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

In the Matter of the Accusation Against:
AMAL AGEET SINGH
1349 Judson St.
Seaside, CA 93955
Pharmacy Technician License No. TCH 80336
Respondent.

Case No. 4968
OAH No. 2014041241
DEFAULT DECISION AND ORDER
[Gov. Code, §11520]

FINDINGS OF FACT

1. On or about February 5, 2014, Complainant Virginia Herold, in her official capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs, filed Accusation No. 4968 against Amal Ageet Singh (Respondent) before the Board of Pharmacy. (A copy of the Accusation is attached as exhibit A.)

2. On or about June 2, 2008, the Board of Pharmacy (Board) issued Pharmacy Technician License No. TCH 80336 to Respondent. The Pharmacy Technician License was in full force and effect at all times relevant to the charges brought in Accusation No. 4968 and will expire on August 31, 2015, unless renewed.

///

1 3. On or about March 4, 2014, Respondent was served by Certified and First Class Mail
2 with copies of: Accusation No. 4968; a Statement to Respondent; a Notice of Defense (2 copies);
3 a Request for Discovery; and the text of the Discovery Statutes (Government Code sections
4 11507.5, 11507.6, and 11507.7) at Respondent's address of record, which was and is: 1349
5 Judson Street, Seaside, CA 93955.

6 4. Pursuant to Business and Professions Code section 136 and/or 4100, and/or California
7 Code of Regulations, title 16, section 1704, Respondent's address of record, and any changes
8 thereto, are required to be reported and maintained with the Board.

9 5. Service of the Accusation was effective as a matter of law under Government Code
10 section 11505, subdivision (c) or Business & Professions Code section 124.

11 6. On or about March 10, 2014, Respondent signed and returned a Notice of Defense,
12 acknowledging service of the Accusation and requesting a hearing in this matter. (A copy of the
13 Notice of Defense is attached as exhibit B.)

14 7. On or about April 30, 2014, a Notice of Hearing was served by Certified and First
15 Class Mail to Respondent's address of record (and an address listed on the Notice of Defense) and
16 it informed him that an administrative hearing in this matter was scheduled for May 19, 2014. (A
17 copy of the Notice of Hearing is attached as exhibit C.)

18 8. On or about April 30, 2014, Respondent was also advised by email that the hearing
19 had been set for May 19, 2014. Between on or about April 30, 2014 and on or about May 8,
20 2014, Respondent made several mentions, in telephone conversation(s) and/or email exchange(s)
21 with Supervising Deputy Attorney General Joshua A. Room, that he was unable to attend the May
22 19, 2014 hearing date. On each occasion, Respondent was advised that if that were true, he
23 would need to immediately request a continuance of the scheduled hearing date from the Office
24 of Administrative Hearings, and was given instructions on how to do so. (A copy of a portion of
25 the email correspondence with Respondent is attached as exhibit D.)

26 9. Respondent did not seek a continuance. Respondent failed to appear at the hearing.

27 ///

28 ///

1 10. Government Code section 11506 states, in pertinent part:

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

7 11. California Government Code section 11520 states, in pertinent part:

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

12 12. Pursuant to its authority under Government Code section 11520, the Board finds
13 Respondent is in default. The Board will take action without further hearing and, based on the
14 relevant evidence contained in the Default Decision Evidence Packet in this matter, as well as
15 taking official notice of all the investigatory reports, exhibits and statements contained therein on
16 file at the Board's offices regarding the allegations contained in Accusation No. 4968, finds that
17 the charges and allegations in Accusation No. 4968 are, separately and severally, true and correct
18 by clear and convincing evidence to a reasonable certainty.

19 13. Taking official notice of its own internal records, pursuant to Business and
20 Professions Code section 125.3, it is hereby determined that the reasonable costs for Investigation
21 and Enforcement is \$4,612.50 as of May 20, 2014.

22 DETERMINATION OF ISSUES

23 1. Based on the foregoing findings of fact, Respondent Amal Ageet Singh has subjected
24 his Pharmacy Technician License No. TCH 80336 to discipline.

