

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

In the Matter of the Statement of Issues  
Against:

**ERICA LYNN BOWMAN**

Pharmacy Technician Applicant

Respondent.

Case No. 5085

OAH No. 2014050577

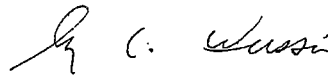
**DECISION**

The attached Proposed Decision of the Administrative Law Judge is hereby adopted by the Board of Pharmacy, Department of Consumer Affairs, as its Decision in this matter.

This decision shall become effective on December 26, 2014.

IT IS SO ORDERED this 26<sup>th</sup> day of November, 2014.

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA



By

\_\_\_\_\_  
STAN C. WEISSER  
Board President

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

In the Matter of the Statement of Issues  
Against:

ERICA LYNN BOWMAN,

Respondent.

Case No. 5085

OAH No. 2014050577

**PROPOSED DECISION**

Administrative Law Judge Ruth S. Astle, State of California, Office of Administrative Hearings, heard this matter in Oakland, California, on October 7, 2014.

Justin R. Surber, Deputy Attorney General, represented complainant.

Respondent was present and represented by Mark Cohen, Attorney at Law.

The matter was submitted on October 7, 2014.

**FACTUAL FINDINGS**

1. Virginia Herold made the statement of issues in her official capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs (Board).
2. On May 21, 2013, the Board received an application for registration as a Pharmacy Technician from Erica Lynn Bowman (respondent). On May 15, 2013, respondent certified under penalty of perjury to the truthfulness of all statements, answers, and representations in the application. The Board denied the application on October 16, 2013.

### *Criminal Conviction*

3. On September 15, 2009, in Monterey County Superior Court, respondent was convicted of violating Penal Code section 484 (petty theft), a misdemeanor. This conviction is substantially related to the duties, qualifications and functions of a pharmacy technician. The facts and circumstances are that on July 20, 2009, respondent stole from a Macy's store. This conviction involves an act involving moral turpitude and dishonesty.

Respondent received a Penal Code section 1203.4 dismissal of the petty theft conviction on July 19, 2013.

4. Respondent's conduct as set forth in Finding 3, above, would be cause for discipline if performed by a licensee.

5. On July 16, 2008, in the Superior Court of California, County of San Bernadino, respondent was convicted of violating Health and Safety Code section 11377, subdivision (a) (possession of a controlled substance), a felony. On October 1, 2010, the conviction was reduced to a misdemeanor pursuant to Penal Code 17, subdivision (b) and the conviction was set aside and dismissed pursuant to Penal Code section 1210, subdivision (d).

Respondent possessed heroin and marijuana. On October 14, 2010, respondent possessed marijuana in violation of Health and Safety Code section 11357, subdivision (b). Respondent violated the drug laws of California.

6. On multiple occasions in 2008, respondent self-administered the controlled substances marijuana and heroin. The self-administration of the controlled substances marijuana and heroin would be cause for discipline if done by a registered pharmacy technician.

7. Respondent presented a letter from Fawn Usher, former supervisor at El Camino YMCA. She stated that respondent is trustworthy, honest, compassionate, friendly and dedicated. She is aware of respondent's criminal past, and believes respondent to be a positive influence in her community. Respondent also presented a letter from Danielle Park, her sister. She has seen the changes respondent has made in her life and believes she is beyond the problems of her past. Respondent presented a letter from her brother-in-law, David S. Park, Esq. He finds respondent to be steadfast, grounded, thoughtful, intelligent, responsible and fully committed to her sobriety.

8. Respondent graduated from Foothill Junior College with an Associate in Science degree on June 28, 2013. She graduated with high honors. Angela Su, Director of the Pharmacy program at Foothill Junior College testified at the hearing on respondent's behalf. She is aware of her criminal past, but believes she has put it behind her. She taught her in class and respondent received "A's." Respondent was dependable, professional, and on-time.

9. Respondent presented a letter from William Zaragoza, a counselor at the Permanente Medical Group, Inc., Alcohol and Drug Program. Respondent was seen individually from May 5, 2014 to August 14, 2014, and continues to be seen individually by this counselor. It is his opinion that her prognosis is good.

10. Respondent is serious about her recovery. The Board is concerned about respondent's access to drugs. Based on all the evidence in this matter, it would be in the public interest to allow respondent to be licensed as a registered pharmacy technician with certain terms and conditions of probation.

## LEGAL CONCLUSIONS

### *Cause for Denial*

1. Complainant alleged that respondent's license is subject to discipline pursuant to Business and Professions Code sections 4300, subdivision (c), in conjunction with 4301, subdivisions (f) (moral turpitude), (h) (unprofessional conduct – use of controlled substance or dangerous drug), (j) (violation of laws regulating controlled substances and dangerous drugs), (l) (conviction), and 480, subdivision (a)(1) (conviction of crime substantially related to qualifications, functions, or duties of profession).

