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6 Attorneys for Complainant

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

10 In the Matter of the Accusation and Petition to
11 Revoke Probation Against:

12 NANCY LEE LEVENTOFF
13 969 G Edgewater Blvd., #751
14 Foster City, California 94404
15 Pharmacist License No. RPH 27293

Respondent.

Case No. 2447

OAH No. N2002020538

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

16
17 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the
18 above-entitled proceedings that the following matters are true:

19 PARTIES

20 1. Patricia F. Harris (Complainant) is the Executive Officer of the Board of
21 Pharmacy. She brought this action solely in her official capacity and is represented in this matter
22 by Bill Lockyer, Attorney General of the State of California, by Hannah Hirsch Rose, Deputy
23 Attorney General.

24 2. Respondent Nancy Lee Leventoff (Respondent) is represented in this
25 proceeding by attorney Robert F. Hahn, whose address is Gould & Hahn, 5801 Christie Avenue,
26 Suite 385, Emeryville, California 94608.

27 3. On or about August 5, 1971, the Board of Pharmacy issued Pharmacist
28 License No. RPH 27293 to Nancy Lee Leventoff (Respondent). The License was in full force

1 and effect at all times relevant to the charges brought in Accusation and Petition to Revoke
2 Probation No. 2447.

3 JURISDICTION

4 4. Accusation and Petition to Revoke Probation No. 2447 was filed before
5 the Board of Pharmacy (Board), Department of Consumer Affairs,, and is currently pending
6 against Respondent. The Accusation and Petition to Revoke Probation and all other statutorily
7 required documents were properly served on Respondent on February 6, 2002. Respondent
8 timely filed her Notice of Defense contesting the Accusation and Petition to Revoke Probation.
9 A copy of Accusation and Petition to Revoke Probation No. 2447 is attached as exhibit A and
10 incorporated herein by reference.

11 ADVISEMENT AND WAIVERS

12 5. Respondent has carefully read, fully discussed with counsel, and
13 understands the charges and allegations in Accusation and Petition to Revoke Probation No.
14 2447. Respondent has also carefully read, fully discussed with counsel, and understands the
15 effects of this Stipulated Settlement and Disciplinary Order.

16 6. Respondent is fully aware of her legal rights in this matter, including the
17 right to a hearing on the charges and allegations in the Accusation and Petition to Revoke
18 Probation; the right to be represented by counsel at her own expense; the right to confront and
19 cross-examine the witnesses against her; the right to present evidence and to testify on her own
20 behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the
21 production of documents; the right to reconsideration and court review of an adverse decision;
22 and all other rights accorded by the California Administrative Procedure Act and other applicable
23 laws.

24 7. Respondent voluntarily, knowingly, and intelligently waives and gives up
25 each and every right set forth above.

26 CULPABILITY

27 8. Respondent admits for purposes of resolving this matter with the Board
28 that she failed to comply with the terms and conditions of her probation with the Board by not

1 **DISCIPLINARY ORDER**

2 IT IS HEREBY ORDERED that Pharmacist License No. RPH 27293 issued to
3 Respondent Nancy Lee Leventoff is revoked. However, the revocation is stayed and Respondent
4 is placed on probation for three (3) years on the following terms and conditions.

5 1. **Actual Suspension - Pharmacist.** License number RPH 27293, issued to
6 Respondent Nancy Lee Leventoff is suspended for a period of forty-five (45) days.

7 During suspension, Respondent shall not enter any pharmacy area or any portion
8 of the licensed premises of a wholesaler, veterinary food-animal drug retailer or any other
9 distributor of drugs which is licensed by the Board, or any manufacturer, or where dangerous
10 drugs and devices or controlled substances are maintained. Respondent shall not practice
11 pharmacy nor do any act involving drug selection, selection of stock, manufacturing,
12 compounding, dispensing or patient consultation; nor shall Respondent manage, administer, or
13 be a consultant to any licensee of the Board, or have access to or control the ordering,
14 manufacturing or dispensing of dangerous drugs and devices or controlled substances.

15 Respondent shall not engage in any activity that requires the professional
16 judgment of a pharmacist. Respondent shall not direct or control any aspect of the practice of
17 pharmacy. Respondent shall not perform the duties of a pharmacy technician or an exemptee for
18 any entity licensed by the Board. Subject to the above restrictions, Respondent may continue to
19 own or hold an interest in any pharmacy in which she holds an interest at the time this decision
20 becomes effective unless otherwise specified in this order.

