

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

In the Matter of the Accusation Against:

Case No. 4075

**LILLIAN D. GARCIA  
12802 Pearce Street  
Garden Grove, CA 92643**

**Pharmacy Technician License No.  
TCH 12732**

Respondent.

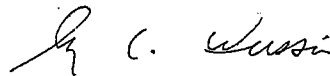
**DECISION AND ORDER**

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 May 25, 2012.

It is so ORDERED on April 25, 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 LINDA K. SCHNEIDER  
Supervising Deputy Attorney General  
3 SHERRY L. LEDAKIS  
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8

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

11 In the Matter of the Accusation Against:

Case No: 4075

12 **LILLIAN D. GARCIA**  
13 **12802 Pearce Street**  
14 **Garden Grove, CA 92643**

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

15 **Pharmacy Technician Registration**  
16 **No. TCH 12732**

17 Respondent.

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 Sherry L. Ledakis, Deputy Attorney  
24 General.

25 2. Lillian D. Garcia (Respondent) is representing herself in this proceeding and has  
26 chosen not to exercise her right to be represented by counsel.

27 3. On or about April 28, 1994, the Board of Pharmacy issued Pharmacy Technician  
28 Registration No. TCH 12732 to Lillian D. Garcia (Respondent). The Pharmacy Technician

1 Registration was in full force and effect at all times relevant to the charges brought in Accusation  
2 No. 4075 and expired on November 30, 2011, and has not been renewed.

3 JURISDICTION

4 4. Accusation No. 4075 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 October 11, 2011.  
7 Respondent timely filed her Notice of Defense contesting the Accusation. A copy of Accusation  
8 No. 4075 is attached as Exhibit A and incorporated by reference.

9 ADVISEMENT AND WAIVERS

10 5. Respondent has carefully read, and understands the charges and allegations in  
11 Accusation No. 4075. Respondent also has carefully read, and understands the effects of this  
12 Stipulated Surrender of License and Order.

13 6. Respondent is fully aware of her legal rights in this matter, including the right to a  
14 hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at  
15 her own expense; the right to confront and cross-examine the witnesses against her; the right to  
16 present evidence and to testify on her own behalf; the right to the issuance of subpoenas to  
17 compel the attendance of witnesses and the production of documents; the right to reconsideration  
18 and court review of an adverse decision; and all other rights accorded by the California  
19 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. 4075, agrees that cause exists for discipline and hereby surrenders her Pharmacy Technician  
25 Registration No. TCH 12732 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.

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RESERVATION

10. The admissions made by Respondent herein are only for the purposes of this proceeding, or any other proceedings in which the Board of Pharmacy or other professional licensing agency is involved, and shall not be admissible in any other criminal or civil proceeding.

CONTINGENCY

11. 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 surrender, 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 Surrender 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.

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

13. This Stipulated Surrender of License and 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 Surrender of License and 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.

14. 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 Order:

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1 ORDER

2 IT IS HEREBY ORDERED that Pharmacy Technician Registration No. TCH 12732, issued  
3 to Respondent Lillian D. Garcia, is surrendered and accepted by the Board of Pharmacy.

4 1. The surrender of Respondent's Pharmacy Technician Registration and the acceptance  
5 of the surrendered license by the Board shall constitute the imposition of discipline against  
6 Respondent. This stipulation constitutes a record of the discipline and shall become a part of  
7 Respondent's license history with the Board of Pharmacy.

8 2. Respondent shall lose all rights and privileges as a Pharmacy Technician in California  
9 as of the effective date of the Board's Decision and Order.

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

12 4. If Respondent ever applies for licensure or petitions for reinstatement in the State of  
13 California, the Board shall treat it as a new application for licensure. Respondent must comply  
14 with all the laws, regulations and procedures for licensure in effect at the time the application or  
15 petition is filed, and all of the charges and allegations contained in Accusation No. 4166 shall be  
16 deemed to be true, correct and admitted by Respondent when the Board determines whether to  
17 grant or deny the application or petition.

18 5. Respondent shall pay the agency its costs of investigation and enforcement in the  
19 amount of \$5,778.00 prior to issuance of a new or reinstated license.