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

26 3. The Board of Pharmacy is authorized to revoke Respondent's Pharmacy Technician
27 License based upon the following violations alleged in the Accusation which are supported by the
28 evidence contained in the Default Decision Evidence Packet in this case:

///

1 a. Respondent's License is subject to revocation pursuant to Business and Professions
2 Code section(s) 4301(l) and/or 490, by reference to California Code of Regulations, title 16,
3 section 1770, for the conviction of substantially related crime(s), in that on or about April 2,
4 2012, in *People v. Amal A. Singh*, Case No. MS301531A in Monterey County Superior Court,
5 Respondent was convicted of violating Penal Code section 594(b)(2)(A) (Vandalism: Defacing or
6 Damaging Property Valued under \$400.00), a misdemeanor, under circumstances arising out of a
7 report of domestic violence incident in which Respondent was reportedly the aggressor;

8 b. Respondent's License is subject to revocation pursuant to Business and Professions
9 Code section(s) 4301(l) and/or 490, by reference to California Code of Regulations, title 16,
10 section 1770, for the conviction of substantially related crime(s), in that on or about August 21,
11 2013, in *People v. Amal Ajeet Singh*, Case No. SS131428A in Monterey County Superior Court,
12 Respondent was convicted of violating Vehicle Code section(s) 23103/23103.5 (Reckless Driving
13 with Alcohol Involved ["Wet Reckless"], a misdemeanor, under circumstances arising out of an
14 arrest during which Respondent was found to be in possession of 0.19 grams of **cocaine**;

15 c. Respondent's License is subject to revocation pursuant to Business and Professions
16 Code section 4301(h) in that, as stated above, he used alcohol in a dangerous/injurious manner.

17 d. Respondent's License is subject to revocation pursuant to Code section(s) 4301(j)
18 and/or (o), and/or 4060, and/or Health and Safety Code section 11350 in that, as stated above, he
19 possessed, conspired to possess, and/or assisted in or abetted possession of a controlled substance
20 without a valid prescription;

21 e. Respondent's License is subject to revocation pursuant to Business and Professions
22 Code section 4301, in that Respondent, as stated above, engaged in unprofessional conduct.

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ORDER

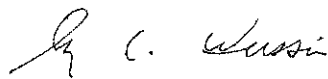
IT IS SO ORDERED that Pharmacy Technician License No. TCH 80336, heretofore issued to Respondent Amal Ageet Singh, is revoked.

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 August 1, 2014.

It is so ORDERED July 2, 2014.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

By 
STAN C. WEISSER
Board President

40973317.DOC
DOJ Matter ID:SF2013406221

- Attachment:
Exhibit A: Accusation
Exhibit B: Notice of Defense
Exhibit C: Notice of Hearing
Exhibit D: Email Correspondence

Exhibit A

Accusation

1 KAMALA D. HARRIS
Attorney General of California
2 FRANK H. PACOE
Supervising Deputy Attorney General
3 JOSHUA A. ROOM
Supervising Deputy Attorney General
4 State Bar No. 214663
455 Golden Gate Avenue, Suite 11000
5 San Francisco, CA 94102-7004
Telephone: (415) 703-1299
6 Facsimile: (415) 703-5480
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. 4968
11 AMAL AGEET SINGH	
12 1349 Judson Street	
13 Seaside, CA 93955	ACCUSATION
14 Pharmacy Technician License No. TCH 80336	
15 Respondent.	

16 Complainant alleges:

17 PARTIES

- 18 1. Virginia Herold (Complainant) brings this Accusation solely in her official capacity
19 as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs.
- 20 2. On or about June 2, 2008, the Board of Pharmacy issued Pharmacy Technician
21 License No. TCH 80336 to Amal Ageet Singh (Respondent). The License was in force and effect
22 at all times relevant to the charges herein and will expire on August 31, 2015, unless renewed.

23
24 JURISDICTION

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

28 ///

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

4 5. Section 4300(a) of the Code provides that every license issued by the Board may be
5 suspended or revoked.

6 6. Section 4300.1 of the Code provides that the expiration, cancellation, forfeiture, or
7 suspension of a Board-issued license, the placement of a license on a retired status, or the
8 voluntary surrender of a license by a licensee, shall not deprive the Board of jurisdiction to
9 commence or proceed with any investigation of, or action or disciplinary proceeding against, the
10 licensee or to render a decision suspending or revoking the license.

