

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

In the Matter of the Statement of Issues Against:

Case No. 4378

SARA SHADAB
8906 SW 150 Court Circle N
Miami, FL 33196

Applicant for Pharmacy Technician License

Respondent.

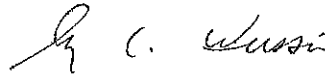
DECISION AND ORDER

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 February 7, 2013.

It is so ORDERED on January 8, 2013.

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 KAREN B. CHAPPELLE
Supervising Deputy Attorney General
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Attorneys for Complainant
7

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

10 In the Matter of the Statement of Issues
11 Against:

Case No. 4378

12 **SARA SHADAB**
13 **8906 SW 150 Court Cir N.**
Miami, FL 33196
14 **Applicant for Pharmacy Technician**
Registration

STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER

15 Respondent.

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

19 **PARTIES**

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

24 2. Respondent Sara Shadab ("Respondent") is represented in this proceeding by attorney
25 Hamid Soleimanian, whose address is: Law Offices of Hamid Soleimanian, 16633 Ventura Blvd.
26 Suite 503, Encino, CA 91436

27 3. On or about October 3, 2011, Respondent filed an application dated August 12, 2011,
28 with the Board of Pharmacy to obtain a Pharmacy Technician Registration.

1 she is certified as defined by Business and Professions Code section 4202(a)(4) and provides
2 satisfactory proof of certification to the board. Respondent shall not resume working as a
3 pharmacy technician until notified by the board. Failure to achieve certification within one (1)
4 year shall be considered a violation of probation. Respondent shall not resume working as a
5 pharmacy technician until notified by the board.

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

14 Subject to the above restrictions, Respondent may continue to own or hold an interest in
15 any licensed premises by the board in which she holds an interest at the time this decision
16 becomes effective unless otherwise specified in this order.

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

18 **2. Obey All Laws**

19 Respondent shall obey all state and federal laws and regulations.

20 Respondent shall report any of the following occurrences to the board, in writing, within
21 seventy-two (72) hours of such occurrence:

- 22 an arrest or issuance of a criminal complaint for violation of any provision of the
23 Pharmacy Law, state and federal food and drug laws, or state and federal controlled
24 substances laws
- 25 a plea of guilty or nolo contendere in any state or federal criminal proceeding to any
26 criminal complaint, information or indictment
- 27 a conviction of any crime
- 28 discipline, citation, or other administrative action filed by any state or federal agency

1 which involves Respondent's Pharmacy Technician license or which is related to the
2 practice of pharmacy or the manufacturing, obtaining, handling, distributing, billing,
3 or charging for any drug, device or controlled substance.

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

5 **3. Report to the Board**

6 Respondent shall report to the board quarterly, on a schedule as directed by the board or its
7 designee. The report shall be made either in person or in writing, as directed. Among other
8 requirements, respondent shall state in each report under penalty of perjury whether there has
9 been compliance with all the terms and conditions of probation. Failure to submit timely reports
10 in a form as 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. Moreover, if
12 the final probation report is not made as directed, probation shall be automatically extended until
13 such time as the final report is made and accepted by the board.

14 **4. Interview with the Board**

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

20 **5. Cooperate with Board Staff**

21 Respondent shall cooperate with the board's inspection program and with the board's
22 monitoring and investigation of respondent's compliance with the terms and conditions of her
23 probation. Failure to cooperate shall be considered a violation of probation.

24 **6. Notice to Employers**

25 During the period of probation, Respondent shall notify all present and prospective
26 employers of the decision in case number 4378 and the terms, conditions and restrictions imposed
27 on Respondent by the decision, as follows:

28 Within thirty (30) days of the effective date of this decision, and within fifteen (15) days of

1 Respondent undertaking any new employment, Respondent shall cause her direct supervisor,
2 pharmacist-in-charge (including each new pharmacist-in-charge employed during Respondent's
3 tenure of employment) and owner to report to the board in writing acknowledging that the listed
4 individual(s) has/have read the decision in case number 4378 and the terms and conditions
5 imposed thereby. It shall be Respondent's responsibility to ensure that her employer(s) and/or
6 supervisor(s) submit timely acknowledgement(s) to the board.

7 If Respondent works for or is employed by or through a pharmacy employment service,
8 respondent must notify her direct supervisor, pharmacist-in-charge and owner at every pharmacy
9 of the terms and conditions of the decision in case number 4378 in advance of the respondent
10 commencing work at each pharmacy. A record of this notification must be provided to the board
11 upon request.

