

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

In the Matter of the Accusation Against:

**NU LIFE PHARMACEUTICALS, INC.,  
MARIA LUZ DE JESUS PACIA, PRESIDENT  
13026 Saticoy Street #4  
North Hollywood, CA 91605**

**Wholesale Permit No. WLS 5709**

**and**

**LUZ DE JESUS MARQUEZ LIM AKA  
MARIA LUZ PACIA  
13026 Saticoy Street #4  
North Hollywood, CA 91605**

**Designated Representative No. EXC 20854**

Respondents.

Case No. 5463

OAH No. 2017030812

**DECISION AND ORDER**

The attached Stipulated Surrender of License and Order is hereby adopted by the Board of Pharmacy, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective at 5:00 p.m. on November 29, 2017.

It is so ORDERED on October 30, 2017.

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA



By

\_\_\_\_\_  
Amy Gutierrez, Pharm.D.  
Board President

1 XAVIER BECERRA  
Attorney General of California  
2 MARC D. GREENBAUM  
Supervising Deputy Attorney General  
3 MICHAEL BROWN  
Deputy Attorney General  
4 State Bar No. 231237  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 897-2095  
6 Facsimile: (213) 897-2804  
E-mail: MichaelB.Brown@doj.ca.gov  
7 *Attorneys for Complainant*

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

11 In the Matter of the Accusation Against:

Case No. 5463

12 **NU LIFE PHARMACEUTICALS, INC.,**  
13 **MARIA LUZ DE JESUS PACIA,**  
**PRESIDENT**  
14 13026 Saticoy Street #4  
North Hollywood, CA 91605

OAH No. 2017030812

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

15 Wholesale Permit No. WLS 5709,

16 and

17 **LUZ DE JESUS MARQUEZ LIM AKA**  
**MARIA LUZ PACIA**  
18 aka Maria Luz Pacia  
13026 Saticoy St. #4  
19 North Hollywood, CA 91605

20 Designated Representative No. EXC 20854

21 Respondents.

22  
23 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
24 entitled proceedings that the following matters are true:

25 **PARTIES**

26 1. Virginia Herold ("Complainant") is the Executive Officer of the Board of Pharmacy  
27 ("Board"). She brought this action solely in her official capacity and is represented in this matter  
28

1 by Xavier Becerra, Attorney General of the State of California, by Michael Brown, Deputy  
2 Attorney General.

3 2. Nu Life Pharmaceuticals, Inc., Maria Luz De Jesus Pacia, Presiden and Luz De Jesus  
4 Marquez Lim aka Maria Luz Pacia ("Respondent Nu Life") are represented in this proceeding by  
5 attorney JD Sanchez, whose address is 23091 Mill Creek Drive, Laguna Hills, CA 92653.

6 3. On or about March 23, 2011, the Board of Pharmacy issued Wholesale Permit  
7 Number WLS 5709 to Nu Life Pharmaceuticals, Inc., Maria Luz De Jesus Pacia, President  
8 ("Respondent Nu Life"). The Wholesale Permit expired on March 1, 2015 and was cancelled on  
9 November 17, 2016.

10 4. On or about August 17, 2010, the Board of Pharmacy issued Designated  
11 Representative Number EXC 20854 to Luz De Jesus Marquez Lim aka Maria Luz Pacia  
12 ("Respondent Pacia"). The Designated Representative License expired on August 1, 2015 and  
13 was cancelled on December 17, 2015.

14 **JURISDICTION**

15 5. Accusation No. 5463 was filed before the Board, and is currently pending against  
16 Respondents Nu Life and Pacia. The Accusation and all other statutorily required documents  
17 were properly served on Respondents Nu Life and Pacia on July 21, 2016. Respondents Nu Life  
18 and Pacia timely filed their Notice of Defense contesting the Accusation. A copy of Accusation  
19 No. 5463 is attached as Exhibit A and incorporated by reference.

20 **ADVISEMENT AND WAIVERS**

21 6. Respondents Nu Life and Pacia have carefully read, fully discussed with counsel, and  
22 understand the charge and allegations in Accusation No. 5463. Respondents Nu Life and Pacia  
23 also have carefully read, fully discussed with counsel, and understand the effects of this  
24 Stipulated Surrender of License and Order.