11
12 STATUTORY AND REGULATORY PROVISIONS

13 7. Section 4301 of the Code provides, in pertinent part, that the Board shall take action
14 against any holder of a license who is guilty of “unprofessional conduct,” defined to include, but
15 not be limited to, any of the following:

16 (h) The administering to oneself, of any controlled substance, or the use of any dangerous
17 drug or of alcoholic beverages to the extent or in a manner as to be dangerous or injurious to
18 oneself, to a person holding a license under this chapter, or to any other person or to the public, or
19 to the extent that the use impairs the ability of the person to conduct with safety to the public the
20 practice authorized by the license.

21 (i) The conviction of a crime substantially related to the qualifications, functions, and duties
22 of a licensee under this chapter.

23 8. Section 4060 of the Code provides, in pertinent part, that no person shall possess any
24 controlled substance, except that furnished upon a valid prescription/drug order.

25 9. Health and Safety Code section 11350, in pertinent part, makes it unlawful to possess
26 a controlled substance in Schedule I, subdivision(s) (b), (c), or (f)(1), Schedule II, subdivision(s)
27 (b) or (c), or any narcotic drug in Schedules III-V, absent a valid prescription.

28 ///

1 10. Section 490 of the Code provides, in pertinent part, that the Board may suspend or
2 revoke a license when it finds that the licensee has been convicted of a crime substantially related
3 to the qualifications, functions or duties of the license.

4 11. California Code of Regulations, title 16, section 1770, states:

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

11
12 COST RECOVERY

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

16
17 CONTROLLED SUBSTANCES / DANGEROUS DRUGS

18 13. Section 4021 of the Code states:

19 “‘Controlled substance’ means any substance listed in Chapter 2 (commencing with Section
20 11053) of Division 10 of the Health and Safety Code.”

21 14. Section 4022 of the Code states, in pertinent part:

22 “‘Dangerous drug’ or ‘dangerous device’ means any drug or device unsafe for self use,
23 except veterinary drugs that are labeled as such, and includes the following:

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

26 ...

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

1 15. **Cocaine** is a Schedule I (in base/rock/crack form) or Schedule II controlled substance
 2 as designated by Health and Safety Code sections 11054(f)(1) and 11055(b)(6) and a dangerous
 3 drug as designated by Business and Professions Code section 4022. It is a narcotic drug.

4
 5 FIRST CAUSE FOR DISCIPLINE

6 (Conviction of Substantially Related Crime(s))

7 16. Respondent is subject to discipline under section 4301(l) and/or section 490 of the
 8 Code, by reference to California Code of Regulations, title 16, section 1770, for the conviction of
 9 substantially related crime(s), in that on or about April 2, 2012, in the criminal case *People v.*
 10 *Amal A. Singh*, Case No. MS301531A in Monterey County Superior Court, Respondent was
 11 convicted of violating Penal Code section 594(b)(2)(A) (Vandalism: Defacing or Damaging
 12 Property Valued Under \$400.00), a misdemeanor. The conviction was entered as follows:

13 a. On or about December 17, 2011, Marina (CA) Police Department officer(s)
 14 responded to a report of a domestic violence incident made by Respondent's girlfriend/domestic
 15 partner (identified as Jane Doe), with whom Respondent reportedly had a 2-year-old child. Jane
 16 Doe reported various instances of physical aggression and/or abuse by Respondent, during which
 17 she reported that she received a scratch on her arm and her purse was torn.

18 b. On or about December 21, 2011, in *People v. Amal A. Singh*, Case No.
 19 MS301531A in Monterey County Superior Court, Respondent was charged by Complaint with
 20 violating (1) Penal Code section 243, subdivision (e) (Battery on Spouse, Cohabitant, or Former
 21 Spouse), a misdemeanor, based on an incident alleged to have taken place on December 15, 2011;
 22 (2) Penal Code section 243, subdivision (e) (Battery on Spouse, Cohabitant, or Former Spouse), a
 23 misdemeanor, based on an incident alleged to have taken place on December 17, 2011, and (3)
 24 Penal Code section 594, subdivision (b)(2)(A) (Vandalism: Defacing or Damaging Property
 25 Valued Under \$400.00), a misdemeanor, based on the incident alleged on December 17, 2011.

26 c. On or about April 12, 2012, Respondent entered a nolo contendere plea with a
 27 factual stipulation for the basis of the plea, and was convicted of Count 3 (violation of Penal Code
 28 section 594(b)(2)(A)). The remaining counts were dismissed pursuant to the plea.

