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7
8 **BEFORE THE**
BOARD OF PHARMACY
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Statement of Issues Against:

Case No. 5342

11 **RACHEL MICHELLE CONOVER**
12 **aka RACHEL GUZMAN**
13 **aka RACHEL SHEPARD**

STATEMENT OF ISSUES

14 **Applicant for Pharmacist License**

15 Respondent.

16 Complainant alleges:

17 PARTIES

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

20 2. On or about April 16, 2014, the Board of Pharmacy, Department of Consumer Affairs
21 received a (Retake) Application for Pharmacist Licensure and Examination from Rachel Michelle
22 Conover aka Rachel Guzman aka Rachel Shepard (Respondent). On or about April 14, 2014,
23 Respondent certified under penalty of perjury the truthfulness of all statements, answers, and
24 representations in the application. The Board denied the application on September 19, 2014.

25 JURISDICTION

26 3. This Statement of Issues is brought before the Board of Pharmacy (Board),
27 Department of Consumer Affairs, under the authority of the following laws. All section
28 references are to the Business and Professions Code (Code) unless otherwise indicated.

1 c. On or about April 15, 2014, Respondent pleaded nolo contendere to count 2.
2 Count 1 was dismissed pursuant to the plea. Imposition of sentence was suspended and
3 Respondent was placed on court probation for three (3) years, on terms and conditions including
4 30 days in jail (1 day CTS), a 3-month First Offender Program, and payment of fines and fees.

5 SECOND CAUSE FOR DENIAL OF APPLICATION

6 (Dangerous or Injurious Use of Alcohol/Drug)

7 9. Respondent's application is subject to denial under the following section(s) of the
8 Code: 480(a)(3) by reference to 4301(h); and/or 4300(c) by reference to 4301(h), in that, as
9 described in paragraph 8 above, Respondent made dangerous or injurious use of alcohol.

10 THIRD CAUSE FOR DENIAL OF APPLICATION

11 (Unprofessional Conduct)

12 10. Respondent's application is subject to denial under the following section(s) of the
13 Code: 480(a)(3) by reference to 4301; and/or 4300(c) by reference to 4301, in that, as described
14 in paragraphs 8 and/or 9 above, Respondent engaged in unprofessional conduct.

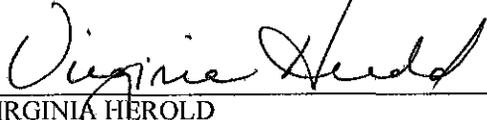
15 PRAYER

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. Denying the application of Rachel Michelle Conover aka Rachel Guzman aka Rachel
19 Shepard for a Pharmacist License;

20 2. Taking such other and further action as is deemed necessary and proper.

21 DATED: 2/23/15

22 
23 VIRGINIA HEROLD
24 Executive Officer
25 Board of Pharmacy
26 Department of Consumer Affairs
27 State of California
28 Complainant

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