

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

In the Matter of the Accusation Against:

Case No. 3991

**CAMMIE LEE QUINN**  
1535 Superior Avenue #11  
Newport Beach, CA 92663

Pharmacy Technician Registration No. TCH  
98152

Respondent.

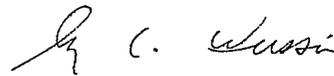
**DECISION AND ORDER**

The attached Stipulated Surrender of License and 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 November 23, 2011.

It is so ORDERED October 24, 2011.

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 JAMES M. LEDAKIS  
Supervising Deputy Attorney General  
3 NICOLE R. COOK  
Deputy Attorney General  
4 State Bar No. 263607  
110 West "A" Street, Suite 1100  
5 San Diego, CA 92101  
P.O. Box 85266  
6 San Diego, CA 92186-5266  
Telephone: (619) 645-2143  
7 Facsimile: (619) 645-2061  
*Attorneys for Complainant*

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**BOARD OF PHARMACY**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

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**Newport Beach, CA 92663**

15 **Pharmacy Technician Registration No. TCH**  
16 **98152**

17 Respondent.

Case No. 3991

OAH No. 2011040986

**STIPULATED SURRENDER OF**  
**LICENSE AND ORDER**

18 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this  
19 proceeding that the following matters are true:

20 **PARTIES**

21 1. Virginia Herold (Complainant) is the Executive Officer of the Board of Pharmacy.  
22 She brought this action solely in her official capacity and is represented in this matter by Kamala  
23 D. Harris, Attorney General of the State of California, by Nicole R. Cook, Deputy Attorney  
24 General.

25 2. Cammie Lee Quinn (Respondent) is represented in this proceeding by attorney  
26 Cameron James Quinn, Esq., whose address is 78-365 Hwy. 111, #289, La Quinta, CA 92253.

27 3. On or about January 12, 2010, the Board of Pharmacy issued Pharmacy Technician  
28 Registration No. TCH 98152 to Cammie Lee Quinn (Respondent). The Pharmacy Technician

1 Registration was in full force and effect at all times relevant to the charges brought in Accusation  
2 No. 3991 and will expire on January 31, 2012, unless renewed.

3 **JURISDICTION**

4 4. Accusation No. 3991 was filed before the Board of Pharmacy (Board), Department of  
5 Consumer Affairs, and is currently pending against Respondent. The Accusation and all other  
6 statutorily required documents were properly served on Respondent on April 11, 2011.  
7 Respondent timely filed her Notice of Defense contesting the Accusation. A copy of Accusation  
8 No. 3991 is attached as Exhibit A and incorporated by reference.

9 **ADVISEMENT AND WAIVERS**

10 5. Respondent has carefully read, fully discussed with counsel, and understands the  
11 charges and allegations in Accusation No. 3991. Respondent also has carefully read, fully  
12 discussed with counsel, and understands the effects of this Stipulated Surrender of License and  
13 Order.

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

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

22 **CULPABILITY**

23 8. Respondent admits the truth of each and every charge and allegation in Accusation  
24 No. 3991, agrees that cause exists for discipline and hereby surrenders her Pharmacy Technician  
25 Registration No. TCH 98152 for the Board's formal acceptance.

26 9. Respondent understands that by signing this stipulation she enables the Board to issue  
27 an order accepting the surrender of her Pharmacy Technician Registration without further  
28 process.

**CONTINGENCY**

1  
2       10. This stipulation shall be subject to approval by the Board of Pharmacy. Respondent  
3 understands and agrees that counsel for Complainant and the staff of the Board of Pharmacy may  
4 communicate directly with the Board regarding this stipulation and surrender, without notice to or  
5 participation by Respondent or her counsel. By signing the stipulation, Respondent understands  
6 and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the  
7 time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its  
8 Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of no force or  
9 effect, except for this paragraph, it shall be inadmissible in any legal action between the parties,  
10 and the Board shall not be disqualified from further action by having considered this matter.

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

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

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

**ORDER**

22  
23       IT IS HEREBY ORDERED that Pharmacy Technician Registration No. TCH 98152, issued  
24 to Respondent Cammie Lee Quinn, is surrendered and accepted by the Board of Pharmacy.

25       14. The surrender of Respondent's Pharmacy Technician Registration and the acceptance  
26 of the surrendered license by the Board shall constitute the imposition of discipline against  
27 Respondent. This stipulation constitutes a record of the discipline and shall become a part of  
28 Respondent's license history with the Board.

1           15. Respondent shall lose all rights and privileges as a pharmacy technician in California  
2 as of the effective date of the Board's Decision and Order.

3           16. Respondent shall cause to be delivered to the Board her pocket license and, if one was  
4 issued, her wall certificate on or before the effective date of the Decision and Order.

5           17. If she ever applies for licensure or petitions for reinstatement in the State of  
6 California, the Board shall treat it as a new application for licensure.