1 d. Imposition of sentence was suspended in favor of a period of conditional
2 probation of three (3) years, on terms and conditions including fines and fees, completion of a
3 one-year domestic violence counseling program, and a restraining order in favor of the victim.
4

5 SECOND CAUSE FOR DISCIPLINE

6 (Conviction of Substantially Related Crime(s))

7 17. Respondent is subject to discipline under section 4301(l) and/or section 490 of the
8 Code, by reference to California Code of Regulations, title 16, section 1770, for the conviction of
9 substantially related crime(s), in that on or about August 21, 2013, in the criminal case *People v.*
10 *Amal Ajeet Singh*, Case No. SS131428A in Monterey County Superior Court, Respondent was
11 convicted of violating Vehicle Code section(s) 23103/23103.5 (Reckless Driving with Alcohol
12 Involved ["Wet Reckless"]), a misdemeanor. The conviction was entered as follows:

13 a. On or about July 13, 2013, Respondent was stopped by Monterey (CA) Police
14 after the car he was driving was observed following too closely behind another vehicle and failing
15 to maintain its lane position. The officer(s) noted that Respondent exhibited signs and symptoms
16 of alcoholic intoxication. Respondent said that he had consumed half of a margarita and that he
17 was taking **Xanax** for anxiety. Respondent performed poorly on Field Sobriety Tests (FSTs) that
18 were administered by the officer(s), and was arrested on suspicion of driving under the influence.
19 He was transported to jail, at which time a chemical breath test measured a blood alcohol level of
20 0.07%. During a search of his person, a small plastic bindle was located in Respondent's sock,
21 containing a white powdery substance, later tested and measured as 0.19 grams of **cocaine**.

22 b. On or about July 22, 2013, in *People v. Amal Ajeet Singh*, Case No.
23 SS131428A in Monterey County Superior Court, Respondent was charged by Complaint with
24 violating (1) Health and Safety Code section 11352, subdivision (a) (Transporting/Selling
25 Narcotic Controlled Substance - **cocaine**), a felony; and (2) Vehicle Code section 23152,
26 subdivision (a) (Driving Under the Influence of Alcohol or Drugs), a misdemeanor.

27 c. On or about August 21, 2013, the Complaint was amended to add violations of
28 (3) Health and Safety Code section 11350 (Possession of Controlled Substance), a felony; and (4)

1 Vehicle Code section(s) 23103 pursuant to 23103.5 (Reckless Driving with Alcohol Involved
2 ["Wet Reckless"]), a misdemeanor. Respondent entered a plea of guilty to Count (3) and was
3 granted deferred entry of judgment (DEJ), with terms and conditions including attendance at 4
4 Narcotics Anonymous (NA) meetings per week, and enrollment in Valley Health Associates (a
5 drug treatment program). Respondent entered a plea of nolo contendere to Count (4). All other
6 charges, enhancements, and special allegations were dismissed pursuant to the plea.

7 d. Pursuant to Respondent's nolo contendere plea to Count (4), imposition of
8 sentence was suspended and Respondent was placed on probation for a period of three (3) years,
9 on terms and conditions including two (2) days in jail (2 days CTS), drug and alcohol testing as
10 required, completion of the 12 Hour Wet Reckless Program, and fines and fees.

11
12 THIRD CAUSE FOR DISCIPLINE

13 (Dangerous or Injurious Use of Alcohol)

14 18. Respondent is subject to discipline under section 4301(h) of the Code, in that, as
15 described in paragraph 17 above, Respondent used alcohol in a dangerous or injurious manner.

16
17 FOURTH CAUSE FOR DISCIPLINE

18 (Possession of Controlled Substance)

19 19. Respondent is subject to discipline under section section(s) 4301(j), (o) and/or 4060
20 of the Code, and/or Health and Safety Code section 11350, in that Respondent, as described in
21 paragraph 17 above, possessed, conspired to possess, and/or assisted in or abetted possession of, a
22 controlled substance, without a prescription.

23
24 FIFTH CAUSE FOR DISCIPLINE

25 (Unprofessional Conduct)

26 20. Respondent is subject to discipline under section 4301 of the Code in that, as
27 described in paragraphs 16 to 19 above, Respondent engaged in unprofessional conduct.