21 2. **Obey All Laws.** Respondent shall obey all state and federal laws and
22 regulations substantially related to or governing the practice of pharmacy.

23 Respondent shall report any of the following occurrences to the Board, in writing,
24 within 72 hours of such occurrence:

- 25 • an arrest or issuance of a criminal complaint for violation of any provision of the
26 Pharmacy Law, state and federal food and drug laws, or state and federal
27 controlled substances laws
28 • a plea of guilty or nolo contendere in any state or federal criminal proceeding to

1 any criminal complaint, information or indictment

- 2 • a conviction of any crime
- 3 • discipline, citation, or other administrative action filed by any state and federal
- 4 agency which involves Respondent's license or which is related to the practice
- 5 of pharmacy or the manufacturing, obtaining, handling or distribution or billing
- 6 or charging for any drug, device or controlled substance.

7 3. **Reporting to the Board.** Respondent shall report to the Board
8 quarterly. The report shall be made either in person or in writing, as directed. Respondent
9 shall state under penalty of perjury whether there has been compliance with all the terms and
10 conditions of probation. If the final probation report is **not** made as directed, probation shall
11 be extended automatically until such time as the final report is made and accepted by the
12 Board.

13 4. **Interview with the Board.** Upon receipt of reasonable notice,
14 Respondent shall appear in person for interviews with the Board upon request at various
15 intervals at a location to be determined by the Board. Failure to appear for a scheduled
16 interview without prior notification to Board staff shall be considered a violation of probation.

17 5. **Cooperation with Board Staff.** Respondent shall cooperate with the
18 Board's inspectional program and in the Board's monitoring and investigation of Respondent's
19 compliance with the terms and conditions of her probation. Failure to comply shall be
20 considered a violation of probation.

21 6. **Continuing Education.** Respondent shall provide evidence of efforts
22 to maintain skill and knowledge as a pharmacist as directed by the Board.

23 7. **Notice to Employers.** Respondent shall notify all present and
24 prospective employers of the decision in case number 2447 and the terms, conditions and
25 restrictions imposed on Respondent by the decision. Within 30 days of the effective date of
26 this decision, and within 15 days of Respondent undertaking new employment, Respondent
27 shall cause her direct supervisor, pharmacist-in-charge and/or owner to report to the Board in
28 writing acknowledging the employer has read the decision in case number 2447.

1 If Respondent works for or is employed by or through a pharmacy employment
2 service, Respondent must notify the direct supervisor, pharmacist-in-charge, and/or owner at
3 every pharmacy of the and terms conditions of the decision in case number 2447 in advance of
4 the Respondent commencing work at each pharmacy.

5 "Employment" within the meaning of this provision shall include any full-time, part-
6 time, temporary, relief or pharmacy management service as a pharmacist, whether the
7 Respondent is considered an employee or independent contractor.

8 **8. No Preceptorships, Supervision of Interns, Being Pharmacist-in-**
9 **Charge (PIC), or Serving as a Consultant.** Respondent shall not supervise any intern
10 pharmacist or perform any of the duties of a preceptor, nor shall Respondent be the
11 pharmacist-in-charge of any entity licensed by the Board unless otherwise specified in this
12 order.

13 **9. Reimbursement of Board Costs.** Respondent shall pay to the Board
14 its costs of investigation and prosecution in the amount of \$3,000.00. Respondent shall make
15 said payments as follows: monthly payments of \$100.00 per month for thirty months, due and
16 payable to the Board of Pharmacy with a notation on each check stating "Cost Recovery in
17 Case No. 2447" on or before the fifteenth day of the month with payment commencing on the
18 fifteenth day of the first month after the effective date of the decision in this case .

19 The filing of bankruptcy by Respondent shall not relieve Respondent of her
20 responsibility to reimburse the Board its costs of investigation and prosecution.

21 If respondent fails to pay the costs as specified by the Board on or before the
22 date(s) when payment is due, the Board shall, without affording the respondent notice and the
23 opportunity to be heard, revoke probation and carry out the disciplinary order that was stayed.

