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

In the Matter of the Petition to Revoke
Probation Against:

Case No. 4413

**CORIN E. RINI
657 Benson Way
Thousand Oaks, CA 91360
Pharmacy Technician Registration No. TCH
30033**

DEFAULT DECISION AND ORDER

[Gov. Code, §11520]

Respondent.

FINDINGS OF FACT

1. On or about November 19, 2012, Complainant Virginia K. Herold, in her official capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs, filed Petition to Revoke Probation No. 4413 against Corin E. Rini (Respondent) before the Board of Pharmacy. (Petition to Revoke Probation attached as Exhibit A.)
2. On or about July 20, 1999, the Board of Pharmacy (Board) issued Pharmacy Technician Registration No. TCH 30033 to Respondent. The Pharmacy Technician Registration expired on August 31, 2012, and has not been renewed.

1 3. On or about December 4, 2012, Respondent was served by Certified and First Class
2 Mail copies of the Petition to Revoke Probation No. 4413, Statement to Respondent, Notice of
3 Defense, Request for Discovery, and Discovery Statutes (Government Code sections 11507.5,
4 11507.6, and 11507.7) at Respondent's address of record which, pursuant to Business and
5 Professions Code section 4100, is required to be reported and maintained with the Board.

6 Respondent's address of record was and is:

7 657 Benson Way
8 Thousand Oaks, CA 91360.

9 4. Service of the Petition to Revoke Probation was effective as a matter of law under the
10 provisions of Government Code section 11505, subdivision (c) and/or Business & Professions
11 Code section 124.

12 5. In or about December 2012, the certified mail notice was returned bearing the
13 signature of "ANAP." None of the aforementioned documents were returned.

14 6. Government Code section 11506 states, in pertinent part:

15 (c) The respondent shall be entitled to a hearing on the merits if the respondent
16 files a notice of defense, and the notice shall be deemed a specific denial of all parts
17 of the accusation not expressly admitted. Failure to file a notice of defense shall
18 constitute a waiver of respondent's right to a hearing, but the agency in its discretion
19 may nevertheless grant a hearing.

20 7. Respondent failed to file a Notice of Defense within 15 days after service upon her of
21 the Petition to Revoke Probation, and therefore waived her right to a hearing on the merits of
22 Petition to Revoke Probation No. 4413.

23 8. California Government Code section 11520 states, in pertinent part:

24 (a) If the respondent either fails to file a notice of defense or to appear at the
25 hearing, the agency may take action based upon the respondent's express admissions
26 or upon other evidence and affidavits may be used as evidence without any notice to
27 respondent.

28 9. Pursuant to its authority under Government Code section 11520, the Board finds
Respondent is in default. The Board will take action without further hearing and, based on the
relevant evidence contained in the Default Decision Evidence Packet in this matter, as well as
taking official notice of all the investigatory reports, exhibits and statements contained therein on

1 file at the Board's offices regarding the allegations contained in Petition to Revoke Probation No.
2 4413, finds that the charges and allegations in Petition to Revoke Probation No. 4413, are
3 separately and severally, found to be true and correct by clear and convincing evidence.

4 10. Taking official notice of its own internal records, pursuant to Business and
5 Professions Code section 125.3, it is hereby determined that the reasonable costs for Investigation
6 and Enforcement is \$2,312.50 as of March 5, 2013.

7 DETERMINATION OF ISSUES

8 1. Based on the foregoing findings of fact, Respondent Corin E. Rini has subjected her
9 Pharmacy Technician Registration No. TCH 30033 to discipline.

10 2. The agency has jurisdiction to adjudicate this case by default.

11 3. The Board of Pharmacy is authorized to revoke Respondent's Pharmacy Technician
12 Registration based upon the following violations alleged in the Petition to Revoke Probation
13 which are supported by the evidence contained in the Default Decision Evidence Packet in this
14 case.:

15 a. By way of background, in a disciplinary action entitled "In the Matter of the
16 Accusation Against Corin Rini", Case No. 3375, the Board issued a decision, effective January 7,
17 2011, in which Respondent's Pharmacy Technician Registration was revoked. However, the
18 revocation was stayed and Respondent's Pharmacy Technician Registration was placed on
19 probation for four (4) years subject to Terms and Conditions as set forth in the Decision and
20 Order.

21 b. Respondent failed to comply with term and condition 3 that required that Respondent
22 report to the Board on a quarterly basis. Specifically, Respondent failed to submit timely
23 quarterly reports to the Board since October 27, 2011.

24 c. Respondent also failed to comply with term and condition 7 that required Respondent
25 to pay the Board its costs of investigation and prosecution the amount of \$4,000.00. Respondent
26 had not submitted cost recovery payments to the Board as scheduled and no payments have been
27 received since October 3, 2011, leaving the amount of \$3,280 in outstanding payments.