25 7. Respondents Nu Life and Pacia are fully aware of their legal rights in this matter,  
26 including the right to a hearing on the charges and allegations in the Accusation; the right to  
27 confront and cross-examine the witnesses against them; the right to present evidence and to  
28 testify on their own behalf; the right to the issuance of subpoenas to compel the attendance of

1 witnesses and the production of documents; the right to reconsideration and court review of an  
2 adverse decision; and all other rights accorded by the California Administrative Procedure Act  
3 and other applicable laws.

4 8. Respondents Nu Life and Pacia voluntarily, knowingly, and intelligently waives and  
5 gives up each and every right set forth above.

6 CULPABILITY

7 9. Respondents Nu Life and Pacia understand that the charges and allegations in  
8 Accusation No. 5463, if proven at a hearing, constitute cause for imposing discipline upon their  
9 Wholesale Permit and Designated Representative License.

10 10. For the purpose of resolving the Accusation without the expense and uncertainty of  
11 further proceedings, Respondents Nu Life and Pacia agree that, at a hearing, Complainant could  
12 establish a factual basis for the charges in the Accusation and that those charges constitute cause  
13 for discipline. Respondents Nu Life and Pacia hereby gives up their right to contest that cause for  
14 discipline exists based on those charges.

15 11. Respondents Nu Life and Pacia understand that by signing this stipulation they enable  
16 the Board to issue an order accepting the surrender of their Wholesale Permit and Designated  
17 Representative License without further process.

18 CONTINGENCY

19 12. This stipulation shall be subject to approval by the Board. Respondents Nu Life and  
20 Pacia understand and agree that counsel for Complainant and the staff of the Board may  
21 communicate directly with the Board regarding this stipulation and surrender, without notice to or  
22 participation by Respondents or their counsel. By signing the stipulation, Respondents Nu Life  
23 and Pacia understand and agree that they may not withdraw their agreement or seek to rescind the  
24 stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this  
25 stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of  
26 no force or effect, except for this paragraph, it shall be inadmissible in any legal action between  
27 the parties, and the Board shall not be disqualified from further action by having considered this  
28 matter.

1 13. The parties understand and agree that Portable Document Format (PDF) and facsimile  
2 copies of this Stipulated Surrender of License and Order, including Portable Document Format  
3 (PDF) and facsimile signatures thereto, shall have the same force and effect as the originals.

4 14. This Stipulated Surrender of License and Order is intended by the parties to be an  
5 integrated writing representing the complete, final, and exclusive embodiment of their agreement.  
6 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,  
7 negotiations, and commitments (written or oral). This Stipulated Surrender of License and Order  
8 may not be altered, amended, modified, supplemented, or otherwise changed except by a writing  
9 executed by an authorized representative of each of the parties.

10 15. In consideration of the foregoing admissions and stipulations, the parties agree that  
11 the Board may, without further notice or formal proceeding, issue and enter the following Order:

12 ORDER

13 IT IS HEREBY ORDERED that Wholesale Permit No. WLS 5709, issued to Respondent  
14 Nu Life Pharmaceuticals, Inc., Maria Luz De Jesus Pacia, President, is surrendered and accepted  
15 by the Board of Pharmacy.

16 IT IS ALSO HEREBY ORDERED that Designated Representative No. EXC 20854, issued  
17 to Respondent Luz De Jesus Marquez Lim aka Maria Luz Pacia, is surrendered and accepted by  
18 the Board of Pharmacy.

19 1. The surrender of Respondents' Wholesale Permit and Designated Representative  
20 License and the acceptance of the surrendered license by the Board shall constitute the imposition  
21 of discipline against Respondents Nu Life and Pacia. This stipulation constitutes a record of the  
22 discipline and shall become a part of Respondents Nu Life and Pacia's license history with the  
23 Board of Pharmacy.

24 2. Respondents Nu Life and Pacia shall lose all rights and privileges as a Wholesaler  
25 and Designated Representative in California as of the effective date of the Board's Decision and  
26 Order.

27 ///

28 ///

1           3. Respondents Nu Life and Pacia shall cause to be delivered to the Board their pocket  
2 license and, if one was issued, their wall certificate within ten (10) days of the effective date of  
3 the Decision and Order.

