

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

In the Matter of the Accusation Against:

**LETICIA NEGRETE CORIA**  
7950 Matilija Avenue  
Panorama City, CA 91402  
Pharmacy Technician License No. TCH 5597

Respondent.

Case No. 3484

OAH No.: L-2011051194

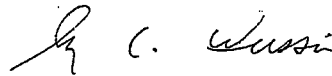
**DECISION AND ORDER**

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 June 7, 2012.

It is so ORDERED on May 8, 2012.

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA



By

\_\_\_\_\_  
STANLEY C. WEISSER  
Board President

1 KAMALA D. HARRIS  
Attorney General of California  
2 GREGORY J. SALUTE  
Supervising Deputy Attorney General  
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4 State Bar No. 157464  
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*Attorneys for Complainant*  
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8 **BEFORE THE**  
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10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:  
12 **LETICIA NEGRETE CORIA**  
7950 Matilija Avenue  
13 Panorama City, CA 91402  
Pharmacy Technician No. TCH 5597  
14  
15 Respondent.

Case No. 3484  
OAH No. L-2011051194

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

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

18 **PARTIES**

- 19 1. Virginia Herold (Complainant) is the Executive Officer of the Board of Pharmacy.  
20 She brought this action solely in her official capacity and is represented in this matter by Kamala  
21 D. Harris, Attorney General of the State of California, by Desiree Tulleners, Deputy Attorney  
22 General.
- 23 2. Respondent Leticia Negrete Coria (Respondent) is representing herself in this  
24 proceeding, and has chosen not to exercise her right to be represented by counsel.
- 25 3. On or about March 12, 1993, the Board of Pharmacy issued Pharmacy Technician  
26 No. TCH 5597 to Leticia Negrete Coria. The Pharmacy Technician was in full force and effect at  
27 all times relevant to the charges brought in Accusation No. 3484, and will expire on July 31,  
28 2012, unless renewed.

1 **JURISDICTION**

2 4. Accusation No. Case No. 3484 was filed before the Board of Pharmacy (Board),  
3 Department of Consumer Affairs, and is currently pending against Respondent. The Accusation  
4 and all other statutorily required documents were properly served on Respondent on March 15,  
5 2011. Respondent timely filed her Notice of Defense contesting the Accusation.

6 A copy of Accusation No. 3484 is attached as Exhibit A and incorporated herein by  
7 reference.

8 **ADVISEMENT AND WAIVERS**

9 5. Respondent has carefully read, and understands the charges and allegations in  
10 Accusation No. 3484. Respondent has also carefully read, and understands the effects of this  
11 Stipulated Settlement and Disciplinary Order.

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

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

21 **CULPABILITY**

22 8. Respondent admits the truth of each and every charge and allegation in Accusation  
23 No. 3484.

24 9. Respondent agrees that her Pharmacy Technician is subject to discipline and she  
25 agrees to be bound by the Board's imposition of discipline as set forth in the Disciplinary Order  
26 below.

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**CONTINGENCY**

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10. This stipulation shall be subject to approval by the Board of Pharmacy. Respondent understands and agrees that counsel for Complainant and the staff of the Board of Pharmacy may communicate directly with the Board regarding this stipulation and settlement, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

11. The parties understand and agree that facsimile copies of this Stipulated Settlement and Disciplinary Order, including facsimile signatures thereto, shall have the same force and effect as the originals.

12. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.

13. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

**DISCIPLINARY ORDER**

*IT IS HEREBY ORDERED* that Pharmacy Technician No. TCH 5597 issued to Respondent Leticia Negrete Coria is revoked.

Respondent shall relinquish her technician license to the board within ten (10) days of the effective date of this decision. Respondent may not reapply or petition the board for reinstatement of her revoked technician license for three (3) years from the effective date of this

1 decision.

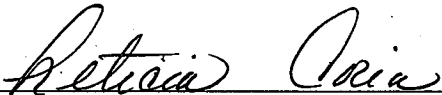
2 A condition of reinstatement shall be that the respondent is certified as defined in Business  
3 and Professions Code section 4202(a)(4) and provides satisfactory proof of certification to the  
4 board.

5 As a condition precedent to reinstatement of her revoked technician license respondent  
6 shall reimburse the board for its costs of investigation and prosecution in the amount of \$7095.00.  
7 Said amount shall be paid in full prior to the reapplication or reinstatement of his or her revoked  
8 technician license, unless otherwise ordered by the board.

9 **ACCEPTANCE**

10 I have carefully read the Stipulated Settlement and Disciplinary Order. I understand the  
11 stipulation and the effect it will have on my Pharmacy Technician. I enter into this Stipulated  
12 Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be  
13 bound by the Decision and Order of the Board of Pharmacy.