1 d. Respondent failed to comply with term and condition 16, which required that
2 Respondent participate in random drug testing. Respondent failed to comply as of January 5,
3 2012. Respondent was notified that she did not report as required on January 30, 2011, April 20,
4 2011, July 28, 2011, November 5, 2011, November 26, 2011, December 1, 2011, and December
5 7-January 4, 2012. Moreover, Respondent failed to submit to testing on November 29, 2011,
6 December 8, 2011, December 14, 2011, December 21, 2011 and December 30, 2011.

7 e. Respondent failed to comply with term and condition 17, which required Respondent
8 to attend substance abuse recovery relapse prevention and support groups if she tested positive on
9 random drug screening. Respondent tested positive on a random drug test conducted on March
10 14, 2011, but failed to submit documentation and proof of attendance at a Board-approved
11 recognized and established substance abuse recovery support group in California.

12 f. Respondent failed to comply with term and condition 20, which required Respondent
13 to abstain from drugs and alcohol. Specifically, Respondent tested positive for ETG/ETS
14 (alcohol) on March 14, June 20, November 15 and November 22, 2011. Additionally,
15 Respondent tested positive for Cocaine on November 22, 2011 through the Board's random drug
16 screening program. Respondent did not submit documentation for any legitimate use of the
17 controlled substance as required.

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ORDER

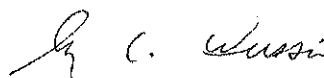
IT IS SO ORDERED that Pharmacy Technician Registration No. TCH 30033, heretofore issued to Respondent Corin E. Rini, is revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on June 3, 2013.

It is so ORDERED ON May 3, 2013.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA



By _____
STANLEY C. WEISSER
Board President

51255406.DOC
DOJ Matter ID:LA2012507830

Attachment:
Exhibit A: Petition to Revoke Probation

Exhibit A

Petition to Revoke Probation

1 KAMALA D. HARRIS
Attorney General of California
2 MARC D. GREENBAUM
Supervising Deputy Attorney General
3 GILLIAN E. FRIEDMAN
Deputy Attorney General
4 State Bar No. 169207
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 897-2564
6 Facsimile: (213) 897-2804
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 Petition to Revoke Probation
12 Against:

Case No. 4413

13 **CORIN E. RINI**
14 **657 Benson Way**
Thousand Oaks, California 91360

PETITION TO REVOKE PROBATION

15 **Pharmacist Technician Registration No.**
16 **TCH 30033**

17 Respondent.

18 Complainant alleges:

19 **PARTIES**

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

22 2. On or about July 20, 1999, the Board of Pharmacy issued Original Pharmacy
23 Technician Registration Number TCH 30033 to Corin Rini (Respondent). The License was in
24 effect at all times relevant to the charges brought herein and expired on August 31, 2012. The
25 Board has jurisdiction to proceed against the probationary license during the period in which the
26 license is subject to renewal and before the expiration of the probationary period.

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1 **JURISDICTION**

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

5 4. Section 4011 of the Code provides that the Board shall administer and enforce both
6 the Pharmacy Law [Bus. & Prof. Code, § 4000 et seq.] and the Uniform Controlled Substances
7 Act [Health & Safety Code, § 11000 et seq.].

8 5. Section 4300 of the Code states, in pertinent part:

9 “(a) Every license issued may be suspended or revoked.

10 ...

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

15 “(e) The proceedings under this article shall be conducted in accordance with Chapter 5
16 (commencing with Section 11500) of Part 1 of Division 3 of the Government Code, and the board
17 shall have all the powers granted therein. The action shall be final, except that the propriety of the
18 action is subject to review by the superior court pursuant to Section 1094.5 of the Code of Civil
19 Procedure.”

20 **FACTUAL BACKGROUND**

21 6. In a disciplinary action entitled “In the Matter of the Accusation Against Corin Rini”,
22 Case No. 3375, the Board issued a decision, effective January 7, 2011, in which Respondent’s
23 Pharmacy Technician Registration was revoked. However, the revocation was stayed and
24 Respondent’s Pharmacy Technician Registration was placed on probation for four (4) years
25 subject to Terms and Conditions as set forth in the Decision and Order. A copy of that decision is
26 attached as Exhibit A and is incorporated by reference.