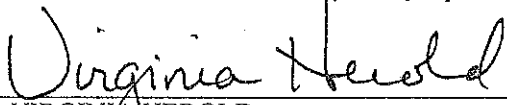
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PRAYER

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 License No. TCH 80336, issued to Amal Ageet Singh (Respondent);
2. Ordering Respondent to pay the Board 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 is deemed necessary and proper.

DATED: 2/15/14



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

SF2013406221
11214481.doc

Exhibit B

Notice of Defense

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

In the Matter of the Accusation Against: AMAL AGEET SINGH Respondent.	Case No. 4968 NOTICE OF DEFENSE [Gov. Code §§ 11505 and 11506]
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I, the undersigned Respondent in the above-entitled proceeding, hereby acknowledge receipt of a copy of the Accusation; Statement to Respondent; Government Code sections 11507.5, 11507.6 and 11507.7, Complainant's Request for Discovery; and two copies of a Notice of Defense.

I hereby request a hearing to permit me to present my defense to the charges contained in the Accusation.

Dated: 3/10/14

Respondent's Name: Amal Singh

Respondent's Signature: 222 Camel Ave Apt A3 Amal Singh

Respondent's Mailing Address: 222 Camel Ave Apt A3

City, State and Zip Code: Marina CA 93433

Respondent's Telephone: 831.383.2294

Respondent's Fax: _____

Respondent's E-mail: AmalSingh66@gmail.com

Check appropriate box:

- I do not consent to electronic reporting.
The hearing in this case will be electronically reported/recorded, unless you check the above-left box to indicate that you do not consent to electronic recording, in which case the hearing will be reported by a stenographic reporter. If you do not check this box, you may withdraw your consent to electronic recording at any point up to fifteen (15) calendar days prior to the date set for hearing, by a written statement served on the Office of Administrative Hearings and on counsel for Complainant. If the box is not checked, and no written withdrawal of consent is served on the Office of Administrative Hearing and on counsel for Complainant by fifteen (15) calendar days prior to the hearing, you waive any right to stenographic reporting.

- I am represented by counsel, whose name, address and telephone number appear below:
Counsel's Name _____
Counsel's Mailing Address _____
City, State and Zip Code _____
Counsel's Telephone: _____
Counsel's Fax: _____
Counsel's E-mail: _____

I am not now represented by counsel. If and when counsel is retained, immediate notification of the attorney's name, address and telephone number will be filed with the Office of Administrative Hearing and a copy sent to counsel for Complainant so that counsel will be on record to receive legal notices, pleadings and other papers.

The agency taking the action described in the Accusation may have formulated guidelines to assist the administrative law judge in reaching an appropriate penalty. You may obtain a copy of the guidelines by requesting them from the agency in writing.

SF2013406221
40907478.DOC

Exhibit C

Notice of Hearing

1 KAMALA D. HARRIS
Attorney General of California
2 FRANK H. PACOE
Supervising Deputy Attorney General
3 JOSHUA A. ROOM
Supervising Deputy Attorney General
4 State Bar No. 214663
455 Golden Gate Avenue, Suite 11000
5 San Francisco, CA 94102-7004
Telephone: (415) 703-1299
6 Facsimile: (415) 703-5480
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. 4968

11 **AMAL AGEET SINGH**

OAH No. 2014041241

12 Respondent.

NOTICE OF HEARING
[Gov. Code, § 11509.]

Hearing: Monday, May 19, 2014

13
14
15
16 YOU ARE HEREBY NOTIFIED that a hearing in this matter will commence on **Monday,**
17 **May 19, 2014, at 1:00 p.m.** before an Administrative Law Judge at the address listed below.

18 **Office of Administrative Hearings**
19 **1515 Clay Street, Suite 206**
Oakland, CA 94612

20 The hearing will be conducted before the Board of Pharmacy, Department of Consumer
21 Affairs by an Administrative Law Judge of the Office of Administrative Hearings, upon the
22 charges made in the Accusation served upon you.

23 If you object to the place of hearing, you must notify the presiding officer within ten (10)
24 days after this notice is served on you. Failure to notify the presiding officer within ten (10) days
25 will deprive you of a change in the place of hearing.