4           4. Respondents Nu Life and Pacia understand and agree that if they ever apply for  
5 licensure or petitions for reinstatement in the State of California, the Board shall treat it as a new  
6 application for licensure.

7           5. Respondents Nu Life and Pacia may not apply for any license, permit, or registration  
8 from the board for three (3) years from the effective date of this decision. Respondents Nu Life  
9 and Pacia stipulate that should they apply for any license from the board on or after the effective  
10 date of this decision, all allegations set forth in the Accusation shall be deemed to be true, correct  
11 and admitted by Respondents Nu Life and Pacia when the board determines whether to grant or  
12 deny the application. Respondents Nu Life and Pacia shall satisfy all requirements applicable to  
13 that license as of the date the application is submitted to the board prior to issuance of a new  
14 license. Respondents Nu Life and Pacia are required to report this surrender as disciplinary  
15 action.

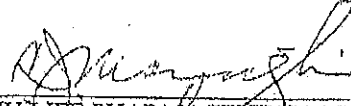
16           6. Respondents Nu Life and Pacia shall pay the agency its costs of investigation and  
17 enforcement in the amount of \$14,897.25 prior to issuance of a new or reinstated license.

18    ///  
19    ///  
20    ///  
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23    ///  
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25    ///  
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28    ///

1 ACCEPTANCE

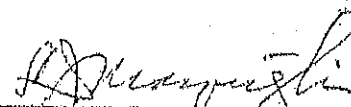
2 I have carefully read the above Stipulated Surrender of License and Order and have fully  
3 discussed it with my attorney, JD Sanchez. I understand the stipulation and the effect it will have  
4 on my Wholesale Permit. I enter into this Stipulated Surrender of License and Order voluntarily,  
5 knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of  
6 Pharmacy.

7  
8 DATED: 9/28/17

  
9 NU LIFE PHARMACEUTICALS, INC., MARIA  
LUZ DE JESUS PACIA, PRESIDENT  
10 Respondent

11 I have carefully read the above Stipulated Surrender of License and Order and have fully  
12 discussed it with my attorney, JD Sanchez. I understand the stipulation and the effect it will have  
13 on my Designated Representative License. I enter into this Stipulated Surrender of License and  
14 Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order  
15 of the Board of Pharmacy.

16 DATED: 9/28/17

  
17 LUZ-DE JESUS MARQUEZ LIM AKA MARIA  
LUZ PACIA  
18 Respondent

19 I have read and fully discussed with Respondents Nu Life Pharmaceuticals, Inc., Maria Luz  
20 De Jesus Pacia, President and Luz De Jesus Marquez Lim aka Maria Luz Pacia the terms and  
21 conditions and other matters contained in this Stipulated Surrender of License and Order. I  
22 approve its form and content.

23 DATED: 9/28/2017

  
24 JD SANCHEZ  
25 Attorney for Respondent

26 ///

27 ///

28 ///


ENDORSEMENT

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

Dated: September 28, 2017

Respectfully submitted,

XAVIER BECERRA  
Attorney General of California  
MARC D. GREENBAUM  
Supervising Deputy Attorney General



MICHAEL BROWN  
Deputy Attorney General  
*Attorneys for Complainant*

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**Exhibit A**

**Accusation No. 5463**

1 KAMALA D. HARRIS  
Attorney General of California  
2 MARC D. GREENBAUM  
Supervising Deputy Attorney General  
3 LESLIE A. WALDEN  
Deputy Attorney General  
4 State Bar No. 196882  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA. 90013  
Telephone: (213) 897-3465  
6 Facsimile: (213) 897-2804  
*Attorneys for Complainant*

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12 **MARIA LUZ DE JESUS PACIA,**  
13 **PRESIDENT**  
13026 Saticoy Street #4  
14 North Hollywood, CA 91605

**ACCUSATION**

15 Wholesale Permit No. WLS 5709,

16 and

17 **LUZ DE JESUS MARQUEZ LIM AKA**  
**MARIA LUZ PACIA**  
aka Maria Luz Pacia  
18 13026 Saticoy St. #4  
19 North Hollywood, CA 91605

20 Designated Representative No. EXC 20854

21 Respondents.

22 Complainant alleges:

23 **PARTIES**

24 1. Virginia Herold (Complainant) brings this Accusation solely in her official capacity  
25 as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs.  
26  
27  
28

1 2. On or about March 23, 2011, the Board of Pharmacy issued Wholesale Permit  
2 Number WLS 5709 to Nu Life Pharmaceuticals, Inc., Maria Luz De Jesus Pacia, President  
3 (Respondents). The Wholesale Permit expired on March 1, 2015, and has not been renewed.