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1 **FIRST CAUSE TO REVOKE PROBATION**

2 **(Failure to Report Quarterly to the Board)**

3 7. At all times after the effective date of the Decision and Order imposing probation on
4 Respondent's License, Term and Condition 3 of that Order required:

5 **3. Report to the Board.** Respondent shall report to the Board quarterly, on a
6 schedule as directed by the Board or its designee. The report shall be made either in
7 person or in writing, as directed. Among other requirements, Respondent shall state
8 in each report under penalty of perjury whether there has been compliance with all
9 the terms and conditions of probation. Failure to submit timely reports in a form as
10 directed shall be considered a violation of probation. Any period(s) of delinquency
11 in submission of reports as directed may be added to the total period of probation.
12 Moreover, if the final probation report is not made as directed, probation shall be
13 automatically extended until such time as the final report is made and accepted by
14 the Board.

15 8. Respondent's probation is subject to revocation as she failed to comply with Term
16 and Condition 3 of that probation, listed above. Respondent failed to submit timely quarterly
17 reports to the Board as required. The facts and circumstances regarding this violation are as
18 follows: The Board has not received a quarterly report since October 27, 2011.

19 **SECOND CAUSE TO REVOKE PROBATION**

20 **(Failure to Submit Cost Recovery Payments)**

21 9. At all times after the effective date of the Decision and Order imposing probation on
22 Respondent's License, Term and Condition 7 of that Order required in pertinent part:

23 **7. Reimbursement of Board Costs.** As a condition precedent to successful
24 completion of probation, respondent shall pay to the board its costs of investigation
25 and prosecution in the amount of \$4,000.00. Such costs shall be payable to the
26 Board on a schedule as directed by the Board or its designee. There shall be no
27 deviation from this schedule absent prior written approval by the Board or its
28 designee. Failure to pay costs by the deadline(s) as directed shall be considered a
violation of probation.

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

10 10. Respondent's probation is subject to revocation as she failed to comply with Term
11 and Condition 7 of that probation, listed above. The facts and circumstances regarding this
12 violation are as follows: Respondent has not submitted timely cost recovery payments to the
13 Board as scheduled. Respondent was required to submit monthly payments of \$90.00. No

1 payments have been received since October 3, 2011, leaving the amount of \$3,280 in outstanding
2 payments.

3 **THIRD CAUSE TO REVOKE PROBATION**

4 **(Failure to Submit to Random Drug Screening)**

5 8. At all times after the effective date of the Decision and Order imposing probation on
6 Respondent's License, Term and Condition 16 of that Order required in pertinent part:

7 **16. Random Drug Screening.** Respondent, at her own expense, shall participate in
8 random drug testing, including but not limited to, biological fluid testing (urine,
9 blood), breathalyzer, hair follicle testing, or other drug screening program as directed
10 by the Board or its designee. Respondent may be required to participate in testing for
11 the entire probation period and the frequency of testing will be determined by the
12 Board or its designee. At all times, Respondent shall fully cooperate with the Board
or its designee, and shall, when directed, submit to such tests and samples for the
detection of alcohol, narcotics, hypnotics, dangerous drugs or other controlled
substances as the Board or its designee may direct. Failure to timely submit to testing
as directed shall considered a violation of probation.

13 9. Respondent's probation is subject to revocation as she failed to comply with Term
14 and Condition 16 of that probation, listed above. The facts and circumstances regarding this
15 violation are as follows: As of January 5, 2012, Respondent was notified that she did not report
16 as required on January 30, 2011, April 20, 2011, July 28, 2011, November 5, 2011, November 26,
17 2011, December 1, 2011, December 7-January 4, 2012. Moreover, Respondent failed to submit
18 to testing on November 29, 2011, December 8, 2011, December 14, 2011, December 21, 2011
19 and December 30, 2011.

20 **FOURTH CAUSE TO REVOKE PROBATION**

21 **(Failure to Submit Proof of Attendance of Substance Abuse Program)**

22 10. At all times after the effective date of the Decision and Order imposing probation on
23 Respondent's License, Term and Condition 17 of that Order required:

24 **17. Attend Substance Abuse Recovery Relapse Prevention and Support**
25 **Groups if Test Positive on Random Drug Screening.** If Respondent tests positive
26 on any of the random drug testing, within thirty (30) days of the positive test,
27 Respondent shall be required to do the following. Respondent shall begin regular
28 attendance at a recognized and established substance abuse recovery support group in
California, (e.g., Alcoholics Anonymous, Narcotics Anonymous, etc.) which has been
approved by the Board or its designee. Respondent must attend at least one group
meeting per week unless otherwise directed by the Board or its designee. Respondent
shall continue regular attendance and submit signed and dated documentation

1 confirming attendance with each quarterly report for the duration of probation.
2 Failure to attend or submit documentation thereof shall be considered a violation of
3 probation.

4 11. Respondent's probation is subject to revocation as she failed to comply with Term
5 and Condition 17 of that probation, listed above. Respondent tested positive on a random drug
6 test conducted on March 14, 2011, but failed to comply with term 17 which required that she
7 submit documentation and proof of attendance at a Board-approved recognized and established
8 substance abuse recovery support group in California.

