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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. 5849

11 **PAHGE LEE'OLA CORLETO**
12 **1846 ½ Longwood Ave.**
13 **Los Angeles, CA 90019**

A C C U S A T I O N

14 **Pharmacy Technician License No. TCH**
15 **60651**

Respondent.

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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 January 28, 2005, the Board of Pharmacy issued Pharmacy Technician
22 License Number TCH 60651 to Pahge Lee'ola Corleto (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 July 31, 2018, unless renewed.

25 **JURISDICTION**

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

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STATUTORY PROVISIONS

4. Code section 4300 states, in pertinent part:

(a) Every license issued may be suspended or revoked.

(b) The board shall discipline the holder of any license issued by the board, whose default has been entered or whose case has been heard by the board and found guilty, by any of the following methods:

(1) Suspending judgment.

(2) Placing him or her upon probation.

(3) Suspending his or her right to practice for a period not exceeding one year.

(4) Revoking his or her license.

(5) Taking any other action in relation to disciplining him or her as the board in its discretion may deem proper . . .

5. Code section 4300.1 states:

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

6. Code section 4301 states, in pertinent part:

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

....

(h) The administering to oneself, of any controlled substance, or the use of any dangerous drug or of alcoholic beverages to the extent or in a manner as to be dangerous or injurious to oneself, to a person holding a license under this chapter, or to any other person or to the public, or to the extent that the use impairs the ability of the person to conduct with safety to the public the practice authorized by the license.

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(o) Violating or attempting to violate, directly or indirectly, or assisting in or abetting the violation of or conspiring to violate any provision or term of this chapter or of the applicable federal and state laws and regulations governing pharmacy, including regulations established by the board or by any other state or federal regulatory agency

COST RECOVERY

7. Code section 125.3 provides, in pertinent part, that a Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

FIRST CAUSE FOR DISCIPLINE

(Unprofessional Conduct - Dangerous Use of Alcohol)

8. Respondent is subject to disciplinary action pursuant to Code section 4301, subdivision (h), for unprofessional conduct, in that on or about August 21, 2015, Respondent used alcoholic beverages to an extent or in a manner dangerous or injurious to herself and others and/or to the extent that such use impaired her ability to conduct his pharmacy technician duties safely.

The circumstances are as follow:

9. On or about August 21, 2015, Respondent was arrested by the Culver City Police Department after a report of erratic driving. Respondent submitted to Standardized Field Sobriety Test, however it was not completed due to Respondent's inability to complete the tests safely. Respondent then submitted to a breath test, with the following results: Test #1 "0.16% at 2148 hours and Test #2 "0.16%" at 2151 hours¹.

10. On or about November 17, 2015, in the case captioned THE PEOPLE OF THE STATE OF CALIFORNIA v. CORLETO LEEOLA PAHGE, (Los Angeles Superior Court Case #5WA12733-01) Respondent was charged with a Misdemeanor Vehicle Code Section 23152(a) -

¹ At the time of her arrest, Respondent was in possession of the following prescriptions drug bottles in her purse with her name on them: Hydrocodone 5 MG, Acetaminophen 325 MG, Methylphenidate 10 MG, Zolpidem 5 MG, Lorazepam, Acetaminophen 300 MG , Codeine 30 MG, Methylphenidate 20 MG, Tramadol 50 MG and Oxycodone 10 MG Acetaminophen 325 MG

1 DUI Alcohol and a Misdemeanor Vehicle Code Section 23152(b) - DUI Alcohol/0.08 Percent.
2 The case is currently pending and scheduled for a Bench Warrant Hearing on March 23, 2017.

3 11. On or about November 7, 2016, Respondent was determined to be unable to care for
4 herself and was placed under arrest for violating Penal Code Section 647(f) Public Intoxication of
5 Alcohol and transported to jail. She was thereafter detained pursuant to Penal Code sections 849,
6 849.5 and/or 851.6.

7 12. On or about May 1, 2009, Respondent was arrested for violating Penal Code Section
8 243(a)(1) - Battery on Spouse/Ex Spouse/Date/Etc. and transported to jail. According to the
9 victim, the father of Respondent's child, Respondent had been had been drinking Red Bull and
10 Bacardi Gold that evening and hit the victim in the face and the chest with her open hands. No
11 charges were filed in the Superior Court.

12 SECOND CAUSE FOR DISCIPLINE

13 (Violations of the Pharmacy Law)

14 13. Respondent is subject to disciplinary action pursuant to Code section 4301,
15 subdivision (o), for unprofessional conduct, in that Respondent violated or attempted to violate,
16 directly or indirectly, a provision or term of the Pharmacy Law (Bus. & Prof. Code § 4300, et
17 seq.). The circumstances are set forth in paragraphs 9-12 above, and incorporated herein by
18 reference.

19 DISCIPLINARY CONSIDERATION

20 14. To the extent discipline is issued, Complainant requests that consideration be given to
21 the finding in the October 5, 2015 Controlled Substance Utilization Review and Evaluation
22 System (CURES) report, generated shortly after Respondent's arrest on August 31, 2015, that
23 Respondent is in possession of eighteen (18) prescriptions issued by seven (7) different
24 prescribers between the period July 1, 2015 and August 21, 2015 for Methylphenidate HCL (1
25 prescription-50 day supply), Tramadol HCL (3 prescriptions - 4 day, 7 day, and 7 day) ,
26 Lorezapam (3 prescriptions- 15 day supply, 75 day supply and 75 day supply), Acetaminophen-
27 Codeine Phosphate (2 prescriptions- 5 day and 5 day), Acetaminophen-Hydrocodone Bitartrate (2
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1 prescriptions- 6 day and 6 day), Oxycodone HCL-Acetaminophen (6 prescriptions – 7 day, 7 day,
2 10 day, 8 day, 20 day and 30 day) and Zolpidem Tartrate (1 prescription -60 days).

3 **PRAYER**

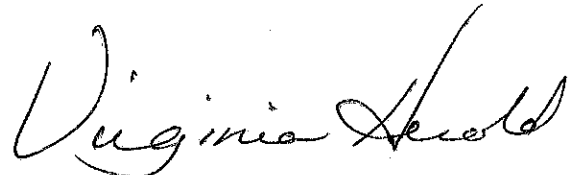
4 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
5 and that following the hearing, the Board of Pharmacy issue a decision:

6 1. Revoking or suspending Pharmacy Technician License Number TCH 60651, issued to
7 Pahge Lee'ola Corleto;

8 2. Ordering Pahge Lee'ola Corleto to pay the Board of Pharmacy the reasonable costs of
9 the investigation and enforcement of this case, pursuant to Business and Professions Code section
10 125.3; and,

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

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15 DATED: 7/19/17



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

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