14 DATED: 01-05-12

  
15 LETICIA NEGRETE CORIA  
16 Respondent

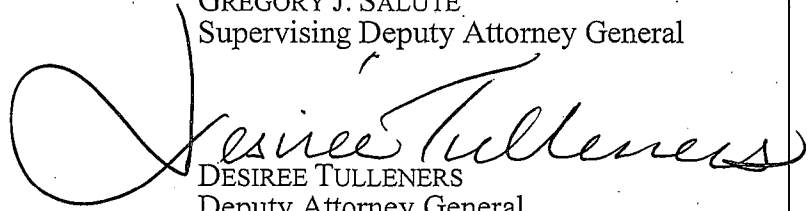
17 **ENDORSEMENT**

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

20 DATED: 1-5-12

21 Respectfully submitted,

22 KAMALA D. HARRIS  
23 Attorney General of California  
24 GREGORY J. SALUTE  
25 Supervising Deputy Attorney General

  
26 DESIREE TULLENERS  
27 Deputy Attorney General  
28 Attorneys for Complainant

**Exhibit A**

**Accusation No. 3484**

1 KAMALA D. HARRIS  
Attorney General of California  
2 GREGORY J. SALUTE  
Supervising Deputy Attorney General  
3 DESIREE TULLENERS  
Deputy Attorney General  
4 State Bar No. 157464  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 897-2578  
6 Facsimile: (213) 897-2804

7 *Attorneys for Complainant*

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

11 In the Matter of the Accusation Against:

Case No. 3484

12 **LETICIA NEGRETE CORIA**

**ACCUSATION**

13 7950 Matilija Avenue  
14 Panorama City, CA 91402

15 Pharmacy Technician License  
16 No. TCH 5597

Respondent.

17 Complainant alleges:

18 **PARTIES**

- 19 1. Virginia Herold (Complainant) brings this Accusation solely in her official capacity  
20 as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs.  
21 2. On or about March 12, 1993, the Board of Pharmacy (Board) issued Pharmacy  
22 Technician License No. TCH 5597 to Leticia Negrete Coria (Respondent). The Pharmacy  
23 Technician License was in full force and effect at all times relevant to the charges brought herein  
24 and will expire on July 31, 2012, unless renewed.

25 **JURISDICTION**

- 26 3. This Accusation is brought before the Board, under the authority of the following  
27 laws. All section references are to the Business and Professions Code unless otherwise indicated.  
28

STATUTORY PROVISIONS

1  
2       4.    Section 118, subdivision (b), provides, in pertinent part, that the expiration of a  
3 license shall not deprive the Board jurisdiction to proceed with a disciplinary action during the  
4 period within which the license may be renewed, restored, reissued or reinstated.

5       5.    Section 490 states:

6       “(a) In addition to any other action that a board is permitted to take against a licensee, a  
7 board may suspend or revoke a license on the ground that the licensee has been convicted of a  
8 crime, if the crime is substantially related to the qualifications, functions, or duties of the business  
9 or profession for which the license was issued.

10       (b) Notwithstanding any other provision of law, a board may exercise any authority to  
11 discipline a licensee for conviction of a crime that is independent of the authority granted under  
12 subdivision (a) only if the crime is substantially related to the qualifications, functions, or duties  
13 of the business or profession for which the licensee's license was issued:

14       (c) A conviction within the meaning of this section means a plea or verdict of guilty or a  
15 conviction following a plea of nolo contendere. Any action that a board is permitted to take  
16 following the establishment of a conviction may be taken when the time for appeal has elapsed, or  
17 the judgment of conviction has been affirmed on appeal, or when an order granting probation is  
18 made suspending the imposition of sentence, irrespective of a subsequent order under the  
19 provisions of Section 1203.4 of the Penal Code.”

20       6.    Section 4300 states that “[e]very license issued may be suspended or revoked.”

21       7.    Section 4301 states, in pertinent part:

22       “The board shall take action against any holder of a license who is guilty of unprofessional  
23 conduct or whose license has been procured by fraud or misrepresentation or issued by mistake.  
24 Unprofessional conduct shall include, but is not limited to, any of the following:

25       ....

26       (f) The commission of any act involving moral turpitude, dishonesty, fraud, deceit, or  
27 corruption, whether the act is committed in the course of relations as a licensee or otherwise, and  
28 whether the act is a felony or misdemeanor or not.



1 .....  
2 (p) Actions or conduct that would have warranted denial of a license.”

3 **REGULATORY PROVISIONS**

4 8. California Code of Regulations, title 16, section 1770, states, in pertinent part:

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

11 **COST RECOVERY**

12 9. Section 125.3 states, in pertinent part, that the Board may request the administrative  
13 law judge to direct a licentiate found to have committed a violation or violations of the licensing  
14 act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the  
15 case.