4 3. On or about August 17, 2010, the Board of Pharmacy issued Designated  
5 Representative Number EXC 20854 to Luz De Jesus Marquez Lim aka Maria Luz Pacia  
6 (Respondents). The Designated Representative was in full force and effect at all times relevant to  
7 the charges brought herein and will expire on August 1, 2015, unless renewed.

#### 8 JURISDICTION

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

12 5. Section 4300 of the Code states:

13 "(a) Every license issued may be suspended or revoked.

14 "(b) The board shall discipline the holder of any license issued by the board, whose default  
15 has been entered or whose case has been heard by the board and found guilty, by any of the  
16 following methods:

17 "(1) Suspending judgment.

18 "(2) Placing him or her upon probation.

19 "(3) Suspending his or her right to practice for a period not exceeding one year.

20 "(4) Revoking his or her license.

21 "(5) Taking any other action in relation to disciplining him or her as the board in its  
22 discretion may deem proper.

23 "(c) The board may refuse a license to any applicant guilty of unprofessional conduct. The  
24 board may, in its sole discretion, issue a probationary license to any applicant for a license who is  
25 guilty of unprofessional conduct and who has met all other requirements for licensure. The board  
26 may issue the license subject to any terms or conditions not contrary to public policy, including,  
27 but not limited to, the following:

28 "(1) Medical or psychiatric evaluation.

1 "(2) Continuing medical or psychiatric treatment.

2 "(3) Restriction of type or circumstances of practice.

3 "(4) Continuing participation in a board-approved rehabilitation program.

4 "(5) Abstention from the use of alcohol or drugs.

5 "(6) Random fluid testing for alcohol or drugs.

6 "(7) Compliance with laws and regulations governing the practice of pharmacy.

7 "(d) The board may initiate disciplinary proceedings to revoke or suspend any probationary  
8 certificate of licensure for any violation of the terms and conditions of probation. Upon  
9 satisfactory completion of probation, the board shall convert the probationary certificate to a  
10 regular certificate, free of conditions.

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

16 6. Section 4169 of the Code states:

17 "(a) A person or entity may not do any of the following:

18 "(1) Purchase, trade, sell, or transfer dangerous drugs or dangerous devices at  
19 wholesale with a person or entity that is not licensed with the board as a wholesaler or pharmacy.

20 "(2) Purchase, trade, sell, or transfer dangerous drugs that the person knew or  
21 reasonably should have known were adulterated, as set forth in Article 2 (commencing with  
22 Section 111250) of Chapter 6 of Part 5 of Division 104 of the Health and Safety Code.

23 "(3) Purchase, trade, sell, or transfer dangerous drugs that the person knew or  
24 reasonably should have known were misbranded, as defined in Section 111335 of the Health and  
25 Safety Code.

26 "(4) Purchase, trade, sell, or transfer dangerous drugs or dangerous devices after the  
27 beyond use date on the label.

28

1           “(5) Fail to maintain records of the acquisition or disposition of dangerous drugs or  
2 dangerous devices for at least three years.

3           “(b) Notwithstanding any other provision of law, a violation of this section or of  
4 subdivision (c) or (d) of Section 4163 may subject the person or entity that has committed the  
5 violation to a fine not to exceed the amount specified in Section 125.9 for each occurrence,  
6 pursuant to a citation issued by the board.

7           “(c) Amounts due from any person under this section shall be offset as provided under  
8 Section 12419.5 of the Government Code. Amounts received by the board under this section  
9 shall be deposited into the Pharmacy Board Contingent Fund.

10           “(d) This section shall not apply to a pharmaceutical manufacturer licensed by the Food and  
11 Drug Administration or by the State Department of Public Health.”