24 **10. Probation Monitoring Costs.** Respondent shall pay the costs
25 associated with probation monitoring as determined by the Board each and every year of
26 probation. Such costs shall be payable to the Board at the end of each year of probation.
27 Failure to pay such costs shall be considered a violation of probation.

28 **11. Status of License.** Respondent shall, at all times while on probation,

1 maintain an active current license with the Board, including any period during which
2 suspension or probation is tolled.

3 If Respondent's license expires or is canceled by operation of law or otherwise,
4 upon renewal or reapplication, Respondent's license shall be subject to all terms and
5 conditions of this probation not previously satisfied.

6 **12. License Surrender while on Probation/Suspension.** Following the
7 effective date of this decision, should Respondent cease practice due to retirement or health,
8 or be otherwise unable to satisfy the terms and conditions of probation, Respondent may
9 tender her license to the Board for surrender. The Board shall have the discretion whether to
10 grant the request for surrender or take any other action it deems appropriate and reasonable.
11 Upon formal acceptance of the surrender of the license, Respondent will no longer be subject
12 to the terms and conditions of probation.

13 Upon acceptance of the surrender, Respondent shall relinquish her pocket
14 license to the Board within 10 days of notification by the Board that the surrender is accepted.
15 Respondent may not reapply for any license from the Board for three years from the effective
16 date of the surrender. Respondent shall meet all requirements applicable to the license sought
17 as of the date the application for that license is submitted to the Board.

18 **13. Notification of Employment/Mailing Address Change.** Respondent
19 shall notify the Board in writing within 10 days of any change of employment. Said
20 notification shall include the reasons for leaving and/or the address of the new employer,
21 supervisor or owner and work schedule if known. Respondent shall notify the Board in
22 writing within 10 days of a change in name, mailing address or phone number.

23 **14. Tolling of Probation.** Should Respondent, regardless of residency, for
24 any reason cease practicing pharmacy in California, Respondent must notify the Board in
25 writing within 10 days of cessation of the practice of pharmacy or the resumption of the
26 practice of pharmacy. Such periods of time shall not apply to the reduction of the probation
27 period. It is a violation of probation for Respondent's probation to remain tolled pursuant to
28 the provisions of this condition for a period exceeding three years.

1 "Cessation of practice" means any period of time exceeding 30 days in which
2 Respondent is not engaged in the practice of pharmacy as defined in Section 4052 of
3 the Business and Professions Code.
4

5 15. **Violation of Probation.** If Respondent violates probation in any
6 respect, the Board, after giving Respondent notice and an opportunity to be heard, may revoke
7 probation and carry out the disciplinary order which was stayed. If a petition to revoke
8 probation or an accusation is filed against Respondent during probation, the Board shall have
9 continuing jurisdiction and the period of probation shall be extended, until the petition to
10 revoke probation or accusation is heard and decided.

11 If Respondent has not complied with any term or condition of probation, the
12 Board shall have continuing jurisdiction over Respondent, and probation shall automatically
13 be extended until all terms and conditions have been satisfied or the Board has taken other
14 action as deemed appropriate to treat the failure to comply as a violation of probation, to
15 terminate probation, and to impose the penalty which was stayed.

16 16. **Completion of Probation.** Upon successful completion of probation,
17 Respondent's license will be fully restored.

18 17. **Remedial Education.** Within 90 days of the effective date of this
19 decision, Respondent shall submit to the Board, for its prior approval, an appropriate program
20 of remedial education related to pain management. The program of remedial education shall
21 consist of at least 5 continuing education hours, which shall be completed within the first year
22 of probation at Respondent's own expense. The period of probation shall be extended until
23 such remedial education is successfully completed and written proof, in a form acceptable to
24 the Board, is provided to the Board. All remedial education shall be in addition to continuing
25 education courses used for license renewal purposes. Failure to complete the remedial
26 education as set forth hereinabove is grounds for the filing of a petition to revoke probation.

27 Following the completion of each course, the Board may administer an
28 examination to test the Respondent's knowledge of the course.

1 If Respondent has completed this requirement as part of her probation in Case
2 No. 2176, that compliance shall satisfy this requirement.

3 18. **Tolling of Suspension.** If Respondent leaves California to reside or
4 practice outside this state, for any period exceeding 10 days (including vacation), Respondent
5 must notify the Board in writing of the dates of departure and return. Periods of residency or
6 practice outside the state - or any absence exceeding a period of 10 days shall not apply to the
7 reduction of the suspension period.

