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

10 In the Matter of the Accusation Against:
11
12 **BRITTANY NICOLE ANTOGNAZZI**
18 Virginia Gardens
13 **Berkeley, CA 94702**
14 **Pharmacy Technician License No. TCH 83750**
15 Respondent.

Case No. 4777

A C C U S A T I O N

16 Complainant alleges:

17 PARTIES

- 18 1. Virginia Herold (Complainant) brings this Accusation solely in her official capacity
19 as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs.
20 2. On or about May 20, 2009, the Board of Pharmacy issued Pharmacy Technician
21 License Number TCH 83750 to Brittany Nicole Antognazzi (Respondent). The Pharmacy
22 Technician License was in full force and effect at all times relevant to the charges brought herein
23 and will expire on June 30, 2014, unless renewed.

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25 JURISDICTION

- 26 3. This Accusation is brought before the Board of Pharmacy (Board), Department of
27 Consumer Affairs, under the authority of the following laws. All section references are to the
28 Business and Professions Code (Code) unless otherwise indicated.

1 FIRST CAUSE FOR DISCIPLINE

2 (Conviction of Substantially Related Crime(s))

3 14. Respondent is subject to discipline under section 4301(1) and/or section 490 of the
4 Code, by reference to California Code of Regulations, title 16, section 1770, for the conviction of
5 substantially related crime(s), in that on or about May 2, 2013, in the criminal case *People v.*
6 *Brittany Antognazzi*, Case No. INM1302030 in Riverside County Superior Court, Respondent
7 was convicted of violating Penal Code section 422 (Criminal Threats of Death or Great Bodily
8 Injury), a misdemeanor. The conviction was entered as follows:

9 a. On or about March 2, 2013, based on the incident(s) described in paragraph 11
10 above, Respondent was placed under arrest on charges including a suspected violation of Penal
11 Code section 422 (Criminal Threats of Death or Great Bodily Injury).

12 b. On or about March 6, 2013, Respondent was charged by criminal complaint in
13 Case No. INM1302030 with violating Penal Code section 422 (Criminal Threats of Death or
14 Great Bodily Injury), a misdemeanor.

15 c. On or about May 2, 2013, Respondent pleaded guilty and was convicted of
16 violating Penal Code section 422 (Criminal Threats of Death or Great Bodily Injury), a
17 misdemeanor. Respondent was sentenced to a period of summary probation of three (3) years, on
18 terms and conditions including 28 days in county jail, search conditions, an order not to annoy,
19 harass, threaten, or disturb the peace of her brother, and fines and fees.

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21 SECOND CAUSE FOR DISCIPLINE

22 (Conviction of Substantially Related Crime(s))

23 15. Respondent is subject to discipline under section 4301(1) and/or section 490 of the
24 Code, by reference to California Code of Regulations, title 16, section 1770, for the conviction of
25 substantially related crime(s), in that on or about May 2, 2013, in the criminal case *People v.*
26 *Brittany Antognazzi*, Case No. INF1301020 in Riverside County Superior Court, Respondent was
27 convicted of violating Penal Code section 136.1, subdivision (a)(2) (Attempting to Prevent or
28 Dissuade Witness from Testifying), a misdemeanor. The conviction was entered as follows:

1 a. On or about April 21, 2013, based on the incident(s) described in paragraph 12
2 above, Respondent was placed under arrest on charges including a suspected violation of Penal
3 Code section 136.1, subdivision (a)(2) (Attempting to Prevent/Dissuade Witness from Testifying).

4 b. On or about April 25, 2013, Respondent was charged by criminal complaint in
5 Case No. INF1301020 with violating Penal Code section 136.1, subdivision (a)(2) (Attempting to
6 Prevent/Dissuade Witness from Testifying), a felony.

7 c. On or about May 2, 2013, the charge was amended to a misdemeanor and then
8 Respondent pleaded guilty and was convicted of violating Penal Code section 136.1, subdivision
9 (a)(2) (Attempting to Prevent/Dissuade Witness from Testifying), a misdemeanor. Respondent
10 was sentenced to a period of summary probation of thirty-six (36) months, on terms and
11 conditions including 28 days in county jail, 200 hours of community service, search conditions,
12 counseling/rehabilitation/treatment as ordered by probation, anger management counseling, an
13 order not to annoy, harass, threaten, or disturb the peace of her brother, and fines and fees.

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15 THIRD CAUSE FOR DISCIPLINE

16 (Unprofessional Conduct)

17 16. Respondent is subject to discipline under section 4301 of the Code in that, as
18 described in paragraph(s) 11 to 15 above, Respondent engaged in unprofessional conduct.

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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 Pharmacy issue a decision:

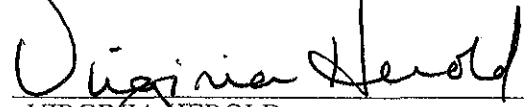
25 1. Revoking or suspending Pharmacy Technician License Number TCH 83750, issued to
26 Brittany Nicole Antognazzi (Respondent);

27 2. Ordering Respondent to pay the Board the reasonable costs of the investigation and
28 enforcement of this case, pursuant to Business and Professions Code section 125.3;

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3. Taking such other and further action as is deemed necessary and proper.

DATED: 10/21/13



VIRGINIA HEROLD
Executive Officer
Board of Pharmacy
Department of Consumer Affairs
State of California
Complainant

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