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

In the Matter of the Statement of Issues
Against:
EILEEN ELIZABETH BIGGAM
Pharmacy Technician Registration
Applicant

Respondent.

Case No. 5503

**WITHDRAWAL OF STATEMENT OF
ISSUES**

The Statement of Issues No. 5503 against Eileen Elizabeth Biggam (Respondent) is withdrawn without prejudice. Respondent has withdrawn the request for a hearing regarding the denial of the application for a pharmacy technician registration. The denial of the application is affirmed.

DATED: 12/30/2015



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

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Attorney General of California
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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
11 Against:

Case No. 5503

12 **Eileen Elizabeth Biggam**

STATEMENT OF ISSUES

13 **Applicant for Licensure as a Pharmacy**
14 **Technician**

15 Respondent.

16
17 Complainant alleges:

18 PARTIES

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

21 2. On or about June 23, 2014, the Board of Pharmacy, Department of Consumer Affairs
22 received an application for licensure as a pharmacy technician from Eileen Elizabeth Biggam
23 (Respondent). On or about June 17, 2014, Eileen Elizabeth Biggam certified under penalty of
24 perjury to the truthfulness of all statements, answers, and representations in the application. The
25 Board denied the application on April 3, 2015.

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27 ///

28 ///

1 has one of the following:

2 “(1) Been convicted of a crime. A conviction within the meaning of this section means a
3 plea or verdict of guilty or a conviction following a plea of nolo contendere. Any action that a
4 board is permitted to take following the establishment of a conviction may be taken when the time
5 for appeal has elapsed, or the judgment of conviction has been affirmed on appeal, or when an
6 order granting probation is made suspending the imposition of sentence, irrespective of a
7 subsequent order under the provisions of Section 1203.4, 1203.4a, or 1203.41 of the Penal Code.

8 “(2) Done any act involving dishonesty, fraud, or deceit with the intent to substantially
9 benefit himself or herself or another, or substantially injure another.

10 “(3) (A) Done any act that if done by a licentiate of the business or profession in question,
11 would be grounds for suspension or revocation of license.

12 “(B) The board may deny a license pursuant to this subdivision only if the crime or act is
13 substantially related to the qualifications, functions, or duties of the business or profession for
14 which application is made.

15 “(b) Notwithstanding any other provision of this code, a person shall not be denied a
16 license solely on the basis that he or she has been convicted of a felony if he or she has obtained a
17 certificate of rehabilitation under Chapter 3.5 (commencing with Section 4852.01) of Title 6 of
18 Part 3 of the Penal Code or that he or she has been convicted of a misdemeanor if he or she has
19 met all applicable requirements of the criteria of rehabilitation developed by the board to evaluate
20 the rehabilitation of a person when considering the denial of a license under subdivision (a) of
21 Section 482.

22 “(c) Notwithstanding any other provisions of this code, a person shall not be denied a
23 license solely on the basis of a conviction that has been dismissed pursuant to Section 1203.4,
24 1203.4a, or 1203.41 of the Penal Code. An applicant who has a conviction that has been
25 dismissed pursuant to Section 1203.4, 1203.4a, or 1203.41 of the Penal Code shall provide proof
26 of the dismissal.

27 “(d) A board may deny a license regulated by this code on the ground that the applicant
28 knowingly made a false statement of fact required to be revealed in the application for the

1 license."

2 CAUSE FOR DENIAL OF APPLICATION

3 (Dishonest, Fraud, Deceit)

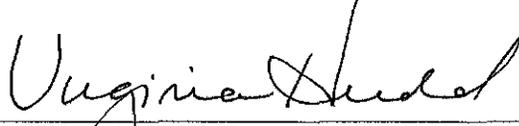
4 7. Respondent's application of licensure is subject to denial un sections 480(a)(2) and
5 4300(c) in conjunction with 4301(f) in that Respondent committed acts involving dishonesty,
6 fraud, or deceit with the intent to substantially benefit herself or another, or substantially injure
7 another. On or about April 15, 2008, Respondent used a credit card that was not hers and that she
8 did not have permission to use to buy earrings and makeup accessories.

9 PRAYER

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

- 12 1. Denying the application of Eileen Elizabeth Biggam for a Pharmacy technician
13 License;
14 2. Taking such other and further action as deemed necessary and proper.

15
16 DATED: 11/23/05


17 VIRGINIA HEROLD
18 Executive Officer
19 Board of Pharmacy
20 Department of Consumer Affairs
21 State of California
22 Complainant

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