12           7. Section 4059.5 of the Code states:

13           “(a) Except as otherwise provided in this chapter, dangerous drugs or dangerous devices  
14 may only be ordered by an entity licensed by the board and shall be delivered to the licensed  
15 premises and signed for and received by a pharmacist. Where a licensee is permitted to operate  
16 through a designated representative, the designated representative shall sign for and receive the  
17 delivery.

18           “(b) A dangerous drug or dangerous device transferred, sold, or delivered to a person  
19 within this state shall be transferred, sold, or delivered only to an entity licensed by the board, to a  
20 manufacturer, or to an ultimate user or the ultimate user's agent.

21           “(c) Notwithstanding subdivisions (a) and (b), deliveries to a hospital pharmacy may be  
22 made to a central receiving location within the hospital. However, the dangerous drugs or  
23 dangerous devices shall be delivered to the licensed pharmacy premises within one working day  
24 following receipt by the hospital, and the pharmacist on duty at that time shall immediately  
25 inventory the dangerous drugs or dangerous devices.

26           “(d) Notwithstanding any other provision of law, a dangerous drug or dangerous device  
27 may be ordered by and provided to a manufacturer, physician, dentist, podiatrist, optometrist,  
28 veterinarian, naturopathic doctor pursuant to Section 3640.7, or laboratory, or a physical therapist

1 acting within the scope of his or her license. A person or entity receiving delivery of a dangerous  
2 drug or dangerous device, or a duly authorized representative of the person or entity, shall sign for  
3 the receipt of the dangerous drug or dangerous device.

4 “(e) A dangerous drug or dangerous device shall not be transferred, sold, or delivered to a  
5 person outside this state, whether foreign or domestic, unless the transferor, seller, or deliverer  
6 does so in compliance with the laws of this state and of the United States and of the state or  
7 country to which the dangerous drugs or dangerous devices are to be transferred, sold, or  
8 delivered. Compliance with the laws of this state and the United States and of the state or  
9 country to which the dangerous drugs or dangerous devices are to be delivered shall include, but  
10 not be limited to, determining that the recipient of the dangerous drugs or dangerous devices is  
11 authorized by law to receive the dangerous drugs or dangerous devices.

12 “(f) Notwithstanding subdivision (a), a pharmacy may take delivery of dangerous drugs and  
13 dangerous devices when the pharmacy is closed and no pharmacist is on duty if all of the  
14 following requirements are met:

15 “(1) The drugs are placed in a secure storage facility in the same building as the  
16 pharmacy.

17 “(2) Only the pharmacist-in-charge or a pharmacist designated by the pharmacist-in-  
18 charge has access to the secure storage facility after dangerous drugs or dangerous devices have  
19 been delivered.

20 “(3) The secure storage facility has a means of indicating whether it has been entered  
21 after dangerous drugs or dangerous devices have been delivered.

22 “(4) The pharmacy maintains written policies and procedures for the delivery of  
23 dangerous drugs and dangerous devices to a secure storage facility.”

24 8. Section 4081 of the Code states:

25 “(a) All records of manufacture and of sale, acquisition, or disposition of dangerous drugs  
26 or dangerous devices shall be at all times during business hours open to inspection by authorized  
27 officers of the law, and shall be preserved for at least three years from the date of making. A  
28 current inventory shall be kept by every manufacturer, wholesaler, pharmacy, veterinary

1 food-animal drug retailer, physician, dentist, podiatrist, veterinarian, laboratory, clinic, hospital,  
2 institution, or establishment holding a currently valid and unrevoked certificate, license, permit,  
3 registration, or exemption under Division 2 (commencing with Section 1200) of the Health and  
4 Safety Code or under Part 4 (commencing with Section 16000) of Division 9 of the Welfare and  
5 Institutions Code who maintains a stock of dangerous drugs or dangerous devices.

6 "(b) The owner, officer, and partner of any pharmacy, wholesaler, or veterinary food-animal  
7 drug retailer shall be jointly responsible, with the pharmacist-in-charge or representative-in-  
8 charge, for maintaining the records and inventory described in this section.

9 "(c) The pharmacist-in-charge or representative-in-charge shall not be criminally  
10 responsible for acts of the owner, officer, partner, or employee that violate this section and of  
11 which the pharmacist-in-charge or representative-in-charge had no knowledge, or in which he or  
12 she did not knowingly participate."