12 Furthermore, within thirty (30) days of the effective date of this decision, and within fifteen
13 (15) days of respondent undertaking any new employment by or through a pharmacy employment
14 service, Respondent shall cause her direct supervisor with the pharmacy employment service to
15 report to the board in writing acknowledging that she has read the decision in case number 4378
16 and the terms and conditions imposed thereby. It shall be Respondent's responsibility to ensure
17 that her employer(s) and/or supervisor(s) submit timely acknowledgment(s) to the board.

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

21 "Employment" within the meaning of this provision shall include any full-time,
22 part-time, temporary or relief service or pharmacy management service as a pharmacy
23 technician or in any position for which a pharmacy technician license is a requirement
24 or criterion for employment, whether the respondent is considered an employee,
25 independent contractor or volunteer.

26 **7. Probation Monitoring Costs**

28 Respondent shall pay any costs associated with probation monitoring as determined by the

1 board each and every year of probation. Such costs shall be payable to the board on a schedule as
2 directed by the board or its designee. Failure to pay such costs by the deadline(s) as directed shall
3 be considered a violation of probation.

4 **8. Status of License**

5 Respondent shall, at all times while on probation, maintain an active, current pharmacy
6 technician license with the board, including any period during which suspension or probation is
7 tolled. Failure to maintain an active, current license shall be considered a violation of probation.

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

12 **9. License Surrender While on Probation/Suspension**

13 Following the effective date of this decision, should respondent cease work due to
14 retirement or health, or be otherwise unable to satisfy the terms and conditions of probation,
15 respondent may tender her pharmacy technician license to the board for surrender. The board or
16 its designee shall have the discretion whether to grant the request for surrender or take any other
17 action it deems appropriate and reasonable. Upon formal acceptance of the surrender of the
18 license, Respondent will no longer be subject to the terms and conditions of probation. This
19 surrender constitutes a record of discipline and shall become a part of the Respondent's license
20 history with the board.

21 Upon acceptance of the surrender, respondent shall relinquish her pharmacy technician
22 license to the board within ten (10) days of notification by the board that the surrender is
23 accepted. Respondent may not reapply for any license, permit, or registration from the board for
24 three (3) years from the effective date of the surrender. Respondent shall meet all requirements
25 applicable to the license sought as of the date the application for that license is submitted to the
26 board.

27 **10. Notification of a Change in Name, Residence Address, Mailing Address or
Employment**

28 Respondent shall notify the board in writing within ten (10) days of any change of

1 employment. Said notification shall include the reasons for leaving, the address of the new
2 employer, the name of the supervisor and owner, and the work schedule if known. Respondent
3 shall further notify the board in writing within ten (10) days of a change in name, residence
4 address and mailing address, or phone number.

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

7 11. Tolling of Probation

8 Except during periods of suspension, respondent shall, at all times while on probation, be
9 employed as a pharmacy technician in California for a minimum of 40 hours per calendar month.
10 Any month during which this minimum is not met shall toll the period of probation, i.e., the
11 period of probation shall be extended by one month for each month during which this minimum is
12 not met. During any such period of tolling of probation, Respondent must nonetheless comply
13 with all terms and conditions of probation.

14 Should Respondent, regardless of residency, for any reason (including vacation) cease
15 working as a pharmacy technician for a minimum of 40 hours per calendar month in California,
16 Respondent must notify the board in writing within ten (10) days of cessation of work and must
17 further notify the board in writing within ten (10) days of the resumption of the work. Any failure
18 to provide such notification(s) shall be considered a violation of probation.

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

22 "Cessation of work" means calendar month during which respondent is not
23 working for at least 40 hours as a pharmacy technician, as defined in Business and
24 Professions Code section 4115. "Resumption of work" means any calendar month
25 during which respondent is working as a pharmacy technician for at least 40 hours as
26 a pharmacy technician as defined by Business and Professions Code section 4115.

27 12. Violation of Probation

28 If Respondent has not complied with any term or condition of probation, the board shall

1 have continuing jurisdiction over Respondent, and probation shall automatically be extended,
2 until all terms and conditions have been satisfied or the board has taken other action as deemed
3 appropriate to treat the failure to comply as a violation of probation, to terminate probation, and
4 to impose the penalty that was stayed.