20 6. If Respondent should ever apply or reapply for a new license or certification, or  
21 petition for reinstatement of a license, by any other health care licensing agency in the State of  
22 California, all of the charges and allegations contained in Accusation, No. 4075 shall be deemed  
23 to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any  
24 other proceeding seeking to deny or restrict licensure. Respondent agrees not to apply for  
25 licensure for three years from the effective date of the Board's Decision adopting this stipulated  
26 settlement.

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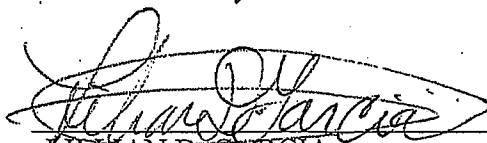
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ACCEPTANCE

I have carefully read the Stipulated Surrender of License and Order. I understand the stipulation and the effect it will have on my Pharmacy Technician Registration. I enter into this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED:

03/09/2012



LILLIAN D. GARCIA

Respondent

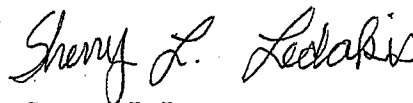
ENDORSEMENT

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

Dated: 3/13/2012

Respectfully submitted,

KAMALA D. HARRIS  
Attorney General of California  
LINDA K. SCHNEIDER  
Supervising Deputy Attorney General



SHERRY L. LEDAKIS  
Deputy Attorney General  
*Attorneys for Complainant*

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**Exhibit A**

**Accusation No. 4075**

1 KAMALA D. HARRIS  
Attorney General of California  
2 ALFREDO TERRAZAS  
Senior Assistant Attorney General  
3 JAMES M. LEDAKIS  
Supervising Deputy Attorney General  
4 State Bar No. 132645  
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5 San Diego, CA 92101  
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6 San Diego, CA 92186-5266  
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*Attorneys for Complainant*

8  
9 **BEFORE THE**  
**BOARD OF PHARMACY**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
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11 In the Matter of the Accusation Against:

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12 **LILLIAN D. GARCIA**  
13 **12802 Pearce Street**  
14 **Garden Grove, CA 92643**

**ACCUSATION**

15 **Pharmacy Technician Registration**  
16 **No. TCH 12732**

Respondent.

17  
18 Complainant alleges:

19 **PARTIES**

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

22 2. On or about April 28, 1994, the Board of Pharmacy issued Pharmacy Technician  
23 Registration Number TCH.12732 to Lillian D. Garcia (Respondent). The Pharmacy Technician  
24 Registration was in full force and effect at all times relevant to the charges brought herein and  
25 will expire on November 30, 2011, unless renewed.

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1 JURISDICTION

2 3. This Accusation is brought before the Board of Pharmacy (Board), Department of  
3 Consumer Affairs, under the authority of the following laws. All section references are to the  
4 Business and Professions Code unless otherwise indicated.

5 4. Section 4300(a) of the Code states that "[e]very license issued may be suspended or  
6 revoked."

7 5. Section 118, subdivision (b), of the Code provides that the suspension, expiration,  
8 surrender or cancellation of a license shall not deprive the Board of jurisdiction to proceed with a  
9 disciplinary action during the period within which the license may be renewed, restored, reissued  
10 or reinstated.

11 STATUTORY AND REGULATORY PROVISIONS

12 6. Section 482 of the Code states:  
13 Each board under the provisions of this code shall develop criteria to evaluate  
14 the rehabilitation of a person when:

15 (a) Considering the denial of a license by the board under Section 480; or

16 (b) Considering suspension or revocation of a license under Section 490.

17 Each board shall take into account all competent evidence of rehabilitation  
18 furnished by the applicant or licensee.

19 7. Section 490 of the Code provides, in pertinent part, that a board may suspend or  
20 revoke a license on the ground that the licensee has been convicted of a crime substantially  
21 related to the qualifications, functions, or duties of the business or profession for which the  
22 license was issued.

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8. Section 492 of the Code states:

Notwithstanding any other provision of law, successful completion of any diversion program under the Penal Code, or successful completion of an alcohol and drug problem assessment program under Article 5 (commencing with section 23249.50) of Chapter 12 of Division 11 of the Vehicle Code; shall not prohibit any agency established under Division 2 ([Healing Arts] commencing with Section 500) of this code, or any initiative act referred to in that division, from taking disciplinary action against a licensee or from denying a license for professional misconduct, notwithstanding that evidence of that misconduct may be recorded in a record pertaining to an arrest.

