. Nonini for operating without a license under the Food and Agricultural Code. Mr. Nonini is alleged to have purchased and sold pomegranates without having a dealer's license in his possession.

On December 28, 2011, Mr. Nonini was scheduled to be arraigned in the Madera County Superior Court, but failed to appear. A \$10,000 bench warrant was issued and held until the next arraignment scheduled for January 11, 2012.

On January 11, 2012, the hearing was rescheduled due to a court error. On February 29, 2012, the hearing was re-scheduled for March 21, 2012.

On March 21, 2012, Mr. Nonini pled not guilty. The court trial was set for June 18, 2012 at which time a trial setting was scheduled for August 20, 2012. The court trial was rescheduled to October 29, 2012.

### **John Bowersox dba High Point Raisin and Nor Cal Raisin – Chowchilla, CA**

A criminal complaint was filed against John Bowersox with the Madera County District Attorney's office alleging Grand Theft under the Penal Code and operating without a license under the Food and Agricultural Code. On September 29, 2009, an arrest warrant was issued against Mr. Bowersox for Grand Theft (PC 487 (b) (1) (A)), a felony; and operating without a license under the Food and Agricultural Code (56632), a misdemeanor. Mr. Bowersox was arrested on October 20, 2009 and posted bail.

On April 1, 2011, a preliminary hearing was scheduled in the Madera Superior Court. On December 9, 2011, Mr. Bowersox stipulated into a no contest plea for operating without a license and the judge found cause for grand theft. A discovery hearing was scheduled for January 6, 2012.

On January 6, 2012, Mr. Bowersox requested additional time.

On April 6, 2012, Mr. Bowersox's attorney submitted a declaration of time waiver to the court. A trial setting was scheduled for May 17, 2012, wherein Mr. Bowersox's attorney was present and requested a trial confirmation date. The trial date was scheduled for October 9, 2012.