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

10
11 In the Matter of the Accusation Against:

Case No. 5445

12 **BRIDGETT VICHARRA SONG**
3366 Eaasy Avenue
13 Long Beach, CA 90810

A C C U S A T I O N

14 Pharmacy Technician Registration No. TCH 131914

15 Respondent.
16

17 Complainant alleges:

18 **PARTIES**

19 1. Virginia Herold (Complainant) brings this Accusation solely in her official capacity as
20 the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs (Board).

21 2. On or about April 24, 2013, the Board issued Pharmacy Technician Registration
22 No. TCH 131914 to Bridgett Vicharra Song (Respondent). On March 30, 2015, the Registration
23 was automatically suspended pursuant to Business and Professions Code section 4311, subdivision
24 (a). The Pharmacy Technician Registration expired on April 30, 2015, and has not been renewed.

25 **STATUTORY PROVISIONS**

26 3. Section 490 provides that a board may suspend or revoke a license on the ground that
27 the licensee has been convicted of a crime substantially related to the qualifications, functions, or
28 duties of the business or profession for which the license was issued.

1 4. Section 493 states:

2 "Notwithstanding any other provision of law, in a proceeding conducted by a board within
3 the department pursuant to law to deny an application for a license or to suspend or revoke a
4 license or otherwise take disciplinary action against a person who holds a license, upon the ground
5 that the applicant or the licensee has been convicted of a crime substantially related to the
6 qualifications, functions, and duties of the licensee in question, the record of conviction of the
7 crime shall be conclusive evidence of the fact that the conviction occurred, but only of that fact,
8 and the board may inquire into the circumstances surrounding the commission of the crime in order
9 to fix the degree of discipline or to determine if the conviction is substantially related to the
10 qualifications, functions, and duties of the licensee in question.

11 "As used in this section, 'license' includes 'certificate,' 'permit,' 'authority,' and 'registration.'"

12 5. Section 4300, subdivision (a), states that "[e]very license issued may be suspended or
13 revoked."

14 6. Section 4300.1 states:

15 "The expiration, cancellation, forfeiture, or suspension of a board-issued license by operation
16 of law or by order or decision of the board or a court of law, the placement of a license on a
17 retired status, or the voluntary surrender of a license by a licensee shall not deprive the board of
18 jurisdiction to commence or proceed with any investigation of, or action or disciplinary proceeding
19 against, the licensee or to render a decision suspending or revoking the license."

20 7. Section 4301 states, in pertinent part:

21 "The board shall take action against any holder of a license who is guilty of unprofessional
22 conduct or whose license has been procured by fraud or misrepresentation or issued by mistake.
23 Unprofessional conduct shall include, but is not limited to, any of the following:

24

25 "(f) The commission of any act involving moral turpitude, dishonesty, fraud, deceit, or
26 corruption, whether the act is committed in the course of relations as a licensee or otherwise, and
27 whether the act is a felony or misdemeanor or not.

28

1 act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the
2 case.

3 **FIRST CAUSE FOR DISCIPLINE**

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

5 10. Respondent is subject to disciplinary action under sections 490, 4300, and 4301,
6 subdivision (I), in conjunction with California Code of Regulations, title 16, section 1770, on the
7 grounds of unprofessional conduct, in that Respondent was convicted of a crime substantially
8 related to the qualifications, functions or duties of a registered pharmacy technician, as follows:

9 a. On or about October 29, 2014, after pleading guilty, Respondent was convicted of one
10 felony count of violating Penal Code section 459 [burglary, first degree] in the criminal proceeding
11 entitled *The People of the State of California v. Bridgett Vicharra Song* (Super. Ct. L.A. County,
12 2014, No. NA098970.) The Court sentenced Respondent to two years in prison.

13 b. The circumstances underlying the conviction are that on or about April 22, 2014,
14 while driving her vehicle, Respondent drove around with three friends to burglarize homes. In the
15 early morning of April 23, 2014, after failed attempts of finding homes with open windows and
16 doors, one of Respondent's friends found a home and entered through a bedroom window.
17 Respondent's friend woke up the home's sleeping occupant, and was shot by the homeowner, a
18 through and through gun shot wound to his abdomen. Respondent drove the gun shot wounded
19 friend with the other two friends to the hospital. Law enforcement officers responded to the
20 hospital and arrested Respondent for residential burglary.

21 **SECOND CAUSE FOR DISCIPLINE**

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

23 11. Respondent is subject to disciplinary action under sections 4300 and 4301, subdivision
24 (f), on the grounds of unprofessional conduct, in that Respondent committed acts involving moral
25 turpitude, dishonesty, fraud, deceit, or corruption when she committed acts of burglary.
26 Complainant refers to and by this reference incorporates the allegations set forth above in
27 paragraph 11, inclusive, as though set forth fully.

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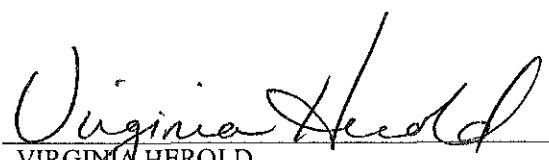
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PRAYER

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

1. Revoking or suspending Pharmacy Technician Registration No. TCH 131914, issued to Bridgett Vicharra Song;
2. Ordering Bridgett Vicharra Song to pay the Board the reasonable costs of the investigation and enforcement of this case, pursuant to section 125.3; and
3. Taking such other and further action as deemed necessary and proper.

DATED: 11/30/15



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

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