Respondent's use of controlled substances and dangerous drugs and her violation of laws regulating controlled substances and dangerous drugs establish cause for denial pursuant to Business and Professions Code section 4301, subdivisions (h) and (j). Her conviction for theft is cause for denial pursuant to Business and Professions Code section 4301, subdivision (f).

Respondent's violation of the Penal Code is substantially related to the qualifications, functions, and duties of a registered pharmacy technician; her application is therefore subject to discipline pursuant to Business and Professions Code sections 480, and 4301, subdivision (l).

### *Penalty Determination*

2. In determining the appropriate penalty, public safety is the board's paramount concern. Respondent has demonstrated significant rehabilitation. It would not be against the public interest to allow respondent to be licensed as a registered pharmacy technician upon terms and conditions of probation.

## ORDER

1. Upon satisfaction of all statutory and regulatory requirements for issuance of a license, a license shall be issued to respondent Erica Lynn Bowman and immediately

revoked; the order of revocation is stayed and respondent's license is placed on probation for a period of three years upon the following terms and conditions.

1. Certification Prior to Resuming Work

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

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

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

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

2. Obey All Laws

Respondent shall obey all state and federal laws and regulations.

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

- an arrest or issuance of a criminal complaint for violation of any provision of the Pharmacy Law, state and federal food and drug laws, or state and federal controlled substances laws
- a plea of guilty or nolo contendere in any state or federal criminal proceeding to any criminal complaint, information or indictment
- a conviction of any crime

- discipline, citation, or other administrative action filed by any state or federal agency which involves respondent's license or which is related to the practice of pharmacy or the manufacturing, obtaining, handling, distributing, billing, or charging for any drug, device or controlled substance.

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

3. Report to the Board

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

4. Interview with the Board

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

5. Cooperate with Board Staff

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

6. Notice to Employers

During the period of probation, respondent shall notify all present and prospective employers of the decision in case number 5085 and the terms, conditions and restrictions imposed on respondent by the decision, as follows:

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

(15) days of respondent undertaking any new employment, respondent shall cause his or her direct supervisor, pharmacist-in-charge (including each new pharmacist-in-charge employed during respondent's tenure of employment) and owner to report to the board in writing acknowledging that the listed individual(s) has/have read the decision in case number 5085 and the terms and conditions imposed thereby. It shall be respondent's responsibility to ensure that his or her employer(s) and/or supervisor(s) submit timely acknowledgement(s) to the board.

If respondent works for or is employed by or through a pharmacy employment service, respondent must notify his or her direct supervisor, pharmacist-in-charge and owner at every pharmacy of the terms and conditions of the decision in case number 5085 in advance of the respondent commencing work at each pharmacy. A record of this notification must be provided to the board upon request.

Furthermore, within thirty (30) days of the effective date of this decision, and within fifteen (15) days of respondent undertaking any new employment by or through a pharmacy employment service, respondent shall cause his or her direct supervisor with the pharmacy employment service to report to the board in writing acknowledging that he or she has read the decision in case number 5085 and the terms and conditions imposed thereby. It shall be respondent's responsibility to ensure that his or her employer(s) and/or supervisor(s) submit timely acknowledgment(s) to the board.

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

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

#### 7. Probation Monitoring Costs

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

8. Status of License

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

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

9. License Surrender While on Probation/Suspension

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

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

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

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

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



11. Tolling of Probation

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

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

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

12. Violation of Probation

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

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

13. Completion of Probation

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

14. No Ownership of Licensed Premises

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

15. Attend Substance Abuse Recovery Relapse Prevention and Support Groups

Within thirty (30) days of the effective date of this decision, respondent shall begin regular 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 confirming attendance with each quarterly report for the duration of probation. Failure to attend or submit documentation thereof shall be considered a violation of probation.

16. Random Drug Screening

Respondent, at her own expense, shall participate in random testing, including but not limited to biological fluid testing (urine, blood), breathalyzer, hair follicle testing, or other drug screening program as directed by the board or its designee. Respondent may be required to participate in testing for the entire probation period and the frequency of testing will be determined by the 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 be considered a violation of probation. Upon request of the board or its designee, respondent shall provide documentation from a licensed practitioner that the prescription for a detected drug was legitimately issued and is a necessary part of the treatment of the respondent. Failure to timely provide such documentation shall be considered a violation of probation. Any confirmed positive test for alcohol or for any drug not lawfully prescribed by a licensed practitioner as part of a documented medical treatment shall be considered a violation of probation and shall result in the

automatic suspension of work by respondent. Respondent may not resume work as a pharmacy technician until notified by the board in writing.