26 You may be present at the hearing. You have the right to be represented by an attorney at
27 your own expense. You are not entitled to the appointment of an attorney to represent you at
28 public expense. You are entitled to represent yourself without legal counsel. You may present

1 any relevant evidence, and will be given full opportunity to cross-examine all witnesses testifying
2 against you. You are entitled to the issuance of subpoenas to compel the attendance of witnesses
3 and the production of books, documents, or other things by applying to the Office of
4 Administrative Hearings, 1515 Clay Street, Suite 206, Oakland, CA 94612, telephone: (510)
5 622-2722.

6 INTERPRETER: Pursuant to section 11435.20 of the Government Code, the hearing shall
7 be conducted in the English language. If a party or a party's witness does not proficiently speak
8 or understand the English language and before commencement of the hearing requests language
9 assistance, an agency subject to the language assistance requirement in section 11435.15 of the
10 Government Code shall provide a certified interpreter or an interpreter approved by the
11 administrative law judge conducting the proceedings. The cost of providing the interpreter shall
12 be paid by the agency having jurisdiction over the matter if the administrative law judge or
13 hearing officer so directs, otherwise by the party for whom the interpreter is provided. If you or a
14 witness requires the assistance of an interpreter, ample advance notice of this fact should be given
15 to the Office of Administrative Hearings so that appropriate arrangements can be made.

16 CONTINUANCES: Under section 11524 of the Government Code, the agency may grant a
17 continuance, but when an administrative law judge of the Office of Administrative Hearings has
18 been assigned to the hearing, no continuance may be granted except by him or her or by the
19 presiding Administrative Law Judge for good cause. When seeking a continuance, a party shall
20 apply for the continuance within ten (10) working days following the time the party discovered or
21 reasonably should have discovered the event or occurrence which establishes good cause for the
22 continuance. A continuance may be granted for good cause after the ten (10) working days have
23 lapsed only if the party seeking the continuance is not responsible for and has made a good faith
24 effort to prevent the condition or event establishing the good cause.

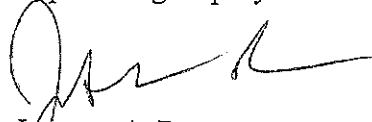
25 Continuances are not favored. If you need a continuance, immediately write or call the
26 Office of Administrative Hearings: 1515 Clay Street, Suite 206, Oakland, CA 94612 telephone:
27 (510) 622-2722.

28

Dated: April 30, 2014

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
FRANK H. PACOE
Supervising Deputy Attorney General



JOSHUA A. ROOM
Supervising Deputy Attorney General
Attorneys for Complainant

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2. Article Number



7196 9008 9111 7989 5277

3. Service Type **CERTIFIED MAIL™**

4. Restricted Delivery? (Extra Fee) Yes

1. Article Addressed to:

Amal Ageet Singh
1349 Judson St.
Seaside, CA 93955

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

C. Signature

X *[Handwritten Signature]*

- Agent
- Addressee
- Yes
- No

D. Is delivery address different from item 1? If YES, enter delivery address below:

SF2013406221
Joshua A. Room

PS Form 3811, January 2005

Domestic Return Receipt

7196 9008 9111 7989 5277

TO:
Amal Ageet Singh
1349 Judson St.
Seaside, CA 93955

SENDER: Joshua A. Room

REFERENCE: SF2013406221

PS Form 3800, January 2005

RETURN RECEIPT SERVICE	Postage	
	Certified Fee	
	Return Receipt Fee	
	Restricted Delivery	
	Total Postage & Fees	

USPS®
Receipt for Certified Mail™

No Insurance Coverage Provided
Do Not Use for International Mail

POSTMARK OR DATE

7196 9008 9111 7989 5284

TO:
Amal Ageet Singh
222 Carmel Ave., Apt. A3
Marina, CA 93955

SENDER: Joshua A. Room

REFERENCE: SF2013406221

PS Form 3800, January 2005

RETURN RECEIPT SERVICE	Postage	
	Certified Fee	
	Return Receipt Fee	
	Restricted Delivery	
	Total Postage & Fees	

USPS®
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DECLARATION OF SERVICE BY CERTIFIED MAIL

In the Matter of the Accusation Against: *Amal Ageet Singh*
OAH No. 2014041241

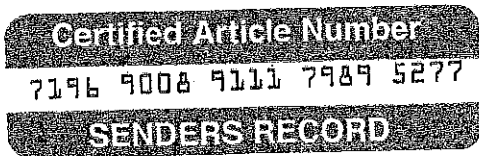
I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On April 30, 2014, I served the attached **Notice of Hearing** by placing a true copy thereof enclosed in a sealed envelope as certified mail and return receipt requested, in the internal mail collection system at the Office of the Attorney General at 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004, addressed as follows:

Amal Ageet Singh
1349 Judson St.
Seaside, CA 93955

Amal Ageet Singh
222 Carmel Ave., Apt. A3
Marina, CA 93955



I declare under penalty of perjury under the law of the State of California the foregoing is true and correct and that this declaration was executed on April 30, 2014, at San Francisco, California.