13 9. Section 4105 of the Code states:

14 "(a) All records or other documentation of the acquisition and disposition of dangerous  
15 drugs and dangerous devices by any entity licensed by the board shall be retained on the licensed  
16 premises in a readily retrievable form.

17 "(b) The licensee may remove the original records or documentation from the licensed  
18 premises on a temporary basis for license-related purposes. However, a duplicate set of those  
19 records or other documentation shall be retained on the licensed premises.

20 "(c) The records required by this section shall be retained on the licensed premises for a  
21 period of three years from the date of making.

22 "(d) Any records that are maintained electronically shall be maintained so that the  
23 pharmacist-in-charge, the pharmacist on duty if the pharmacist-in-charge is not on duty, or, in the  
24 case of a veterinary food-animal drug retailer or wholesaler, the designated representative on duty,  
25 shall, at all times during which the licensed premises are open for business, be able to produce a  
26 hard copy and electronic copy of all records of acquisition or disposition or other drug or  
27 dispensing-related records maintained electronically.

28

1           “(e)(1) Notwithstanding subdivisions (a), (b), and (c), the board, may upon written request,  
2 grant to a licensee a waiver of the requirements that the records described in subdivisions (a), (b),  
3 and (c) be kept on the licensed premises.

4           “(2) A waiver granted pursuant to this subdivision shall not affect the board's authority  
5 under this section or any other provision of this chapter.

6           “(f) When requested by an authorized officer of the law or by an authorized representative  
7 of the board, the owner, corporate officer, or manager of an entity licensed by the board shall  
8 provide the board with the requested records within three business days of the time the request  
9 was made. The entity may request in writing an extension of this timeframe for a period not to  
10 exceed 14 calendar days from the date the records were requested. A request for an extension of  
11 time is subject to the approval of the board. An extension shall be deemed approved if the board  
12 fails to deny the extension request within two business days of the time the extension request was  
13 made directly to the board.”

14           10. Section 4307 of the Code states:

15           “Individuals with Denied, Revoked, Suspended, etc. Licenses Prohibited From Pharmacy  
16 Ownership or Association with Board Licensed Entities”

17           “(a) Any person who has been denied a license or whose license has been revoked or is  
18 under suspension, or who has failed to renew his or her license while it was under suspension, or  
19 who has been a manager, administrator, owner, member, officer, director, associate, or partner of  
20 any partnership, corporation, firm, or association whose application for a license has been denied  
21 or revoked, is under suspension or has been placed on probation, and while acting as the manager,  
22 administrator, owner, member, officer, director, associate, or partner had knowledge of or  
23 knowingly participated in any conduct for which the license was denied, revoked, suspended, or  
24 placed on probation, shall be prohibited from serving as a manager, administrator, owner,  
25 member, officer, director, associate, or partner of a licensee as follows:

26           “(1) Where a probationary license is issued or where an existing license is placed on  
27 probation, this prohibition shall remain in effect for a period not to exceed five years.





1 wholesale with a person or entity that is not licensed with the Board as a wholesaler or pharmacy.

2 The circumstances are as follows:

3 14. From in or about June 2011 through September 2013, invoice evidence demonstrated  
4 that Respondent's purchased dangerous drugs and/or controlled substances from Wesley  
5 Pharmacal Co., an unlicensed wholesaler in the state of Pennsylvania on at least 73 different  
6 occasions. The following table shows the date and corresponding invoice number that was used  
7 for the transaction.  
8

9	Date	Invoice Number
10	06/22/2011	55138
11	06/24/2011	55147
12	06/28/2011	55157
13	06/29/2011	55163
14	06/29/2011	55162
15	07/01/2011	55175
16	07/05/2011	55182
17	07/11/2011	55199
18	07/15/2011	55224
19	08/03/2011	55303
20	08/12/2011	55343
21	08/22/2011	55378
22	08/23/2011	55381
23	08/26/2011	55410
24	09/14/2011	55506
25	10/05/2011	55651
26	10/12/2011	55699
27	10/25/2011	55765
28	10/27/2011	55785
	11/07/2011	55835
	11/07/2011	55839
	11/15/2011	55875
	11/16/2011	55891
	12/16/2011	56054
	12/22/2011	56071
	12/27/2011	56095
	12/27/2011	56098
	01/06/2012	56156
	01/10/2012	56162
	01/11/2012	56161
	01/24/2012	56245
	01/25/2012	56247
	01/27/2012	56279
	02/03/2012	56321
	02/06/2012	56327
	02/10/2012	56355
	02/17/2012	56403