This section shall not be construed to apply to any drug diversion program operated by any agency established under Division 2 (commencing with Section 500) of this code, or any initiative act referred to in that division.

9. Section 493 of the Code states:

Notwithstanding any other provision of law, in a proceeding conducted by a board within the department pursuant to law to deny an application for a license or to suspend or revoke a license or otherwise take disciplinary action against a person who holds a license, upon the ground that the applicant or the licensee has been convicted of a crime substantially related to the qualifications, functions, and duties of the licensee in question, the record of conviction of the crime shall be conclusive evidence of the fact that the conviction occurred, but only of that fact, and the board may inquire into the circumstances surrounding the commission of the crime in order to fix the degree of discipline or to determine if the conviction is substantially related to the qualifications, functions, and duties of the licensee in question.

As used in this section, "license" includes "certificate," "permit," "authority," and "registration."

10. Section 4301 of the Code states:

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

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

(h) The administering to oneself, of any controlled substance, or the use of any dangerous drug or of alcoholic beverages to the extent or in a manner as to be dangerous or injurious to oneself, to a person holding a license under this chapter, or

1 to any other person or to the public, or to the extent that the use impairs the ability of  
2 the person to conduct with safety to the public the practice authorized by the license.

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

5  
6 (l) The conviction of a crime substantially related to the qualifications,  
7 functions, and duties of a licensee under this chapter. The record of conviction of a  
8 violation of Chapter 13 (commencing with Section 801) of Title 21 of the United  
9 States Code regulating controlled substances or of a violation of the statutes of this  
10 state regulating controlled substances or dangerous drugs shall be conclusive  
11 evidence of unprofessional conduct. In all other cases, the record of conviction shall  
12 be conclusive evidence only of the fact that the conviction occurred. The board may  
13 inquire into the circumstances surrounding the commission of the crime, in order to  
14 fix the degree of discipline or, in the case of a conviction not involving controlled  
15 substances or dangerous drugs, to determine if the conviction is of an offense  
16 substantially related to the qualifications, functions, and duties of a licensee under this  
17 chapter. A plea or verdict of guilty or a conviction following a plea of nolo  
18 contendere is deemed to be a conviction within the meaning of this provision. The  
19 board may take action when the time for appeal has elapsed, or the judgment of  
20 conviction has been affirmed on appeal or when an order granting probation is made  
21 suspending the imposition of sentence, irrespective of a subsequent order under  
22 Section 1203.4 of the Penal code allowing the person to withdraw his or her plea of  
23 guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or  
24 dismissing the accusation, information or indictment.

25  
26 (o) Violating or attempting to violate, directly or indirectly, or assisting in or  
27 abetting the violation of or conspiring to violate any provision or term of this chapter  
28 or of the applicable federal and state laws and regulations governing pharmacy,  
including regulations established by the board or by any other state or federal  
regulatory agency.

11. Section 4022 of the Code states

"Dangerous drug" or "dangerous device" means any drug or device unsafe for  
self-use in humans or animals, and includes the following:

(a) Any drug that bears the legend: "Caution: federal law prohibits dispensing  
without prescription," "Rx only," or words of similar import.

(b) Any device that bears the statement: "Caution: federal law restricts this  
device to sale by or on the order of a \_\_\_\_\_," "Rx only," or words of similar  
import, the blank to be filled in with the designation of the practitioner licensed to  
use or order use of the device.

(c) Any other drug or device that by federal or state law can be lawfully dispensed  
only on prescription or furnished pursuant to Section 4006.

1 12. Section 4059 of the Code states, in pertinent part, that a person may not furnish any  
2 dangerous drug except upon the prescription of a physician, dentist, podiatrist, optometrist,  
3 veterinarian, or naturopathic doctor pursuant to Section 3640.7. A person may not furnish any  
4 dangerous device, except upon the prescription of a physician, dentist, podiatrist, optometrist,  
5 veterinarian, or naturopathic doctor pursuant to Section 3640.7.

