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

12 In the Matter of the Accusation Against:

Case No. 5457

13 **TROY DEAN LOPEZ**  
14 **2139 Meadowlark Ranch Circle**  
**San Marcos, CA 92078**

**A C C U S A T I O N**

15 **Pharmacy Technician Registration**  
16 **No. TCH 79058**

Respondent.

18 Complainant alleges:

19 **PARTIES**

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

22 2. On or about November 27, 2007, the Board of Pharmacy issued Pharmacy Technician  
23 Registration Number TCH 79058 to Troy Dean Lopez (Respondent). The Pharmacy Technician  
24 Registration expired on December 31, 2014, and was cancelled on April 5, 2015.

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 **CAUSE FOR DISCIPLINE**

2 **(Violation of Regulation Established by the Board)**

3 9. Respondent has subjected his registration to discipline under section 4301(o) of the  
4 Code, in that he failed to comply with California Code of Regulations, title 16, section 1775.1(d),  
5 which required that he pay a fine within 30 days of the date of assessment. The circumstances are  
6 as follows:

7 10. On September 8, 2013, the Board issued Citation No. CI 2008 40444 to Respondent.  
8 The Citation alleged that on September 22, 2009, Respondent was convicted on his plea of guilty  
9 to driving under the influence of alcohol and/or drugs (Veh. Code, § 23152(a) on July 5, 2009.  
10 On May 8, 2008, he was convicted on his plea of guilty to petty theft (Pen. Code, § 484(a)) on  
11 March 8, 2009. The Citation alleged unprofessional conduct under Code section 4301(l), for two  
12 convictions substantially related to the qualifications, functions, or duties of a licensee. The  
13 Citation assessed an administrative fine of \$5,000, which Respondent was required to pay on or  
14 before September 8, 2013. Respondent did not appeal the citation, and has not paid the fine.

15 **PRAYER**

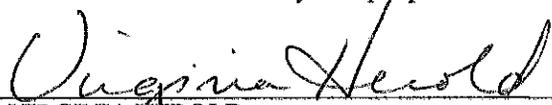
16 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
17 and that following the hearing, the Board of Pharmacy issue a decision:

18 1. Revoking or suspending Pharmacy Technician Registration Number TCH 79058,  
19 issued to Troy Dean Lopez;

20 2. Ordering Troy Dean Lopez to pay the Board of Pharmacy the reasonable costs of the  
21 investigation and enforcement of this case, pursuant to Business and Professions Code section  
22 125.3;

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

24 DATED: 9/9/15

  
25 VIRGINIA HEROLD  
26 Executive Officer  
27 Board of Pharmacy  
28 Department of Consumer Affairs  
State of California  
Complainant

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