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

10 In the Matter of the Accusation Against:

Case No. 2754

11 **FREDERICK LAWRENCE JOHNSON**  
12 2332 Flower Spring Street  
13 Las Vegas, NV 89134

**WITHDRAWAL OF ACCUSATION**

14 Pharmacist License No. RPH 29987

15 Respondent.

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17 **WITHDRAWAL OF ACCUSATION**

18  
19 Patricia F. Harris, Executive Officer of the Board of Pharmacy, Department of Consumer  
20 Affairs, State of California, hereby withdraws the accusation in the above referenced matter.

21  
22 Dated: December 22, 2004

23  
24 *P. J. Harris*

25 PATRICIA HARRIS, Executive Officer  
26 State Board of Pharmacy  
27 Department of Consumer Affairs  
28 State of California

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**A C C U S A T I O N**

17 Pharmacist License No. RPH 29987

18 Respondent.

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20 Complainant alleges:

21 **PARTIES**

22 1. Patricia F. Harris ("Complainant") brings this Accusation solely in her  
23 official capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer  
24 Affairs.

25 2. On or about December 1, 1975, the Board of Pharmacy issued Pharmacist  
26 License Number RPH 29987 to Frederick Lawrence Johnson ("Respondent"). The license was in  
27 full force and effect at all times relevant to the charges brought herein and will expire on March  
28 31, 2006, unless renewed.



1 **CAUSE FOR DISCIPLINE**

2 **(Disciplinary Actions by the Nevada State Board of Pharmacy)**

3 7. Respondent is subject to disciplinary action pursuant to section 4301,  
4 subdivision (n), of the Code in that he was disciplined by the Nevada State Board of Pharmacy  
5 (hereinafter "Nevada Board"), as follows:

6 a. On or about March 8, 1997, pursuant to the Findings of Fact, Conclusions  
7 of Law, and Order issued in the disciplinary proceeding titled *Nevada State Board of Pharmacy*  
8 *v. Frederick L. Johnson*, Case No. 97-002-RPH-S, the Nevada Board placed Respondent on  
9 probation for a period of five years pursuant to terms and conditions. The Nevada Board found  
10 that Respondent violated NRS 639.210(3) and (4) in being under the influence of a controlled  
11 substance that was not taken pursuant to a lawfully issued prescription while on duty at a  
12 pharmacy licensed by the Board, and NRS 453.411(1) and 639.210(4) and (12) in using and  
13 taking controlled substances and dangerous drugs without a lawful prescription therefore. The  
14 violations occurred while Respondent was on probation as ordered by the Nevada Board on June  
15 28, 1996, in a previous matter.

16 b. On or about April 4, 2000, Respondent's pharmacist's license was  
17 summarily suspended by the Nevada Board due to his failure to comply with term 1(a) of his  
18 probation.<sup>1</sup>

19 c. On or about August 22, 2000, pursuant to the Findings of Fact,  
20 Conclusions of Law, and Order issued in the disciplinary proceeding titled *Nevada State Board*  
21 *of Pharmacy v. Frederick L. Johnson*, Case No. 00-041-RPH-S, the Nevada Board revoked  
22 Respondent's pharmacist's license. The Board found that Respondent failed to comply with his  
23 PRN-PRN (Professionals Reaching Nevada - Pharmacist Recover Network) contract and the  
24 Board's March 8, 1997, Order by ingesting alcohol that created an elevated blood alcohol level  
25 that was discovered as a result of a single-vehicle accident. Respondent was also found to be in  
26 violation of NRS 639.210(4).

27 \_\_\_\_\_  
28 1. On April 4, 2002, the Nevada Board received notification that Respondent breached his  
contract with PRN-PRN by having an elevated blood alcohol level after being involved in an accident.

1 d. On or about March 29, 2001, Respondent submitted a request to the  
2 Nevada Board for reinstatement of his pharmacist's license. On or about August 23, 2001, the  
3 Board denied Respondent's request on the basis that he was still addicted to alcohol and his  
4 addition was uncontrolled and un-managed.

5 e. In or before June 2003, Respondent submitted a second request for  
6 reinstatement of his pharmacist's license. On or about July 9, 2003, the Nevada Board denied  
7 Respondent's request for reinstatement on the same basis as set forth in subparagraph (d) above.

8 **PRAYER**

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

11 1.. Revoking or suspending Pharmacist License Number RPH 29987, issued  
12 to Frederick Lawrence Johnson;

13 2. Ordering Frederick Lawrence Johnson to pay the Board of Pharmacy the  
14 reasonable costs of the investigation and enforcement of this case, pursuant to Business and  
15 Professions Code section 125.3;

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

17 DATED: 11/22/04

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20 PATRICIA F. HARRIS  
21 Executive Officer  
22 Board of Pharmacy  
23 Department of Consumer Affairs  
24 State of California  
25 Complainant  
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