9 **FIFTH CAUSE TO REVOKE PROBATION**

10 **(Failure to Abstain from Drugs and Alcohol Use)**

11 12. At all times after the effective date of the Decision and Order imposing probation on
12 Respondent's License, the Term and Condition 20 of that Order required:

13 **20. Abstain from Drugs and Alcohol.** Respondent shall completely abstain from
14 the possession or use of alcohol, controlled substances, dangerous drugs and their
15 associated paraphernalia except when the drugs are lawfully prescribed by a
16 licensed practitioner as part of a documented medical treatment. Upon request of
17 the Board or its designee, Respondent shall provide documentation from the
18 licensed practitioner that the prescription for the drug was legitimately issued and is
19 a necessary part of the treatment of the Respondent. Failure to timely provide such
20 documentation shall be considered a violation of probation. Respondent shall
21 ensure that she is not in the same physical location as individuals who are using
22 illicit substances even if respondent is not personally ingesting the drugs. Any
23 possession or use of alcohol, controlled substances, or their associated paraphernalia
24 not supported by the documentation timely provided, and/or any physical proximity
25 to persons using illicit substances, shall be considered a violation of probation.

26 13. Respondent's probation is subject to revocation as she failed to comply with Term
27 and Condition 20 of that probation, listed above. Respondent tested positive for ETG/ETS
28 (alcohol) on March 14, June 20, November 15 and November 22, 2011. Additionally, Respondent
tested positive for Cocaine on November 22, 2011 through the Board's random drug screening
program. Respondent did not submit documentation for any legitimate use of the controlled
substance as required.

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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:

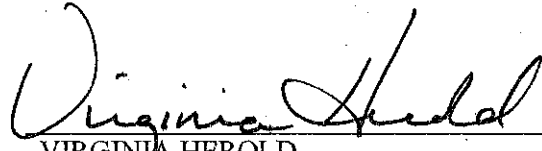
1. Revoking the probation that was granted by the Board of Pharmacy in Case No. 3375 and imposing the disciplinary Order that was stayed, thereby revoking California Pharmacy Technician Registration No. TCH 30033 issued to Respondent Corin Rini;

2. Revoking or suspending California Pharmacy Technician Registration No. TCH 30033, issued to Corin Rini; and

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

DATED: _____

11/19/12



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

51174020

Exhibit A

Decision and Order

Board of Pharmacy Case No. 3375

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

In the Matter of the Accusation Against:

Case No. 3375

CORIN E. RINI
657 Benson Way
Thousand Oaks, CA 91360

Pharmacy Technician License No. TCH 30033
Respondent.

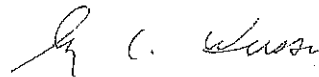
DECISION AND ORDER

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 January 7, 2011.

It is so ORDERED on December 8, 2010.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA



By

STANLEY C. WEISSER
Board President

1 EDMUND G. BROWN JR.
Attorney General of California
2 KAREN B. CHAPPELLE
Supervising Deputy Attorney General
3 RENE JUDKIEWICZ
Deputy Attorney General
4 State Bar No. 141773
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 897-2537
6 Facsimile: (213) 897-2804
Attorneys for Complainant

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

10 In the Matter of the Accusation Against:

Case No. 3375

11 **CORIN E. RINI**
12 **657 Benson Way**
13 **Thousand Oaks, CA 91360**
14 **Pharmacy Technician Registration No. TCH**
30033

OAH No. L-2010010974

STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER

15 Respondent.

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

19 PARTIES

20 1. Virginia Herold (Complainant) is the Executive Officer of the Board of Pharmacy
21 (Board). She brought this action solely in her official capacity and is represented in this matter by
22 Edmund G. Brown Jr., Attorney General of the State of California, by Rene Judkiewicz, Deputy
23 Attorney General.

24 2. Respondent Corin E. Rini (Respondent) is represented in this proceeding by attorney
25 Mr. Fredrick M. Ray, whose address is: Mr. Fredrick M. Ray, Attorney at Law, 770 The City
26 Drive, Suite 8100, Orange, California 92868-6927

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- 1 a plea of guilty or nolo contendere in any state or federal criminal proceeding to any
2 criminal complaint, information or indictment;
3 a conviction of any crime; or
4 discipline, citation, or other administrative action filed by any state or federal agency
5 which involves Respondent's pharmacy technician registration or which is related to
6 the practice of pharmacy or the manufacturing, obtaining, handling, distributing,
7 billing, or charging for any drug, device or controlled substance.