6 13. Section 4060 of the Code states:

7 No person shall possess any controlled substance, except that furnished to a person  
8 upon the prescription of a physician, dentist, podiatrist, or veterinarian, or furnished  
9 pursuant to a drug order issued by a certified nurse-midwife pursuant to Section 2746.51, a  
10 nurse practitioner pursuant to Section 2836.1, or a physician assistant pursuant to Section  
11 3502.1. This section shall not apply to the possession of any controlled substance by a  
12 manufacturer, wholesaler, pharmacy, physician, podiatrist, dentist, veterinarian, certified  
13 nurse-midwife, nurse practitioner, or physician assistant, when in stock in containers  
14 correctly labeled with the name and address of the supplier or producer.

15 Nothing in this section authorizes a certified nurse-midwife, a nurse practitioner, or a  
16 physician assistant to order his or her own stock of dangerous drugs and devices.

17 14. Title 16, California Code of Regulations, section 1769, states:

18 (b) When considering the suspension or revocation of a facility or a personal  
19 license on the ground that the licensee or the registrant has been convicted of a crime,  
20 the board, in evaluating the rehabilitation of such person and his present eligibility for  
21 a license will consider the following criteria:

22 (1) Nature and severity of the act(s) or offense(s).

23 (2) Total criminal record.

24 (3) The time that has elapsed since commission of the act(s) or offense(s).

25 (4) Whether the licensee has complied with all terms of parole, probation,  
26 restitution or any other sanctions lawfully imposed against the licensee.

27 (5) Evidence, if any, of rehabilitation submitted by the licensee.

28 15. Title 16, California Code of Regulations, 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.

1 COST RECOVERY

2 16. Section 125.3 of the Code states, in pertinent part, that the Board may request the  
3 administrative law judge to direct a licensee found to have committed a violation or violations of  
4 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
5 enforcement of the case.

6 DRUGS

7 17. Hycotuss, a brand name for Hydrocodone with antitussive and expectorant, is a  
8 Schedule III controlled substance as designated by Health and Safety Code section 11056(e)(4)  
9 and is a dangerous drug pursuant to Business and Professions Code section 4022.

10 18. Phentermine, sold under the brand names Fastin and Adipex-P, is a Schedule IV  
11 controlled substance as designated by Health and Safety Code section 11057(f)(4), and is a  
12 dangerous drug pursuant to Business and Professions Code section 4022.

13 19. Tylenol #3 is a Schedule III controlled substance as designated by California  
14 Health & Safety Code section 11056(e)(2), and is a dangerous drug pursuant to Business and  
15 Professions Code section 4022.

16 20. Vicodin, a brand name for acetaminophen and hydrocodone bitartrate, is a  
17 Schedule III controlled substance as designated by Health and Safety Code Section 11056(e)(4),  
18 and is a dangerous drug pursuant to Business and Professions Code section 4022.  
19

20 FIRST CAUSE FOR DISCIPLINE

21 (November 10, 2010 Criminal Conviction for Driving Under the Influence of Alcohol and/or  
22 Drugs and Possession of Controlled Substances Without a Prescription on April 20, 2010)

23 21. Respondent is subject to disciplinary action under sections 490 and 4301(I) of the  
24 Code in that she was convicted of crimes that are substantially related to the qualifications, duties  
25 and functions of a pharmacy technician. The circumstances are as follows:  
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1           22. On or about November 10, 2010, in a criminal proceeding entitled *The People of*  
2 *the State of California v. Lillian D. Garcia*, in the Orange County Superior Court, Case  
3 No. 10CF2318 M A, Respondent was convicted on his plea of guilty of violating Vehicle Code  
4 section 23152(a) (driving under the influence of alcohol and/or drugs), and Business and  
5 Professions Code section 4060 (possession of controlled substances without a prescription),  
6 misdemeanor. Pursuant to a plea agreement, the Court dismissed violation of Health and Safety  
7 Code section 11352 (possession of a controlled substance) and Penal Code section 496(a)  
8 (possession of stolen property).

