

1 KAMALA D. HARRIS  
Attorney General of California  
2 GREGORY J. SALUTE  
Supervising Deputy Attorney General  
3 M. TRAVIS PEERY  
Deputy Attorney General  
4 State Bar No. 261887  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 897-0962  
6 Facsimile: (213) 897-2804  
*Attorneys for Complainant*  
7

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

12 In the Matter of the Accusation Against:

Case No. 5098

13 **TAGUI KALADZHYAN**  
1717 N. Mariposa Ave., #A  
Los Angeles, CA 90027

**ACCUSATION**

14 Pharmacist Technician Registration No. TCH 55453

15 Respondent.

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 (Board).

20 2. On or about March 8, 2004, the Board issued Pharmacist Technician Registration No.  
21 TCH 55453 to Tagui Kaladzhyan (Respondent). The Pharmacist Technician Registration was in  
22 full force and effect at all times relevant to the charges brought herein and will expire on  
23 October 31, 2015, unless renewed.

24 **JURISDICTION**

25 3. This Accusation is brought before the Board, under the authority of the following  
26 laws. All section references are to the Business and Professions Code unless otherwise indicated.

27 4. Section 4300, subdivision (a), states that "[e]very license issued may be suspended or  
28 revoked."



1 qualifications, functions, and duties of a licensee under this chapter. A plea or verdict of guilty or  
2 a conviction following a plea of nolo contendere is deemed to be a conviction within the meaning  
3 of this provision. The board may take action when the time for appeal has elapsed, or the  
4 judgment of conviction has been affirmed on appeal or when an order granting probation is made  
5 suspending the imposition of sentence, irrespective of a subsequent order under Section 1203.4 of  
6 the Penal Code allowing the person to withdraw his or her plea of guilty and to enter a plea of not  
7 guilty, or setting aside the verdict of guilty, or dismissing the accusation, information, or  
8 indictment."

9 **REGULATORY PROVISION**

10 8. California Code of Regulations, title 16, section 1770 states:

11 "For the purpose of denial, suspension, or revocation of a personal or facility license  
12 pursuant to Division 1.5 (commencing with Section 475) of the Business and Professions Code, a  
13 crime or act shall be considered substantially related to the qualifications, functions or duties of a  
14 licensee or registrant if to a substantial degree it evidences present or potential unfitness of a  
15 licensee or registrant to perform the functions authorized by his license or registration in a manner  
16 consistent with the public health, safety, or welfare."

17 **COST RECOVERY**

18 9. Section 125.3 provides that the Board may request the administrative law judge to  
19 direct a licentiate found to have committed a violation or violations of the licensing act to pay a  
20 sum not to exceed the reasonable costs of the investigation and enforcement of the case, with  
21 failure of the licentiate to comply subjecting the license to not being renewed or reinstated. If a  
22 case settles, recovery of investigation and enforcement costs may be included in a stipulated  
23 settlement.

24 ///

25 ///

26 ///

27 ///

28 ///

1 **FIRST CAUSE FOR DISCIPLINE**

2 **(Conviction of a Substantially Related Crime)**

3 10. Respondent is subject to disciplinary action under sections 490 and 4301,  
4 subdivision (l), in conjunction with California Code of Regulations, title 16, section 1770, on the  
5 grounds of unprofessional conduct, in that Respondent committed a crime substantially related to  
6 the qualifications, functions or duties of a registrant which to a substantial degree evidences his  
7 present or potential unfitness to perform the functions authorized by his registration in a manner  
8 consistent with the public health, safety, or welfare, as follows:

9 a. On or about September 23, 2013, after pleading guilty to Count 2 of the felony  
10 complaint, Respondent was convicted of one felony count of violating Penal Code section 487(a)  
11 [grand theft] in the criminal proceeding entitled *The People of the State of California v. Tagui*  
12 *Kaladzhyan* (Super. Ct. L.A. County, 2013, No. BA413367). The Court placed Respondent on  
13 five (5) years probation, ordered him to complete 350 hours community service, and ordered him  
14 to pay \$22,474.00 victim restitution: \$18,605.00 to California Department of Education and  
15 \$3,872.00 to Department of Public Social Services. Count 1 of the felony complaint, which  
16 charged Respondent with receiving \$3,872.00 in unentitled child care aid from the California  
17 Department of Public Social Services, was dismissed. However, the court included that sum in  
18 the victim restitution order.

19 b. The circumstances underlying the conviction are that on and between October 1,  
20 2011, and February 28, 2013, Respondent received unentitled child care aid in the approximate  
21 amount of \$18,605.00 from the California Department of Education.

22 **SECOND CAUSE FOR DISCIPLINE**

23 **(Acts Involving Moral Turpitude, Dishonesty, Fraud, Deceit, or Corruption)**

24 11. Respondent is subject to disciplinary action under section 4301, subdivision (f), on  
25 the grounds of unprofessional conduct, in that Respondent committed acts involving moral  
26 turpitude, dishonesty, fraud, deceit, or corruption. Complainant refers to and by this reference  
27 incorporates the allegations set forth above in paragraph 10, subparagraphs (a) and (b), inclusive,  
28 as though set forth fully.

1 **THIRD CAUSE FOR DISCIPLINE**

2 **(Unprofessional Conduct)**

3 12. Respondent is subject to disciplinary action under section 4301, in that Respondent  
4 committed acts of unprofessional conduct. Complainant refers to and by this reference  
5 incorporates the allegations set forth above in paragraphs 10 through 11, inclusive, as though set  
6 forth fully.

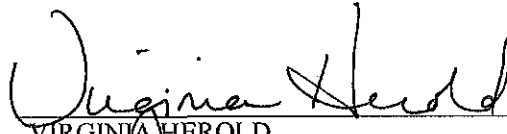
7 **PRAYER**

8 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
9 and that following the hearing, the Board issue a decision:

- 10 1. Revoking or suspending Pharmacist Technician Registration No. TCH 55453, issued  
11 to Tagui Kaladzhyan;
- 12 2. Ordering Tagui Kaladzhyan to pay the Board the reasonable costs of the investigation  
13 and enforcement of this case, pursuant to section 125.3; and
- 14 3. Taking such other and further action as deemed necessary and proper.

15  
16 DATED: \_\_\_\_\_

9/14/14



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

21 LA2014511237  
22 51488703.doc