FE M. DOMINGO
Declarant

fm Domingo
Signature

Exhibit D

Email Correspondence

Joshua Room

From: Joshua Room
Sent: Thursday, May 08, 2014 10:08 AM
To: 'Amani Singh'
Subject: RE: Hearing scheduled on Accusation

Mr. Singh –

If you are unable to make the scheduled court date you need to communicate that immediately to the Office of Administrative Hearings. You cannot/should not wait to do that until you see whether a settlement can be reached. As I've mentioned before, I think it is unlikely I will be authorized to offer you anything other than a stipulated surrender of your license, though I am happy to entertain any additional information you might want to send to me. In the meantime, though, you should take care of making a request for a continuance, if you need one.

Joshua

Joshua A. Room
Supervising Deputy Attorney General
Licensing Litigation Section
California Department of Justice – Office of the Attorney General
455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102
(415) 703-1299; [REDACTED]

From: Amani Singh [REDACTED]
Sent: Wednesday, May 07, 2014 6:24 PM
To: Joshua Room
Subject: RE: Hearing scheduled on Accusation

Hello. In regards to court date I am unable to make as of rite now because i do not have transportation up there. And i am wondering if we can settle out of court, and if you received my documents i faxed you. I dont not agree with surrendering my tech liscense. This is a mistake that happend not a problem and never affected my work nor have i been under the influence at my job. It supports my family of five. I will be in contact with you by or before friday. And will see what my options are out of court. If any. Thank you.

Amal Singh

On May 1, 2014 8:31 AM, "Joshua Room" [REDACTED] wrote:

You can mail your documents to my attention at 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102. Or you can fax them to my attention at (415) 703-5480. Or you can scan them and send them by email to this address.

As for the court date, when we spoke before my notes indicate that you said the date did not matter to you and you would make yourself available on whatever date was selected. If you have a conflict with a particular date, you can

request a continuance of the date from the Office of Administrative Hearings. The paperwork you will be receiving explains how, and the number for the Office of Administrative Hearings is (510) 622-2722.

Joshua

From: Amani Singh [mailto: [REDACTED]]
Sent: Wednesday, April 30, 2014 6:29 PM
To: Joshua Room
Subject: Re: Hearing scheduled on Accusation

Hello Mr Room i have documents to send you i just wasnt sure when to send them to you.I can send them out to you by friday or monday.I am sorry for delay, and was wondering what address should i send paper work to. And a May court date would not fit my schedule.I am sorry for the delay and hope we can get this process going soon.If you would like to speak me my phone number is [REDACTED] Thank you

Amal Singh

On Apr 30, 2014 4:42 PM, "Joshua Room" [REDACTED] wrote:

Mr. Singh –

I write in follow-up to our conversation from a few weeks ago, in which you expressed your desire to retain your (pharmacy technician) license, and promised to gather and submit to me documents in support of your request for settlement terms. As I informed you at the time, I am so far only authorized to offer you a stipulated surrender of your license.

We also agreed at that time that we should go ahead and schedule a hearing date on the Accusation. I waited a bit to see if you would submit documents, in case we could avoid scheduling a hearing if what you submitted caused my client to have a change of heart. But since I have not heard anything more from you, I sent in a request to set the hearing date. It has been set for May 19, 2014, at 1:00 p.m. You will receive a document called a Notice of Hearing in the mail that gives the date, time, and place for the hearing.

This means we have a very small window of time remaining in which to possibly reach a settlement, before the hearing. So time is of the essence, if you want to submit documents to me.

Thank you.

Joshua

Joshua A. Room


Supervising Deputy Attorney General

Licensing Litigation Section

California Department of Justice – Office of the Attorney General

455 Golden Gate Avenue, Suite 11000

San Francisco, CA 94102

(415) 703-1299; 

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