9           23. The facts that led to the above conviction are that on April 20, 2010, at approximately  
10 2000 hours, California Highway Patrol officers observed Respondent's vehicle weaving between  
11 lanes on the freeway three times in approximately 15 seconds. Officers activated their emergency  
12 lights and siren and directed Respondent to exit the freeway through the P.A. system.  
13 Respondent exited at 17th Street in Santa Ana, CA. When officers contacted Respondent, they  
14 asked her if she had been drinking and Respondent told officers that she did not consume  
15 anything alcoholic but was feeling really tired. While talking to Respondent, officers observed  
16 several empty prescription bottles with the labels torn off in the center console of the vehicle.  
17 Officers asked Respondent if she had consumed any drugs prior to driving, and Respondent told  
18 officers she had taken two Lorazepam tablets earlier in the day. Respondent reached in her purse  
19 and retrieved a prescription bottle for Lorazepam that was prescribed to her. When officers  
20 directed Respondent to exit the vehicle, she did so with an unsteady gait. Respondent failed the  
21 field sobriety tests. Based on the officers' observations and Respondent's performance of the  
22 field sobriety tests, Respondent was placed under arrest.

23           24. A search of Respondent's person incidental to the arrest revealed 33 pills of various  
24 colors and sizes in Respondent's left front jean pocket. Respondent told officers she obtained the  
25 pills from Costco Pharmacy in San Juan Capistrano where she worked as a pharmacy technician,  
26 and that she had found them in the restroom of the warehouse. The pills were later identified as  
27 14 Vicodin, 2 Tylenol III, 16 Phentermine and 1 Hycotussin. Respondent did not have a  
28 prescription for the pills found on her person. Respondent provided a blood sample and was

1 transported and booked at the Orange County Jail. The blood sample tested positive for  
2 Benzodiazepines and Opiates.

3 25. Respondent worked for Costco Pharmacy from March of 2009 until her termination  
4 on April 27, 2010, for theft, dishonesty toward the company and for dishonesty during Costco's  
5 Pharmacy investigation. An audit at Costco's pharmacy from February 8, 2010 until the date of  
6 Respondent's arrest found the following:

7 **Hydrocodone/APAP 7.5/750** – The pharmacy was short 90 tablets since February 8, 2010.  
8 Respondent was found to be in possession of 14 tablets at the time of her arrest.

9 **Phentermine 30mg** – The pharmacy was short 108 capsules from February 8, 2010.  
10 Respondent was in possession of 16 capsules at the time of her arrest.

11 **Tylenol With Codeine** – The pharmacy was short 30 tablets from March 15, 2010.  
12 Respondent was found in possession of 2 tablets at the time of her arrest.

14 **SECOND CAUSE FOR DISCIPLINE**

15 **(Unprofessional Conduct - Commission of Acts Involving**  
16 **Moral Turpitude, Dishonesty, Fraud, Deceit & Corruption)**

17 26. Respondent is subject to disciplinary action under section 4301, subdivision (f) of the  
18 Code in that between or about March of 2009 and April 20, 2010, while working as a pharmacy  
19 technician, Respondent stole controlled substances and dangerous drugs from her employer,  
20 Costco Pharmacy, located in San Juan Capistrano, using fraud, deceit, and dishonesty, as detailed  
21 in paragraphs 21-25, above, which are incorporated here by reference. Such conduct is  
22 substantially related to the qualifications, duties, and functions of a pharmacy technician.

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1 **THIRD CAUSE FOR DISCIPLINE**

2 **(Unprofessional Conduct - Violation of California Statutes Regulating**  
3 **Controlled Substances & Dangerous Drugs)**

4 26. Respondent is subject to disciplinary action under section 4301, subdivision (j) and  
5 (o) of the Code in that on or between March 2009 to April 20, 2010, while working as a pharmacy  
6 technician, Respondent knowingly violated Business and Professions Code sections 4022 and  
7 4059 regulating controlled substances and dangerous drugs, as detailed in paragraphs 21-25,  
8 above, which are incorporated here by reference. Such conduct is substantially related to the  
9 qualifications, duties, and functions of a pharmacy technician.

10 **FOURTH CAUSE FOR DISCIPLINE**

11 **(Use of Drugs to an Extent or Manner Dangerous or Injurious**  
12 **to Self or Others)**

13 27. Respondent is subject to disciplinary action under section 4301 (h) of the Code in that  
14 she used controlled substances to an extent or in a manner dangerous or injurious to herself or  
15 others, as is more fully detailed at paragraphs 21-25, above, which are incorporated here by  
16 reference.

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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. Revoking or suspending Pharmacy Technician Registration Number TCH 12732, issued to Lillian D. Garcia
2. Ordering Lillian D. Garcia, 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: 9/30/11 Virginia Herold

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

SD2011800671