5 If Respondent violates probation in any respect, the board, after giving respondent notice
6 and an opportunity to be heard, may revoke probation and carry out the disciplinary order that
7 was stayed. Notice and opportunity to be heard are not required for those provisions stating that a
8 violation thereof may lead to automatic termination of the stay and/or revocation of the license. If
9 a petition to revoke probation or an accusation is filed against respondent during probation, the
10 board shall have continuing jurisdiction, and the period of probation shall be automatically
11 extended until the petition to revoke probation or accusation is heard and decided.

12 **13. Completion of Probation**

13 Upon written notice by the board indicating successful completion of probation,
14 Respondent's pharmacy technician license will be fully restored.

15 **ACCEPTANCE**

16 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
17 discussed it with my attorney, Hamid Soleimanian. I understand the stipulation and the effect it
18 will have on my Application for Pharmacy Technician Registration. I enter into this Stipulated
19 Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be
20 bound by the Decision and Order of the Board of Pharmacy.

21
22 DATED: _____

23 SARA SHADAB
24 Respondent

25 ///

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28

1 have continuing jurisdiction over Respondent, and probation shall automatically be extended,
 2 until all terms and conditions have been satisfied or the board has taken other action as deemed
 3 appropriate to treat the failure to comply as a violation of probation, to terminate probation, and
 4 to impose the penalty that was stayed.

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 6 and an opportunity to be heard, may revoke probation and carry out the disciplinary order that
 7 was stayed. Notice and opportunity to be heard are not required for those provisions stating that a
 8 violation thereof may lead to automatic termination of the stay and/or revocation of the license. If
 9 a petition to revoke probation or an accusation is filed against respondent during probation, the
 10 board shall have continuing jurisdiction, and the period of probation shall be automatically
 11 extended until the petition to revoke probation or accusation is heard and decided.

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 18 will have on my Application for Pharmacy Technician Registration. I enter into this Stipulated
 19 Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be
 20 bound by the Decision and Order of the Board of Pharmacy.

21
 22 DATED: 12/3/12 Sara Shadab.
 23 SARA SHADAB
 Respondent

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I have read and fully discussed with Respondent Sara Shadab the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED:

10/03/12



Hamid Soleimani
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:

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
KAREN B. CHAPPELLE
Supervising Deputy Attorney General

SYDNEY M. MEHRINGER
Deputy Attorney General
Attorneys for Complainant

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1 I have read and fully discussed with Respondent Sara Shadab the terms and conditions and
2 other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its
3 form and content.

4
5 DATED: _____

6 Hamid Soleimanian
7 Attorney for Respondent


8 **ENDORSEMENT**

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

11 Dated: *December 6, 2012*

12 Respectfully submitted,

13 KAMALA D. HARRIS
14 Attorney General of California
15 KAREN B. CHAPPELLE
16 Supervising Deputy Attorney General

17 
18 SYDNEY M. MEHRINGER
19 Deputy Attorney General
20 *Attorneys for Complainant*

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Exhibit A

Statement of Issues No. 4378

1 KAMALA D. HARRIS
Attorney General of California
2 KAREN B. CHAPPELLE
Supervising Deputy Attorney General
3 SYDNEY M. MEHRINGER
Deputy Attorney General
4 State Bar No. 245282
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 897-2537
6 Facsimile: (213) 897-2804

7 *Attorneys for Complainant*

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

11 In the Matter of the Statement of Issues
Against:
12 **SARA SHADAB**
13 Applicant for Pharmacy Technician
14 Registration.
15 Respondent.

Case No. 4378

STATEMENT OF ISSUES

17 Complainant alleges:

18 **PARTIES**

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

22 2. On or about October 3, 2011, the Board received an application for registration as a
23 Pharmacy Technician from Sara Shadab ("Respondent"). On or about August 12, 2011,
24 Respondent certified under penalty of perjury to the truthfulness of all statements, answers, and
25 representations in the application. The Board denied the application on June 15, 2012.

26 **JURISDICTION**

27 3. This Statement of Issues is brought before the Board, under the authority of the
28 following laws. All section references are to the Business and Professions Code ("Code") unless

1 otherwise indicated.