8 Failure to timely report any such occurrence shall be considered a violation of probation.

9
10 **3. Report to the Board**

11 Respondent shall report to the Board quarterly, on a schedule as directed by the Board or its
12 designee. The report shall be made either in person or in writing, as directed. Among other
13 requirements, Respondent shall state in each report under penalty of perjury whether there has
14 been compliance with all the terms and conditions of probation. Failure to submit timely reports
15 in a form as directed shall be considered a violation of probation. Any period(s) of delinquency
16 in submission of reports as directed may be added to the total period of probation. Moreover, if
17 the final probation report is not made as directed, probation shall be automatically extended until
18 such time as the final report is made and accepted by the Board.

19 **4. Interview with the Board**

20 Upon receipt of reasonable prior notice, Respondent shall appear in person for interviews
21 with the Board or its designee, at such intervals and locations as are determined by the Board or
22 its designee. Failure to appear for any scheduled interview without prior notification to Board
23 staff, or failure to appear at two (2) or more scheduled interviews with the Board or its designee
24 during the period of probation, shall be considered a violation of probation.

25 **5. Cooperate with Board Staff**

26 Respondent shall cooperate with the Board's inspection program and with the Board's
27 monitoring and investigation of Respondent's compliance with the terms and conditions of her
28 probation. Failure to cooperate shall be considered a violation of probation.

1 6. Notice to Employers

2 During the period of probation, Respondent shall notify all present and prospective
3 employers of the decision in case number 3375 and the terms, conditions and restrictions imposed
4 on Respondent by the decision, as follows:

5 Within thirty (30) days of the effective date of this decision, and within fifteen (15) days of
6 respondent undertaking any new employment, Respondent shall cause her direct supervisor,
7 pharmacist-in-charge (including each new pharmacist-in-charge employed during Respondent's
8 tenure of employment) and owner to report to the board in writing acknowledging that the listed
9 individual(s) has/have read the decision in case number 3375 and the terms and conditions
10 imposed thereby. It shall be Respondent's responsibility to ensure that her employer(s) and/or
11 supervisor(s) submit timely acknowledgement(s) to the Board.

12 If Respondent works for or is employed by or through a pharmacy employment service,
13 respondent must notify her direct supervisor, pharmacist-in-charge and owner at every pharmacy
14 of the terms and conditions of the decision in case number 3375 in advance of the Respondent
15 commencing work at each pharmacy. A record of this notification must be provided to the Board
16 upon request.

17 Furthermore, within thirty (30) days of the effective date of this decision, and within fifteen
18 (15) days of Respondent undertaking any new employment by or through a pharmacy
19 employment service, Respondent shall cause her direct supervisor with the pharmacy
20 employment service to report to the Board in writing acknowledging that she has read the
21 decision in case number 3375 and the terms and conditions imposed thereby. It shall be
22 Respondent's responsibility to ensure that her employer(s) and/or supervisor(s) submit timely
23 acknowledgment(s) to the board.

24 Failure to timely notify present or prospective employer(s) or to cause that/those
25 employer(s) to submit timely acknowledgements to the board shall be considered a violation of
26 probation.

27 "Employment" within the meaning of this provision shall include any full-time,
28 part-time, temporary or relief service or pharmacy management service as a pharmacy

1 technician or in any position for which a pharmacy technician license is a requirement
2 or criterion for employment, whether the Respondent is considered an employee,
3 independent contractor or volunteer.

4 **7. Reimbursement of Board Costs**

5 As a condition precedent to successful completion of probation, respondent shall pay to the
6 board its costs of investigation and prosecution in the amount of \$4,000.00. Such costs shall be
7 payable to the Board on a schedule as directed by the Board or its designee. There shall be no
8 deviation from this schedule absent prior written approval by the Board or its designee. Failure to
9 pay costs by the deadline(s) as directed shall be considered a violation of probation.

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

12 **8. Probation Monitoring Costs**

13 Respondent shall pay any costs associated with probation monitoring as determined by the
14 Board each and every year of probation. Such costs shall be payable to the Board on a schedule
15 as directed by the Board or its designee. Failure to pay such costs by the deadline(s) as directed
16 shall be considered a violation of probation.

17 **9. Status of Pharmacy Technician Registration**

18 Respondent shall, at all times while on probation, maintain an active, current pharmacy
19 technician registration with the Board, including any period during which suspension or probation
20 is tolled. Failure to maintain an active, current registration shall be considered a violation of
21 probation.

22 If Respondent's pharmacy technician registration expires or is cancelled by operation of
23 law or otherwise at any time during the period of probation, including any extensions thereof due
24 to tolling or otherwise, upon renewal or reapplication respondent's registration shall be subject to
25 all terms and conditions of this probation not previously satisfied.

