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

11 In the Matter of the Statement of Issues
12 Against:
13 **CASEY BROOKE JAEKE**
14 **Pharmacy Technician Applicant**
15 Respondent.

Case No. 6153

STATEMENT OF ISSUES

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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 (Board), Department of Consumer
21 Affairs.

22 2. On or about July 11, 2016, the Board received a Pharmacy Technician application
23 from Casey Brooke Jaeke (Respondent). On or about July 6, 2016, Respondent certified under
24 penalty of perjury to the truthfulness of all statements, answers, and representations in the
25 application. The Board denied the application on March 24, 2017.

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7. California Code of Regulations, title 16, section 1770, states:

For the purpose of denial, suspension, or revocation of a personal or facility license pursuant to Division 1.5 (commencing with Section 475) of the Business and Professions Code, a crime or act shall be considered substantially related to the qualifications, functions or duties of a licensee or registrant if to a substantial degree it evidences present or potential unfitness of a licensee or registrant to perform the functions authorized by his license or registration in a manner consistent with the public health, safety, or welfare.

FACTUAL BACKGROUND

8. On or about May 19, 2011, in a criminal proceeding entitled *People v. Casey Brooke Calhoun-Jaek*e in El Dorado County Superior Court, Case Number S10CRF0330, Respondent was convicted by plea of guilty to two violations of Penal Code section 530.5(a) (identity theft), both misdemeanors. The circumstances are that on or about October 29, 2010, and again on or about November 28, 2010, Respondent obtained the personal indentifying information of D.J.C. without authorization, and used that information to apply for credit cards in the name of D.J.C. without consent. Respondent was sentenced to 3 years summary probation, 480 hours of community service, and ordered to maintain involvement in employment, educational activities, or community service for not less than 5 days a week, 8 hours a day. On or about May 24, 2013, the case was dismissed under Penal Code section 1203.4. In a letter to the Board dated October 7, 2016, Respondent admitted to applying for credit cards using D.J.C's name and information.

FIRST CAUSE FOR DENIAL OF APPLICATION

(False Statement on Application for Licensure)

9. Respondent's application is subject to denial under Code sections 480(d), 4300(c), and 4301(g) in that Respondent knowingly made a false statement of fact on her application for a license. The circumstances are that Respondent marked "No" to the question on her application regarding prior convictions, and thus failed to disclose the conviction set forth in paragraph 8 above.

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SECOND CAUSE FOR DENIAL OF APPLICATION

(False Statement)

10. Respondent's application is subject to denial under Code sections 480(a)(2), 4300(c), and 4301(f) in that Respondent was guilty of unprofessional conduct in that she knowingly made a false statement with the intent to benefit herself. The circumstances are set forth in paragraph 8 above.

THIRD CAUSE FOR DENIAL OF APPLICATION

(Act That Would Be Grounds for Suspension or Revocation of License)

11. Respondent's application is subject to denial under Code sections 480(a)(3), 4300(c), and 4301(g) in that Respondent was guilty of unprofessional conduct in that she knowingly made a false statement with the intent to benefit herself, which would be grounds for suspension or revocation of a license. The circumstances are set forth in paragraph 8 above.


PRAYER

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

- 1. Denying the application of Casey Brooke Jaeke for a Pharmacy Technician Registration;
- 2. Taking such other and further action as deemed necessary and proper.

DATED:

7/10/17



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

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