2 STATUTORY PROVISIONS

3 4. Code section 480 states, in pertinent part:

4 "(a) A board may deny a license regulated by this code on the grounds that the applicant
5 has one of the following:

6 "(1) Been convicted of a crime. A conviction within the meaning of this section means a
7 plea or verdict of guilty or a conviction following a plea of nolo contendere. Any action that a
8 board is permitted to take following the establishment of a conviction may be taken when the
9 time for appeal has elapsed, or the judgment of conviction has been affirmed on appeal, or when
10 an order granting probation is made suspending the imposition of sentence, irrespective of a
11 subsequent order under the provisions of Section 1203.4 of the Penal Code.

12 "(2) Done any act involving dishonesty, fraud, or deceit with the intent to substantially
13 benefit himself or herself or another, or substantially injure another.

14 "(3) (A) Done any act that if done by a licentiate of the business or profession in question,
15 would be grounds for suspension or revocation of license.

16 (B) The board may deny a license pursuant to this subdivision only if the crime or act
17 is substantially related to the qualifications, functions, or duties of the business or profession for
18 which application is made.

19
20 "(c) A board may deny a license regulated by this code on the ground that the applicant
21 knowingly made a false statement of fact required to be revealed in the application for the
22 license."

23 5. Code section 490 states, in pertinent part:

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

28

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

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

11 6. Code section 4300 states, in pertinent part:

12 "That every license issued by the Boards is subject to discipline, including suspension or
13 revocation."

14 7. Code section 4301 states, in pertinent part:

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

18
19 "(f) The commission of any act involving moral turpitude, dishonesty, fraud, deceit, or
20 corruption, whether the act is committed in the course of relations as a licensee or otherwise, and
21 whether the act is a felony or misdemeanor or not.

22 "(g) Knowingly making or signing any certificate or other document that falsely
23 represents the existence or nonexistence of a state of facts.

24
25 "(l) The conviction of a crime substantially related to the qualifications, functions, and
26 duties of a licensee under this chapter. The record of conviction of a violation of Chapter 13
27 (commencing with Section 801) of Title 21 of the United States Code regulating controlled
28 substances or of a violation of the statutes of this state regulating controlled substances or

1 dangerous drugs shall be conclusive evidence of unprofessional conduct. In all other cases, the
2 record of conviction shall be conclusive evidence only of the fact that the conviction occurred.
3 The board may inquire into the circumstances surrounding the commission of the crime, in order
4 to fix the degree of discipline or, in the case of a conviction not involving controlled substances
5 or dangerous drugs, to determine if the conviction is of an offense substantially related to the
6 qualifications, functions, and duties of a licensee under this chapter. A plea or verdict of guilty or
7 a conviction following a plea of nolo contendere is deemed to be a conviction within the meaning
8 of this provision. The board may take action when the time for appeal has elapsed, or the
9 judgment of conviction has been affirmed on appeal or when an order granting probation is made
10 suspending the imposition of sentence, irrespective of a subsequent order under Section 1203.4 of
11 the Penal Code allowing the person to withdraw his or her plea of guilty and to enter a plea of not
12 guilty, or setting aside the verdict of guilty, or dismissing the accusation, information, or
13 indictment.

14
15 "(o) Violating or attempting to violate, directly or indirectly, or assisting in or abetting the
16 violation of or conspiring to violate any provision or term of this chapter or of the applicable
17 federal and state laws and regulations governing pharmacy, including regulations established by
18 the board or by any other state or federal regulatory agency.

19 "(p) Actions or conduct that would have warranted denial of a license."

20 **REGULATORY PROVISIONS**

21 8. California Code of Regulations, title 16, section 1770, states, in pertinent part:
22 "For the purpose of denial, suspension, or revocation of a personal or facility license
23 pursuant to Division 1.5 (commencing with Section 475) of the Business and Professions Code, a
24 crime or act shall be considered substantially related to the qualifications, functions or duties of a
25 licensee or registrant if to a substantial degree it evidences present or potential unfitness of a
26 licensee or registrant to perform the functions authorized by his license or registration in a manner
27 consistent with the public health, safety, or welfare."