26 **10. Pharmacy Technician Registration Surrender While on Probation/Suspension**

27 Following the effective date of this decision, should Respondent cease work due to
28 retirement or health, or be otherwise unable to satisfy the terms and conditions of probation,

1 Respondent may tender her pharmacy technician registration to the Board for surrender. The
2 Board or its designee shall have the discretion whether to grant the request for surrender or take
3 any other action it deems appropriate and reasonable. Upon formal acceptance of the surrender of
4 the registration, Respondent will no longer be subject to the terms and conditions of probation.
5 This surrender constitutes a record of discipline and shall become a part of the Respondent's
6 license history with the Board.

7 Upon acceptance of the surrender, Respondent shall relinquish her pharmacy technician
8 registration to the Board within ten (10) days of notification by the Board that the surrender is
9 accepted. Respondent may not reapply for any license, permit, or registration from the board for
10 three (3) years from the effective date of the surrender. Respondent shall meet all requirements
11 applicable to the license sought as of the date the application for that license is submitted to the
12 board.

13 11. Notification of a Change in Name, Residence Address, Mailing Address or 14 Employment

15 Respondent shall notify the Board in writing within ten (10) days of any change of
16 employment. Said notification shall include the reasons for leaving, the address of the new
17 employer, the name of the supervisor and owner, and the work schedule if known. Respondent
18 shall further notify the Board in writing within ten (10) days of a change in name, residence
19 address and mailing address, or phone number.

20 Failure to timely notify the Board of any change in employer(s), name(s), address(es), or
21 phone number(s) shall be considered a violation of probation.

22 12. Tolling of Probation

23 Except during periods of suspension, Respondent shall, at all times while on probation, be
24 employed as a pharmacy technician in California for a minimum of twenty (20) hours per
25 calendar month. Any month during which this minimum is not met shall toll the period of
26 probation, i.e., the period of probation shall be extended by one month for each month during
27 which this minimum is not met. During any such period of tolling of probation, respondent must
28 nonetheless comply with all terms and conditions of probation.

1 Should respondent, regardless of residency, for any reason (including vacation) cease
2 working as a pharmacy technician for a minimum of twenty (20) hours per calendar month in
3 California, Respondent must notify the Board in writing within ten (10) days of cessation of work
4 and must further notify the board in writing within ten (10) days of the resumption of the work.
5 Any failure to provide such notification(s) shall be considered a violation of probation.

6 It is a violation of probation for Respondent's probation to remain tolled pursuant to the
7 provisions of this condition for a total period, counting consecutive and non-consecutive months,
8 exceeding thirty-six (36) months.

9 "Cessation of work" means calendar month during which respondent is not
10 working for at least twenty (20) hours as a pharmacy technician, as defined in
11 Business and Professions Code section 4115. "Resumption of work" means any
12 calendar month during which respondent is working as a pharmacy technician for at
13 least twenty (20) hours as a pharmacy technician as defined by Business and
14 Professions Code section 4115.

15 13. **Violation of Probation**

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

21 If Respondent violates probation in any respect, the Board, after giving Respondent notice
22 and an opportunity to be heard, may revoke probation and carry out the disciplinary order that
23 was stayed. Notice and opportunity to be heard are not required for those provisions stating that a
24 violation thereof may lead to automatic termination of the stay and/or revocation of the pharmacy
25 technician registration. If a petition to revoke probation or an accusation is filed against
26 Respondent during probation, the Board shall have continuing jurisdiction, and the period of
27 probation shall be automatically extended until the petition to revoke probation or accusation is
28 heard and decided.

1 14. **Completion of Probation**

2 Upon written notice by the Board indicating successful completion of probation,
3 respondent's pharmacy technician registration will be fully restored.

4 15. **No Ownership of Licensed Premises**

5 Respondent shall not own, have any legal or beneficial interest in, or serve as a manager,
6 administrator, member, officer, director, trustee, associate, or partner of any business, firm,
7 partnership, or corporation currently or hereinafter licensed by the Board. Respondent shall sell
8 or transfer any legal or beneficial interest in any entity licensed by the Board within ninety (90)
9 days following the effective date of this decision and shall immediately thereafter provide written
10 proof thereof to the board. Failure to timely divest any legal or beneficial interest(s) or provide
11 documentation thereof shall be considered a violation of probation.