8 Respondent shall not practice pharmacy upon returning to this state until
9 notified by the Board that the period of suspension has been completed.

10 /

11 ACCEPTANCE

12 I have carefully read the above Stipulated Settlement and Disciplinary Order
13 and have fully discussed it with my attorney, Robert F. Hahn. I understand the stipulation and
14 the effect it will have on my Pharmacist License. I enter into this Stipulated Settlement and
15 Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the
16 Decision and Order of the Board of Pharmacy.

17 DATED: 7-18-02.

18
19 
20 NANCY LEE LEVENTOFF
21 Respondent

22 I have read and fully discussed with Respondent Nancy Lee Leventoff the
23 terms and conditions and other matters contained in the above Stipulated Settlement and
24 Disciplinary Order. I approve its form and content.

25 DATED: 7-22-02.

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27 
28 ROBERT F. HAHN
Attorney for Respondent

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ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Board of Pharmacy of the Department of Consumer Affairs.

DATED: July 31, 2002.

BILL LOCKYER, Attorney General
of the State of California


HANNAH HIRSCH ROSE
Deputy Attorney General

Attorneys for Complainant

DOJ Docket Number: 03583110-SF2001AD1223
Stipulation 8/31/01

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

In the Matter of the Accusation and Petition to
Revoke Probation Against:

NANCY LEE LEVENTOFF
969 G Edgewater Blvd., #751
Foster City, California 94404

Pharmacist License No. RPH 27293

Respondent.

Case No. 2447

OAH No. N2002020538

DECISION AND ORDER

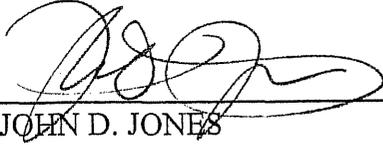
The attached Stipulated Settlement and Disciplinary Order is hereby adopted
by the Board of Pharmacy, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on October 4, 2002.

It is so ORDERED September 4, 2002.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

By: _____


JOHN D. JONES
Board President

1 BILL LOCKYER, Attorney General
of the State of California
2 HANNAH HIRSCH ROSE, State Bar No. 56276
Deputy Attorney General
3 California Department of Justice
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5 Facsimile: (415) 703-5480

6 Attorneys for Complainant

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

11 In the Matter of the Accusation Against:

Case No. 2447

12 NANCY LEE LEVENTOFF
13 969 G Edgewater Blvd., #751
14 Foster City, California 94404
15 Pharmacist License No. RPH 27293

**ACCUSATION AND PETITION TO
REVOKE PROBATION**

16 Respondent.

17 Complainant alleges:

18 PARTIES

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

22 2. On or about August 5, 1971, the Board of Pharmacy issued Pharmacist
23 License Number RPH 27293 to Nancy Lee Leventoff (Respondent). The license was in full
24 force and effect at all times relevant to the charges brought herein and will expire on January 31,
25 2002, unless renewed.

26 JURISDICTION

27 3. This Accusation and Petition to Revoke Probation is brought before the
28 Board of Pharmacy (Board), under the authority of the following sections of the Business and

1 Professions Code (Code).

2 4. Section 4300 of the Code states, in relevant part, that:

3 ...

4 ~~(b) The Board shall discipline the holder of any license issued by the Board,~~

5 whose default has been entered or whose case has been heard by the board and found
6 guilty, by any of the following methods:

7 ...

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

9 ...

10 (d) The Board may initiate disciplinary proceedings to revoke or suspend any
11 probationary certificate of licensure for any violation of the terms and conditions of
12 probation. Upon satisfactory completion of probation, the board shall convert the
13 probationary certificate to a regular certificate, free of conditions.

14 5. Section 4301 of the Code states in pertinent part that:

15 The Board shall take action against any holder of a license who is guilty of
16 unprofessional conduct or whose license has been procured by fraud or misrepresentation or
17 issued by mistake. Unprofessional conduct shall include, but is not limited to, any of the
18 following:

19 ...

20 (o) Violating or attempting to violate, directly or indirectly, or assisting in or
21 abetting the violation of or conspiring to violate any provision or term of Chapter 9
22 (commencing with Section 4000) of the Business and Professions Code or of the
23 applicable federal and state laws and regulations governing pharmacy, including
24 regulations established by the board.