28 ///

1 **FIRST CAUSE FOR DENIAL OF APPLICATION**

2 **(Conviction of a Substantially-Related Crime)**

3 9. Respondent's application is subject to denial under section 480, subdivision (a)(1) in
4 conjunction with California Code of Regulations, title 16, section 1770, in that Respondent was
5 convicted of a crime that is substantially related to the qualifications, functions, or duties of the
6 business or profession for which the application is made as follows:

7 a. On or about February 16, 2005, after pleading *guilty*, Respondent was convicted of
8 one felony count of violating United States Code, title 18, section 1543 [attempt to use a false,
9 forged, counterfeit and altered passport], in the criminal proceeding *entitled United States of*
10 *America v. Sara Shadab* (U.S. District Court, Southern District of Florida, 2004, No. 04-20904-
11 CR-GRAHAM). The court sentenced Respondent to serve 1 day in prison, placed her on
12 supervised release for a period of 24 months, and fined her. The circumstances surrounding the
13 conviction are that on or about November 08, 2004, Respondent did willfully and knowingly use
14 and attempt to use a false, forged, counterfeited, and altered passport. Respondent substituted her
15 photograph for the original photograph on a Danish passport and presented it to an Officer of the
16 Bureau of Customs and Border Protection in an attempt to gain entry into the United States.

17 **SECOND CAUSE FOR DENIAL OF APPLICATION**

18 **(Acts Involving Dishonesty, Fraud, and/or Deceit)**

19 10. Respondent's application is subject to denial under section 480, subdivision (a)(2), in
20 that Respondent committed dishonest acts, fraud, or deceit with the intent to substantially benefit
21 herself. Complainant refers to, and by this reference incorporates, the allegations set forth in
22 paragraph 9 above, subparagraph (a), inclusive, as though fully set forth herein.

23 **THIRD CAUSE FOR DENIAL OF APPLICATION**

24 **(Knowingly Made a False Statement of Fact)**

25 11. Respondent's application is subject to denial under section 480, subdivision (c), in
26 that on or about August 12, 2011, Respondent knowingly made a false statement of fact by failing
27 to disclose her 2005 conviction for violating United States Code, title 18, section 1543 [attempt to
28 use a false, forged, counterfeit and altered passport] on her application for licensure. On the

1 application, Respondent answered "no" in response to the question, "Have you ever been
2 convicted of or pled no contest to a violation of the law of a foreign country, the United States or
3 any state laws or local ordinances?" In addition, Respondent signed the application under penalty
4 of perjury under the laws of the State of California, thereby certifying that her responses to the
5 questions on her application for licensure were true and correct. Complainant refers to, and by
6 this reference incorporates, the allegations set forth in paragraph 9 above, subparagraph (a),
7 inclusive, as though fully set forth herein.

8 **FOURTH CAUSE FOR DENIAL OF APPLICATION**

9 **(Acts Warranting Denial of Licensure)**

10 12. Respondent's application is subject to denial under sections 480, subdivisions
11 (a)(3)(A) and (a)(3)(B), and section 4301, subdivision (p), in that Respondent committed a crime
12 and acts which if done by a licentiate would be grounds for suspension or revocation of her
13 license, as follows:

14 a. Respondent was convicted of a crime substantially related to the qualifications,
15 functions, or duties of a pharmacy technician which to a substantial degree evidences her present
16 or potential unfitness to perform the functions authorized by her license in a manner consistent
17 with the public health, safety, or welfare, in violation of sections 490, and 4301, subdivision (1),
18 in conjunction with California Code of Regulations, title 16, section 1770. Complainant refers to,
19 and by this reference incorporates, the allegations set forth in paragraph 9 above, subparagraph
20 (a), inclusive, as though fully set forth herein.

21 b. Respondent committed a dishonest, fraudulent, or deceitful act with the intent to
22 substantially benefit herself in violation of section 480, subdivision (a)(2). Complainant refers to,
23 and by this reference incorporates, the allegations set forth in paragraph 9 above, subparagraph
24 (a), inclusive, as though fully set forth herein.

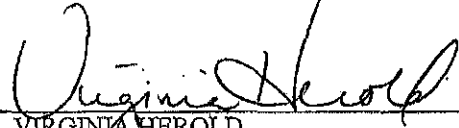
25 c. Respondent made a false statement of fact or information in connection with her
26 application for issuance of a license, in violation of section 480, subdivision (c). Complainant
27 refers to, and by this reference incorporates, the allegations set forth in paragraph 9 above,
28 subparagraph (a), inclusive, as though fully set forth herein.

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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 issue a decision:

1. Denying the application of Sara Shadab for Registration as a Pharmacy Technician;
- and
2. Taking such other and further action as deemed necessary and proper.

DATED: 11/2/12 
VIRGINIA HEROLD
Executive Officer
Board of Pharmacy
Department of Consumer Affairs
State of California
Complainant

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