7           18. Respondent may not apply for any license, permit or registration from the Board for  
8 three (3) years from the effective date of this decision. Respondent stipulates that should she  
9 apply for any license from the Board on or after the effective date of this decision, all allegations  
10 set forth in Accusation No. 3991 shall be deemed true, correct and admitted by Respondent when  
11 the Board determines whether to grant or deny the application or petition. Respondent must  
12 comply with all the laws, regulations and procedures for licensure in effect at the time the  
13 application or petition is filed. Respondent is required to report this surrender as disciplinary  
14 action.

15           19. Respondent stipulates that should he or she apply for any license from the Board on  
16 or after the effective date of this decision, investigation and prosecution costs in the amount of  
17 \$1,420.00 shall be paid to the Board prior to issuance of the license.

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1 ACCEPTANCE

2 I have carefully read the above Stipulated Surrender of License and Order and have fully  
3 discussed it with my attorney, Cameron James Quinn, Esq. I understand the stipulation and the  
4 effect it will have on my Pharmacy Technician Registration. I enter into this Stipulated Surrender  
5 of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the  
6 Decision and Order of the Board of Pharmacy.

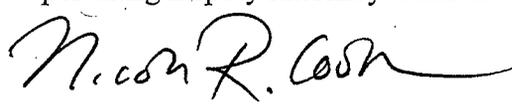
7  
8 DATED: 7-16-2011   
9 CAMMIE LEE QUINN  
10 Respondent

11 I have read and fully discussed with Respondent Cammie Lee Quinn the terms and  
12 conditions and other matters contained in this Stipulated Surrender of License and Order. I  
13 approve its form and content.

14 DATED: 7-16-2011   
15 CAMERON JAMES QUINN, ESQ  
16 Attorney for Respondent

17 ENDORSEMENT

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

20 DATED: 8/23/2011 Respectfully submitted,  
21 KAMALA D. HARRIS  
22 Attorney General of California  
23 JAMES M. LEDAKIS  
24 Supervising Deputy Attorney General  
25   
26 NICOLE R. COOK  
27 Deputy Attorney General  
28 Attorneys for Complainant

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**Exhibit A**

**Accusation No. 3991**

1 KAMALA D. HARRIS  
Attorney General of California  
2 JAMES M. LEDAKIS  
Supervising Deputy Attorney General  
3 NICOLE R. COOK  
Deputy Attorney General  
4 State Bar No. 263607  
110 West "A" Street, Suite 1100  
5 San Diego, CA 92101  
P.O. Box 85266  
6 San Diego, CA 92186-5266  
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**Newport Beach, CA 92663**

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

15 **Pharmacy Technician Registration No. TCH**  
16 **98152**

17 Respondent.

18  
19 Complainant alleges:

20 **PARTIES**

21 1. Virginia Herold (Complainant) brings this Accusation solely in her official capacity  
22 as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs.

23 2. On or about January 12, 2010, the Board of Pharmacy issued Pharmacy Technician  
24 Registration Number TCH 98152 to Cammie Lee Quinn (Respondent). The Pharmacy  
25 Technician Registration was in full force and effect at all times relevant to the charges brought  
26 herein and will expire on January 31, 2012, unless renewed.



1 (j) The violation of any of the statutes of this state, or any other state, or of  
2 the United States regulating controlled substances and dangerous drugs.

3 (o) Violating or attempting to violate, directly or indirectly, or assisting in or  
4 abetting the violation of or conspiring to violate any provision or term of this  
5 chapter or of the applicable federal and state laws and regulations governing  
6 pharmacy, including regulations established by the board or by any other state or  
7 federal regulatory agency.

8 8. Health and Safety Code section 11377(a) states:

9 Except as authorized by law and as otherwise provided in subdivision (b) or  
10 Section 11375, or in Article 7 (commencing with Section 4211) of Chapter 9 of  
11 Division 2 of the Business and Professions Code, every person who possesses any  
12 controlled substance which is (1) classified in Schedule III, IV, or V, and which is  
13 not a narcotic drug, (2) specified in subdivision (d) of Section 11054, except  
14 paragraphs (13), (14), (15), and (20) of subdivision (d), (3) specified in paragraph  
15 (11) of subdivision (c) of Section 11056, (4) specified in paragraph (2) or (3) of  
16 subdivision (f) of Section 11054, or (5) specified in subdivision (d), (e), or (f) of  
17 Section 11055, unless upon the prescription of a physician, dentist, podiatrist, or  
18 veterinarian, licensed to practice in this state, shall be punished by imprisonment  
19 in a county jail for a period of not more than one year or in the state prison.

### 20 COST RECOVERY

21 9. Section 125.3 of the Code provides, in pertinent part, that the Board may request  
22 the administrative law judge to direct a licensee found to have committed a violation or  
23 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation  
24 and enforcement of the case.

### 25 DRUG

26 10. Suboxone, a brand name for buprenorphine and naloxone, is a Schedule V controlled  
27 substance as designated by Health and Safety Code section 11058(d), and is a dangerous drug  
28 pursuant to Business & Professions Code section 4022. Suboxone is used to treat opiate  
addiction.