25 6. California Code of Regulations, Title 16, section 1772, states that unless
26 otherwise directed by the Board in its sole discretion, any pharmacist who is serving a period of
27 licensure suspension shall not enter any pharmacy prescription area or engage in any pharmacy
28 related service.

1 contained in the stipulated settlement and disciplinary order and approved it as to form and
2 content. On or about March 26, 2001, the Board issued its Decision and Order adopting the
3 stipulated settlement. The Decision and Order was made effective on April 25, 2001. On or
~~4 about March 26, 2001, a copy of the stipulation and decision, along with a detailed cover letter,~~
5 was served by certified mail to respondent and her attorney.

6 a. Pursuant to the Stipulation, respondent agreed to the suspension of
7 her license for a thirty day period beginning on the effective date of the Board's decision and
8 order. Respondent also agreed to notify all of her employers of the terms, conditions and
9 restrictions imposed on her license by the Board's decision and order.

10 b. On or about June 5, 2001, the Board received information that
11 respondent worked as a relief pharmacist for Asereth Medical Services during the time period
12 that her license was under suspension pursuant to the stipulated settlement. On or before June 5,
13 2001, when another Asereth medical Services employee asked respondent about respondent's
14 license status, respondent denied being on probation with the Board. Further, until informed by
15 the Board, the owner of Asereth Medical Services was unaware that respondent had been the
16 subject of a disciplinary action and was on probation with the Board. On or about June 5, 2001,
17 Asereth Medical Services provided the Board with information indicating that respondent
18 worked as a pharmacist at least 7 instances while her license was suspended by the Board.

19 c. In a subsequent interview with the Board's investigator on or about
20 June 5, 2001, respondent admitted that she had not informed her employer or the pharmacies
21 where she worked about her license status. She admitted receiving the Board's cover letter,
22 Decision and Order and the stipulated settlement and acknowledged her signature on page 9 of
23 the stipulated settlement. Respondent admitted that she read the Board's cover letter.
24 Respondent also admitted that she did not inform her employer about the disciplinary action
25 taken against her and did not furnish her employer with a copy of the decision as required by the
26 terms of the stipulated settlement.

27 //

28 //

1 FIRST CAUSE FOR DISCIPLINE

2 (Unprofessional Conduct - Working with a Suspended License)

3 10. Respondent is subject to disciplinary action under section 4301,
4 unprofessional conduct, for the violation of California Code of Regulations, Title 16, section
5 1772, in that respondent engaged in pharmacy related services and worked as a pharmacist
6 during the time period when her license was suspended as set forth in paragraphs 9, 9a, above.

7 SECOND CAUSE FOR DISCIPLINE

8 (Unprofessional Conduct - Failure to Comply with Disciplinary Order)

9 11. Respondent is subject to disciplinary action under section 4301,
10 unprofessional conduct, for the violation of California Code of Regulations, Title 16, section
11 1773, in that respondent failed to comply with the terms and conditions of her probation and the
12 Board's Decision and Order as set forth in paragraphs 9, 9a, 9b, and 9c, above.

13 PETITION TO REVOKE PROBATION

14 12. The allegations of paragraphs 1 through 11 of the Accusation are
15 incorporated herein by reference and are realleged as if fully set forth.

16 13. In a disciplinary action entitled In the Matter of the Accusation Against
17 Nancy Lee Leventoff, Case No. 2176, the Board of Pharmacy, issued a decision, effective April
18 25, 2001, in which Respondent's Pharmacist License was revoked. However, the revocation was
19 stayed and Respondent's license was placed on probation for a period of 3 (three) years with
20 certain terms and conditions. Respondent was advised of the effective date of the decision,
21 reiterating terms and conditions, in a letter dated March 26, 2001 sent from the Board's
22 Executive Officer to respondent at her address of record.

23 RELEVANT CONDITIONS OF PROBATION

24 14. Pursuant to the Decision of the Board in Case No. 2176, the following
25 relevant conditions of probation were imposed:

26 (1.) Actual Suspension

27 As part of probation, respondent is suspended from the practice of pharmacy for
28 thirty (30) days beginning the effective date of this decision. During suspension, respondent

1 shall not enter any pharmacy or any portion of the licensed premises of a wholesaler, medical
2 device retailer or any other distributor of drugs which is licensed by the Board, or any
3 manufacturer, or where dangerous drugs, controlled substances or legend drugs are maintained.