12 16. **Random Drug Screening**

13 Respondent, at her own expense, shall participate in random testing, including but not
14 limited to biological fluid testing (urine, blood), breathalyzer, hair follicle testing, or other drug
15 screening program as directed by the board or its designee. Respondent may be required to
16 participate in testing for the entire probation period and the frequency of testing will be
17 determined by the Board or its designee. At all times Respondent shall fully cooperate with the
18 Board or its designee, and shall, when directed, submit to such tests and samples for the detection
19 of alcohol, narcotics, hypnotics, dangerous drugs or other controlled substances as the Board or
20 its designee may direct. Failure to timely submit to testing as directed shall be considered a
21 violation of probation. Upon request of the Board or its designee, Respondent shall provide
22 documentation from a licensed practitioner that the prescription for a detected drug was
23 legitimately issued and is a necessary part of the treatment of the Respondent. Failure to timely
24 provide such documentation shall be considered a violation of probation. Any confirmed positive
25 test for alcohol or for any drug not lawfully prescribed by a licensed practitioner as part of a
26 documented medical treatment shall be considered a violation of probation and shall result in the
27 automatic suspension of work by Respondent. Respondent may not resume work as a pharmacy
28 technician until notified by the Board in writing.

1 During suspension, Respondent shall not enter any pharmacy area or any portion of or any
2 other Board-licensed premises (wholesaler, veterinary food-animal drug retailer or any other
3 distributor of drugs), any drug manufacturer, or any other location where dangerous drugs and
4 devices or controlled substances are maintained. Respondent shall not do any act involving drug
5 selection, selection of stock, manufacturing, compounding or dispensing; nor shall Respondent
6 manage, administer, or assist any licensee of the Board. Respondent shall not have access to or
7 control the ordering, manufacturing or dispensing of dangerous drugs and devices or controlled
8 substances. Respondent shall not resume work until notified by the Board.

9 Respondent shall not direct, control or perform any aspect of the practice of pharmacy.
10 Subject to the above restrictions, Respondent may continue to own or hold an interest in any
11 licensed premises in which she holds an interest at the time this decision becomes effective unless
12 otherwise specified in this order.

13 Failure to comply with this suspension shall be considered a violation of probation.

14 **17. Attend Substance Abuse Recovery Relapse Prevention and Support Groups if**
15 **Test Positive on Random Drug Screening**

16 If Respondent tests positive on any of the random drug testing, within thirty (30) days of
17 the positive test, Respondent shall be required to do the following. Respondent shall begin
18 regular attendance at a recognized and established substance abuse recovery support group in
19 California, (e.g., Alcoholics Anonymous, Narcotics Anonymous, etc.) which has been approved
20 by the Board or its designee. Respondent must attend at least one group meeting per week unless
21 otherwise directed by the Board or its designee. Respondent shall continue regular attendance
22 and submit signed and dated documentation confirming attendance with each quarterly report for
23 the duration of probation. Failure to attend or submit documentation thereof shall be considered a
24 violation of probation.

25 **18. Work Site Monitor**

26 Within ten (10) days of the effective date of this decision, Respondent shall identify a work
27 site monitor, for prior approval by the Board, who shall be responsible for supervising
28 Respondent during working hours. Respondent shall be responsible for ensuring that the work

1 site monitor reports in writing to the board quarterly. Should the designated work site monitor
2 determine at any time during the probationary period that Respondent has not maintained
3 sobriety, she shall notify the board immediately, either orally or in writing as directed. Should
4 respondent change employment, a new work site monitor must be designated, for prior approval
5 by the Board, within ten (10) days of commencing new employment. Failure to identify an
6 acceptable initial or replacement work site monitor, or to ensure quarterly reports are submitted to
7 the Board, shall be considered a violation of probation.

8 19. Notification of Departure

9 Prior to leaving the probationary geographic area designated by the Board or its designee
10 for a period greater than twenty-four (24) hours, Respondent shall notify the Board verbally and
11 in writing of the dates of departure and return. Failure to comply with this provision shall be
12 considered a violation of probation.

13 20. Abstain from Drugs and Alcohol Use

14 Respondent shall completely abstain from the possession or use of alcohol, controlled
15 substances, dangerous drugs and their associated paraphernalia except when the drugs are
16 lawfully prescribed by a licensed practitioner as part of a documented medical treatment. Upon
17 request of the Board or its designee, Respondent shall provide documentation from the licensed
18 practitioner that the prescription for the drug was legitimately issued and is a necessary part of the
19 treatment of the Respondent. Failure to timely provide such documentation shall be considered a
20 violation of probation. Respondent shall ensure that she is not in the same physical location as
21 individuals who are using illicit substances even if respondent is not personally ingesting the
22 drugs. Any possession or use of alcohol, controlled substances, or their associated paraphernalia
23 not supported by the documentation timely provided, and/or any physical proximity to persons
24 using illicit substances, shall be considered a violation of probation.