### 29 FACTUAL ALLEGATIONS

30 11. On or about October 24, 2010 at approximately 11:33 p.m., an officer from the  
Newport Beach Police Department observed a vehicle in the number two lane start to make a  
right hand turn from the right-turn only lane, but then instead of turning, the driver continued to

1 drive straight. The officer also observed the vehicle cross quickly over the painted marks on the  
2 road, and the driver's side tires cross into the opposite traffic lane several times. The officer then  
3 initiated a traffic stop of the vehicle and identified Respondent as the driver. When the officer  
4 approached the vehicle, he smelled a burned marijuana odor coming from the vehicle. The  
5 officer asked Respondent and her two passengers if they had anything illegal in the vehicle. All  
6 three individuals responded stated, "no." The officer observed that Respondent had constricted  
7 pupils consistent with being under the influence of opiates, and that her passengers had watery  
8 and bloodshot eyes consistent with smoking marijuana. Respondent consented to a vehicle  
9 search, exited the vehicle and placed her purse on the driver's seat.

10 12. The officer searched the vehicle and Respondent's purse. The officer discovered  
11 flakes of marijuana on the rear-passenger floor and remnants of a burnt marijuana cigarette under  
12 the driver's seat. In Respondent's purse, the officer discovered a plastic pill container (that also  
13 worked as a pill crusher/cutter) that contained half of an 80 mg Oxycontin pill, two ink pen  
14 sleeves with a yellow/brown residue inside and on the outer edges and one with an outer edge of  
15 black residue, and a medication bottle labeled Suboxone (without any identifying information on  
16 the partially-torn label) with 15 whole and 4 half Suboxone pills inside.

17 13. The officer asked Respondent what medications she was prescribed. Respondent  
18 stated that she was prescribed Oxycontin and Suboxone. The officer asked Respondent if she  
19 smoked her Oxycontin and she stated, "sometimes I do." Respondent also admitted that she had  
20 been prescribed Oxycontin for 4 years and that she took Suboxone to counter the effects of the  
21 Oxycontin withdrawal. She stated that she commutes to Tustin for her Oxycontin refills because  
22 most pharmacies do not dispense the crushable form, however, the Tustin pharmacy she goes to  
23 dispenses the crushable pill.

24 14. The officer asked Respondent if she was currently prescribed Suboxone, to which  
25 Respondent replied, "I was." Respondent then informed the officer that her boyfriend obtained a  
26 prescription for Suboxone and provided her with the pills in order to assist her with withdrawals  
27 of Oxycontin use. Respondent admitted that the pills currently possessed in the bottle were the  
28

1 one's provided by her boyfriend. The officer then placed Respondent under arrest for violation  
2 of Health and Safety Code section 11377(a), possession of a controlled substance.

3 15. The officer then asked Respondent again where she obtained the Suboxone.  
4 Respondent stated, "from the doctor." The officer asked Respondent what doctor had she  
5 obtained them from and Respondent stated, "I'm not sure the name, my boyfriend got it for me."  
6 Respondent admitted that she did not possess a valid prescription for Suboxone. Respondent then  
7 stated that her boyfriend provided her with the pills, that she was previously prescribed Suboxone  
8 by a doctor approximately 3 months prior but she was unable to provide any information about  
9 the doctor.

10 16. Respondent did not fill a prescription for Suboxone from January 1, 2007 through  
11 December 31, 2010.

12 **FIRST CAUSE FOR DISCIPLINE**

13 (Unprofessional Conduct – Violating Laws Regulating Controlled Substances)

14 17. Respondent is subject to disciplinary action for unprofessional conduct under section  
15 4301(j) of the Code in that Respondent possessed a controlled substance, Suboxone, without a  
16 valid prescription in violation of the California Uniform Controlled Substances Act (Health and  
17 Safety Code Sections 11000, et. Seq.), as evidenced by her admissions set forth in paragraphs 11-  
18 16 above, incorporated herein by reference.

19 **SECOND CAUSE FOR DISCIPLINE**

20 (Unprofessional Conduct – Violation of Chapter)

21 18. Respondent is subject to disciplinary action for unprofessional conduct under section  
22 4301(o) of the Code, in that Respondent violated the Pharmacy Act by illegally possessing a  
23 controlled substance in violation of Code section 4060, and by violating Health and Safety Code  
24 section 11377(a), as evidenced by her admissions set forth in paragraphs 11-16 above,  
25 incorporated herein by reference.

26 **PRAYER**

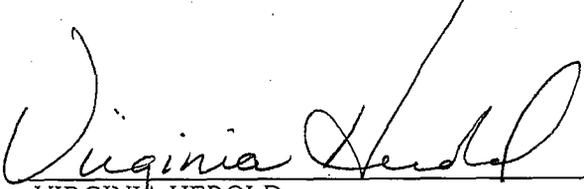
27 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
28 and that following the hearing, the Board of Pharmacy issue a decision:

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1. Revoking or suspending Pharmacy Technician Registration Number TCH 98152, issued to Cammie Lee Quinn;
2. Ordering Cammie Lee Quinn 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;
3. Taking such other and further action as deemed necessary and proper.

DATED:

4/5/11



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

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