4 ~~Respondent shall not practice pharmacy nor do any act involving drug selection, selection of~~
5 stock, manufacturing, compounding, dispensing or patient consultation; nor shall respondent
6 manage, administer, or be a consultant to any licensee or the Board, or have access to or control
7 the ordering, manufacturing or dispensing of dangerous drugs or controlled substances.

8 Respondent shall not direct or control any aspect of the practice of pharmacy.

9 (2.) Remedial Education

10 Within ninety (90) days of the effective date of this decision, respondent shall
11 submit to the Board, for its prior approval, an appropriate program of remedial education related
12 to pain management. The program of remedial education shall consist of at least 5 continuing
13 education hours, which shall be completed in the first year of probation. The period of probation
14 shall be extended until such remedial education is successfully completed and written proof, in a
15 form acceptable to the Board, is provided to the Board. All remedial education shall be in
16 addition to continuing education courses used for license renewal purposes. Failure to complete
17 the remedial education as set out herein is a ground for the filing of a petition to revoke
18 probation. Following completion of each course, the Board or its designee may administer an
19 examination to test the respondent's knowledge of the course.

20 (3.) No Preceptorships, Supervision of Interns, Being Pharmacist-In-Charge

21 Respondent shall not supervise any intern pharmacist or perform any of the duties
22 of a preceptor, nor shall respondent be the pharmacist-in-charge of any pharmacy licensed by the
23 Board.

24 (4.) Reimbursement for Investigative Costs

25 Respondent shall pay to the Board its costs of investigation and prosecution in the
26 amount of \$1,500.00. Respondent shall make said payment within 30 days of the effective date
27 of the decision. If respondent fails to pay the costs as specified by the Board and on or before
28 the dates(s) determined by the Board, the Board shall, without affording the respondent notice

1 and the opportunity to be heard, revoke probation and carry the disciplinary order that was
2 stayed.

3 (5.) Probation Monitoring Costs

4 Respondent shall pay the costs associated with probation monitoring as
5 determined by the Board each and every year of probation. Such costs shall be payable to the
6 Board at the end of each year of probation. Failure to pay such costs shall be considered a
7 violation of probation.

8 PETITION TO REVOKE PROBATION

9 15. Grounds exist to revoke respondent's probation heretofore entered and
10 reimpose the order of revocation in that respondent has failed to comply with the terms and
11 conditions of probation in the following respects:

12 a. Respondent failed to comply with the condition of probation requiring
13 suspension of her license on or after the effective date of the Board's decision (beginning April
14 25, 2001 through and including May 24, 2001).

15 b. Respondent failed to comply with the condition of remedial education in
16 that she failed to submit to the Board for its prior approval an appropriate program of remedial
17 education within 90 days of the effective date of the Board's decision.

18 c. Respondent failed to comply with the condition of no preceptorships,
19 supervision of interns, being pharmacist-in-charge, by the effective date of the Board's decision
20 (May 24, 2001).

21 d. Respondent failed to comply with the condition of reimbursing the Board
22 its investigation and prosecution costs within 30 days of the effective date of the Board's decision
23 (May 24, 2001).

24 e. Respondent failed to comply with the condition of paying the costs of
25 probation monitoring.

26 f. Respondent failed to fully comply with the terms and conditions of the
27 probation program established by the Board as set forth in paragraphs 15a, 15b, 15c, 15d and
28 15e, above.

1 PRAYER

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

4 1. Revoking or suspending Pharmacist License No. RPH 27293, issued to
5 Nancy Lee Leventoff;

6 2. Vacating the probation ordered by the Board in Case No. 2447, and
7 reimpose the Board's order revoking Pharmacist License No. RPH 27293, issued to Nancy Lee
8 Leventoff;

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

10 DATED: 1/31/02

11
12 P. F. Harris
13 PATRICIA F. HARRIS
14 Executive Officer
15 Board of Pharmacy
16 Department of Consumer Affairs
17 State of California
18 Complainant

17 03583110-SF2001AD1223
18 2Accusation.wpt 10/19/01
19 LLZ 12/05/01
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