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

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

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

17. Work Site Monitor

Within ten (10) days of the effective date of this decision, respondent shall identify a work site monitor, for prior approval by the board, who shall be responsible for supervising respondent during working hours. Respondent shall be responsible for ensuring that the work site monitor reports in writing to the board quarterly. Should the designated work site monitor determine at any time during the probationary period that respondent has not maintained sobriety, he or she shall notify the board immediately, either orally or in writing as directed. Should respondent change employment, a new work site monitor must be designated, for prior approval by the board, within ten (10) days of commencing new employment. Failure to identify an acceptable initial or replacement work site monitor, or to ensure quarterly reports are submitted to the board, shall be considered a violation of probation.

18. Notification of Departure

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

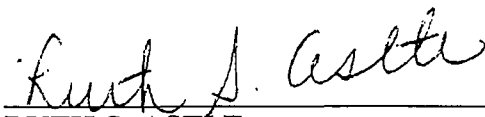
19. Abstain from Drugs and Alcohol Use

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

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

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

DATED: November 3, 2014

  
\_\_\_\_\_  
RUTH S. ASTLE  
Administrative Law Judge  
Office of Administrative Hearings

1 KAMALA D. HARRIS  
Attorney General of California  
2 FRANK H. PACOE  
Supervising Deputy Attorney General  
3 JUSTIN R. SURBER  
Deputy Attorney General  
4 State Bar No. 226937  
455 Golden Gate Avenue, Suite 11000  
5 San Francisco, CA 94102-7004  
Telephone: (415) 355-5437  
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 Statement of Issues  
11 Against:

Case No. 5085

12 **ERICA LYNN BOWMAN**

**STATEMENT OF ISSUES**

13 Respondent.

14  
15 Complainant alleges:

16 PARTIES

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

19 2. On or about May 21, 2013, the Board of Pharmacy, Department of Consumer Affairs  
20 received an application for registration as a Pharmacy Technician from Erica Lynn Bowman  
21 (Respondent). On or about May 15, 2013, Erica Lynn Bowman certified under penalty of perjury  
22 to the truthfulness of all statements, answers, and representations in the application. The Board  
23 denied the application on October 16, 2013.

24 JURISDICTION

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

28 4. Section 480 of the Code states:









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

7 FIRST CAUSE FOR DENIAL OF APPLICATION

8 (Conviction)

9 8. Respondents application is subject to denial under sections 480(a)(1) of the code and  
10 section 4300(c) of the code in conjunction with 4301(l) of the code in the Respondent was  
11 convicted of a crime that is substantially related to the duties, functions, and qualifications of a  
12 pharmacy technician. On or about September 15, 2009, in Monterrey County Superior Court  
13 Case No. MS279468A, Respondent was convicted of violating Penal Code Section 484, petty  
14 theft. On or about July 20, 2009, Respondent stole from a Macys store.

15 SECOND CAUSE FOR DENIAL OF APPLICATION

16 (Moral Turpitude, Dishonesty, Fraud, Deceit, or Corruption)

17 9. Respondents application is subject to denial under sections 480(a)(2) of the code in  
18 conjunction with sections 4300(c) and 4301(f) of the code in the Respondent committed an act  
19 involving act involving moral turpitude, dishonesty, fraud, deceit, or corruption. If this act was  
20 performed by a licensee it would be cause for discipline. The circumstances are described in  
21 paragraph 8, above.

22 THIRD CAUSE FOR DENIAL OF APPLICATION

23 (Violation of Drug Laws)

24 10. Respondents application is subject to denial under sections 480(a)(2) of the code in  
25 conjunction with sections 4300(c) and 4301(j) of the code in the Respondent violated the drug  
26 laws of California in follows:

27 a) On or about July 16, 2008, Respondent violated Health and Safety Code Section  
28 11377(A), possession of a controlled substance. Respondent possessed heroin and marijuana.

1 b) On or about October 10, 2010, Respondent possessed marijuana in violation of Health  
2 and Safety Code section 11357(b).

3 FOURTH CAUSE FOR DENIAL OF APPLICATION

4 (Self Administration of Controlled Substances)

5 11. Respondents application is subject to denial under sections 480(a)(2) of the code in  
6 conjunction with sections 4300(c) and 4301(h) of the code in the Respondent self administered  
7 the controlled substances marijuana and heroin on multiple occasions in and around 2008. The  
8 self administered the controlled substances marijuana and heroin would be cause for discipline if  
9 done by a registered Pharmacy Technician.

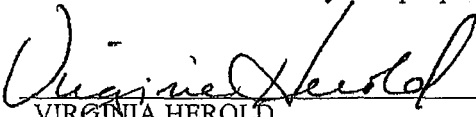
10 PRAYER

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

13 1. Denying the application of Erica Lynn Bowman for registration as Pharmacy  
14 Technician;

15 2. Taking such other and further action as deemed necessary and proper.

16 DATED: 4/15/14

17   
18 VIRGINIA HEROLD  
19 Executive Officer  
20 Board of Pharmacy  
21 Department of Consumer Affairs  
22 State of California  
23 Complainant

21 SF2014407198  
22 40885909.doc