25 21. Community Services Program

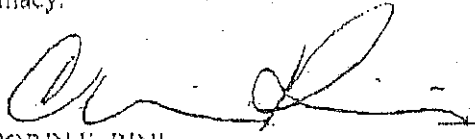
26 Within sixty (60) days of the effective date of this decision, Respondent shall submit to the
27 Board or its designee, for prior approval, a community service program in which Respondent
28 shall provide free health-care related services on a regular basis to a community or charitable

1 facility or agency for a total of two hundred and fifty (250) hours of community service to be
2 completed by the end of the four-year probationary period. Within thirty (30) days of Board
3 approval thereof, Respondent shall submit documentation to the Board demonstrating
4 commencement of the community service program. A record of this notification must be
5 provided to the Board upon request. Respondent shall report on progress with the community
6 service program in the quarterly reports. Failure to timely submit, commence, or comply with the
7 program shall be considered a violation of probation.

8 ACCEPTANCE:

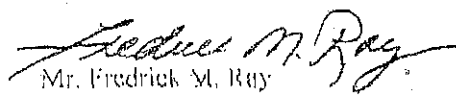
9 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
10 discussed it with my attorney, Mr. Fredrick M. Ray. I understand the stipulation and the effect it
11 will have on my pharmacy technician registration. I enter into this Stipulated Settlement and
12 Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the
13 Decision and Order of the Board of Pharmacy.

14
15 DATED: 09/23/10


CORIN E. RINI
Respondent

16
17
18
19 I have read and fully discussed with Respondent Corin E. Rini the terms and conditions and
20 other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its
21 form and content.

22 DATED: 9/23/10


Mr. Fredrick M. Ray
Attorney for Respondent

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: 9/23/10

Respectfully Submitted,

EDMUND G. BROWN JR.
Attorney General of California
KAREN B. CHAPPELLE
Supervising Deputy Attorney General

Rene Judkiewicz
RENE JUDKIEWICZ
Deputy Attorney General
Attorneys for Complainant

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Attorneys for Complainant

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

11 In the Matter of the Accusation Against:

Case No. 3375

12 CORIN E. RINI
160 Box Canyon Road
13 Canoga Park, CA 91304
Pharmacy Technician Registration No. TCH 30033

ACCUSATION

14 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 July 20, 1999, the Board of Pharmacy (Board) issued Pharmacy
22 Technician Registration No. TCH 30033 to Corin E. Rini (Respondent). The Pharmacy
23 Technician Registration was in full force and effect at all times relevant to the charges brought
24 herein and will expire on August 31, 2010, unless renewed.

25 JURISDICTION

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

1 COST RECOVERY

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

6 CONTROLLED SUBSTANCES / DANGEROUS DRUGS

7 10. Hydrocodone/Acetaminophen is a Schedule III controlled narcotic substance pursuant
8 to Health and Safety Code section 11056(e)(4) and a dangerous drug pursuant to section 4022.

9 FIRST CAUSE FOR DISCIPLINE

10 (Violating Pharmacy Law)

11 11. Respondent is subject to disciplinary action under section 4300 for unprofessional
12 conduct as defined in section 4301, subdivision (o), in conjunction with section 4060, in that,
13 while employed as a pharmacy technician, she possessed controlled substances, without valid
14 prescriptions. The circumstances are as follows:

15 a. In the six months preceeding February 21, 2007, and while on duty as a pharmacy
16 technician employed at Rite Aid Pharmacy #5787, located at 1159 E. Los Angeles Ave., Simi
17 Valley, California 93065, Respondent, through her own written admission, would grab handfuls
18 of tablets of hydrocodone with acetaminophen 10mg/325mg, a controlled substance and
19 dangerous drug, without valid prescriptions, and place the tablets in her clothes pockets for
20 concealment and exit of Rite Aid without detection.

21 SECOND CAUSE FOR DISCIPLINE

22 (Illegally Obtain/Possess Controlled Substances)

23 12. Respondent is subject to disciplinary action under section 4300 for unprofessional
24 conduct as defined in section 4301, subdivision (j), in conjunction with Health and Safety Code
25 section 11173, subdivision (a), when she illegally obtained and / or possessed controlled
26 substances and dangerous drugs. Complainant refers to, and by this reference incorporates, the
27 allegations set forth above in paragraph 11, inclusive, as though fully set forth herein.

28 ///

PRAYER

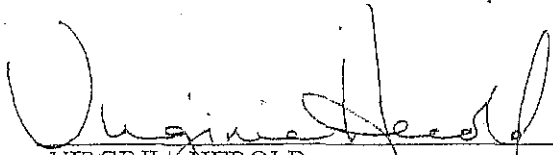
WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board issue a decision:

1. Revoking or suspending Pharmacy Technician Registration No. TCH 30033, issued to Respondent;

2. Ordering Respondent to pay the Board the reasonable costs of the investigation and enforcement of this case, pursuant to section 125.3; and

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

DATED: 11/3/09


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

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