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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:

Case No. 5832

11 **VERONICA CASTELLANOS**  
12 **1555 Prairie View Lane NE**  
13 **Sauk Rapids, MN 56379**

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

14 **Pharmacy Technician License No. TCH**  
**17459**

15 Respondent.

16  
17 Complainant alleges:

18 **PARTIES**

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

21 2. On or about October 18, 1995, the Board of Pharmacy issued Pharmacy Technician  
22 License Number TCH 17459 to Veronica Castellanos (Respondent). The Pharmacy Technician  
23 License was in full force and effect at all times relevant to the charges brought herein and will  
24 expire on November 30, 2018 unless renewed.

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 4. Section 4011 of the Code provides that the Board shall administer and enforce both  
2 the Pharmacy Law [Bus. & Prof. Code, § 4000 et seq.] and the Uniform Controlled Substances  
3 Act [Health & Safety Code, § 11000 et seq.].

4 5. Section 4300.1 of the Code states:

5 “The expiration, cancellation, forfeiture, or suspension of a board-issued license by  
6 operation of law or by order or decision of the board or a court of law, the placement of a license  
7 on a retired status, or the voluntary surrender of a license by a licensee shall not deprive the board  
8 of jurisdiction to commence or proceed with any investigation of, or action or disciplinary  
9 proceeding against, the licensee or to render a decision suspending or revoking the license.”

#### 10 STATUTORY PROVISIONS

11 6. Section 4301 of the Code provides, in relevant part:

12 “The board shall take action against any holder of a license who is guilty of unprofessional  
13 conduct or whose license has been issued by mistake. Unprofessional conduct shall include, but is  
14 not limited to, any of the following:

15 ...

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

#### 19 COSTS

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

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1 **FIRST CAUSE FOR DISCIPLINE**

2 **(Commission of an Act Involving Moral Turpitude, Dishonesty, Fraud,**  
3 **Deceit, and/or Corruption)**

4 8. Respondent is subject to disciplinary action under section 4301, subdivisions (f) and  
5 (o) of the Code in that she committed an act involving moral turpitude, dishonesty, fraud, deceit,  
6 and/or corruption in that between March 5, 2015 and March 17, 2015, when she caused or  
7 participated in fraudulent transfers of money from the Wells Fargo Bank account owned by  
8 victim D.C. into personal accounts owned by Respondent located at Union Bank without  
9 authorization by the victim. The circumstances are as follows:

10 9. Respondent caused to be made or participated in the following online transfers of  
11 money from the victim's account to Respondent's account:

12 a. An online transfer on March 5, 2015, in the sum of \$6,260.47 from D.C's  
13 account at Union Bank and transferred to Wells Fargo account ending in #5259 owned by  
14 Respondent.

15 b. An online transfer on March 13, 2015, in the sum of \$7,350 from D.C's account  
16 at Union Bank and transferred to Wells Fargo account ending in #5259 owned by Respondent.

17 c. An online transfer on March 17, 2015, in the sum of \$10,030.21 from D.C's  
18 account at Union Bank and transferred to Wells Fargo account ending in #3430 owned by  
19 Respondent.

20 10. Within two days of receiving the unauthorized transfers, Respondent withdrew the  
21 funds as follows: The sum of \$7,000.00 on March 7, 2015, and the sum of \$7,000 on March 14,  
22 2015 from accounting ending in #5259. On March 17, 2015, Respondent withdrew  
23 approximately \$10,000 from account #3430.

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1 **SECOND CAUSE FOR DISCIPLINE**

2 **(Unprofessional Conduct)**

3 11. Respondent is subject to disciplinary action under section 4301 of the Code in that  
4 Respondent engaged in unprofessional conduct. The circumstances of Respondent's conduct are  
5 set forth above in paragraphs 8 through 10 and incorporated herein by this reference.

6 **PRAYER**

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

9 1. Revoking or suspending Pharmacy Technician License Number TCH 17459, issued  
10 to Veronica Castellanos

11 2. Ordering Veronica Castellanos to pay the Board of Pharmacy the reasonable costs of  
12 the investigation and enforcement of this case, pursuant to Business and Professions Code section  
13 125.3; and,

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

15  
16  
17  
18 DATED: 5/27/17



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

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