16 **FIRST CAUSE FOR DISCIPLINE**

17 ***(Conviction of Substantially-Related Crimes)***

18 10. Respondent is subject to disciplinary action under sections 490, in conjunction with  
19 California Code of Regulations, title 16, section 1770, and section 4301, subdivision (I), in that,  
20 Respondent was convicted of crimes substantially related to the qualifications, functions or duties  
21 of a pharmacy technician. Either one of the convictions is an independent cause for disciplinary  
22 action.

23 a. On or about May 5, 2008, after pleading *nolo contendere*, Respondent was convicted  
24 of one misdemeanor count of violating Penal Code section 487, subdivision (a) [grand theft], in  
25 the criminal proceeding entitled *The People of the State of California v. Leticia Negrete Coria*  
26 (Super. Ct. Los Angeles County, 2008, No. 7PY07847). Respondent was sentenced to 120 days  
27 in the Los Angeles County Jail, placed on probation for a period of 24 months, and fined. The  
28 circumstances surrounding the conviction are that on or about December 22, 2007, Respondent

1 was observed by a Bloomingdale's Department Store Loss Prevention Officer walking out of the  
2 department store with concealed merchandise, i.e., three pairs of women's shoes. Respondent  
3 was subsequently convicted of violating Penal Code section 487, subdivision (a) [grand theft].

4 b. On or about May 25, 2006, after pleading *nolo contendere*, Respondent was  
5 convicted of one misdemeanor count of violating Penal Code section 484, subdivision (a) [theft],  
6 in the criminal proceeding entitled *The People of the State of California v. Leticia Negrete Coria*  
7 (Super. Ct. Los Angeles County, 2006, No. 6PY01490). Respondent was sentenced to 1 day in  
8 the Los Angeles County Jail work program, placed on probation for a period of 36 months, and  
9 fined. The circumstances surrounding the conviction are that on or about February 24, 2006,  
10 Respondent was observed by Macy's Department Store Loss Prevention Officers exiting the store  
11 without paying for concealed merchandise, i.e., women's apparel. Respondent was subsequently  
12 convicted of violating Penal Code section 484, subdivision (a) [theft].

13 **SECOND CAUSE FOR DISCIPLINE**

14 ***(Dishonest Acts)***

15 11. Respondent is subject to disciplinary action under section 4301, subdivision (f), in  
16 that, Respondent was convicted of crimes involving dishonest acts when she was found guilty of  
17 grand theft and theft, when she failed to pay for concealed merchandise from two different  
18 department stores on December 22, 2007, and February 24, 2006. Complainant refers to, and by  
19 this reference incorporates, the allegations set forth above in paragraph 10, subparagraphs (a) and  
20 (b), as though set forth fully herein.

21 **THIRD CAUSE FOR DISCIPLINE**

22 ***(Conduct that Would Have Warranted Denial of a License)***

23 12. Respondent is subject to disciplinary action under section 4301, subdivision (p), in  
24 that, Respondent was convicted of crimes involving conduct and actions that would have  
25 warranted denial of a license. Complainant refers to, and by this reference incorporates, the  
26 allegations set forth above in paragraph 10, subparagraphs (a) and (b), as though set forth fully  
27 herein.

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**ADDITIONAL DISCIPLINARY CONSIDERATIONS**

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13. As an additional disciplinary consideration, to determine the degree of discipline, if any, to be imposed on Respondent, Complainant alleges the following:

a. On or about March 01, 1999, after pleading *nolo contendere*, Respondent was convicted of one misdemeanor count of violating Penal Code 484, subdivision (a) [theft], in the criminal proceeding entitled *The People of the State of California v. Leticia Negrete Coria* (Super. Ct. Los Angeles County, 1999, No. 9BU0339). Respondent was sentenced to 1 day in the Los Angeles County Jail, placed on probation for a period of 3 years, and fined. The circumstances surrounding the conviction are that on or about February 13, 1999, Respondent stole, took, and carried away the personal property of another.

b. On or about December 28, 1998, after pleading *nolo contendere*, Respondent was convicted of one misdemeanor count of violating Vehicle Code section 23103 [reckless driving], in the criminal proceeding entitled *The People of the State of California v. Leticia Negrete Coria* (Super. Ct. Los Angeles County, 1998, No. 8VN04401). The Court placed Respondent on probation for a period of 36 months, ordered Respondent to perform 200 hours of community service, and pay a fine. The circumstances surrounding the conviction are that on or about October 18, 1998, Respondent committed an act of reckless driving and was convicted for violating Vehicle Code section 23103 [reckless driving].

**PRAYER**

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

1. Revoking or suspending Pharmacy Technician License No. TCH 5597, issued to Leticia Negrete Coria;

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2. Ordering Leticia Negrete Coria to pay the Board of Pharmacy the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3; and

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

DATED: 3/8/11 

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