1	02/23/2012	56432
	03/15/2012	56575
2	03/19/2012	56444
	03/21/2012	56607
3	03/29/2012	56651
	04/03/2012	56675
4	04/04/2012	56692
	04/06/2012	56714
5	04/10/2012	56736
	04/13/2012	56787
6	04/27/2012	56873
	05/03/2012	56938
7	05/03/2012	56920
	05/09/2012	56962
8	05/10/2012	56970
	05/17/2012	57036
9	05/29/2012	57098
	07/10/2012	57342
10	08/03/2012	57558
	10/04/2012	57960
11	11/06/2012	58102
	11/16/2012	58151
12	01/03/2013	58397
	01/09/2013	58451
13	01/09/2013	58447
	01/21/2013	58504
14	02/05/2013	58586
	02/07/2013	58613
15	02/22/2013	58692
	04/19/2013	58964
16	05/03/2013	59043
	07/03/2013	59279
17	07/23/2013	59364
	08/06/2013	59424
18	08/09/2013	59440
19	09/05/2013	59540

**SECOND CAUSE FOR DISCIPLINE**

(Sale and Delivery of Dangerous Drugs)

15. Respondents are subject to disciplinary action under section 4059.5 subdivision (d), which requires that dangerous drugs or dangerous devices may only be ordered by an entity licensed by the Board and shall be delivered to the licensed premises and signed for and received by a pharmacist. The circumstances are as follows:

16. From in or about June 2011 through September 2013, Respondents allowed promethazine with codeine to be picked up directly from the wholesaler by one individual

1 representing several doctors in violation of pharmacy law. Respondent incorporates by reference  
2 paragraphs 12 and 13 above as though set forth in full.

3 THIRD CAUSE FOR DISCIPLINE

4 (Records of Acquisition and Disposition )

5 17. Respondents are subject to disciplinary action under sections 4081 subdivision (a) and  
6 4105 subdivision (a), which requires a wholesaler to account for all records of acquisition and  
7 disposition and the current inventory (as defined by the California Code of Regulations section  
8 1718) of all dangerous drugs and devices. The circumstances are as follows:

9 18. From in or about June 2011 through September 2013, Respondents had no records of,  
10 and could not account for, an inventory loss of approximately 51,932 ounces of promethazine  
11 with codeine. Respondent incorporates by reference paragraphs 12 through 15 above as though  
12 set forth in full.

13 OTHER MATTERS

14 19. Pursuant to Code section 4307, if discipline is imposed on Wholesale Permit No.  
15 WLS 5709, issued to Nu Life Pharmaceuticals, Inc., and Maria Luz De Jesus Pacia, President  
16 (Pacia) while acting as the manager, administrator, owner, member, officer, director, associate, or  
17 partner of Nu Life Pharmaceuticals, Inc., had knowledge of or knowingly participated in any  
18 conduct for which Wholesale Permit No. WLS 5709, issued to Nu Life Pharmaceuticals, Inc. was  
19 revoked, suspended or placed on probation, Pacia shall be prohibited from serving as a manager,  
20 administrator, owner, member, officer, director, associate, or partner of a licensee for five years if  
21 Wholesale Permit No. WLS 5709, issued to Nu Life Pharmaceuticals, Inc. is placed on probation  
22 or until Wholesale Permit No. WLS 5709, issued to Nu Life Pharmaceuticals, Inc. is reinstated if  
23 it is revoked.

24 DISCIPLINE CONSIDERATIONS

25 20. To determine the degree of discipline, if any, to be imposed on Respondents,  
26 Complainant alleges as follows:

27 a) On or about August 22, 2014, in a prior action, the Board of Pharmacy issued  
28 Citation Number CI 2014 62180 to Respondent Nu Life Pharmaceuticals, Inc., for violations of

1 Business and Professions Code section 4169, subdivision (a)(1) (Purchase, trade, sell, or transfer  
2 dangerous drugs to unlicensed person or entity). Respondent was ordered to pay \$2000. To date,  
3 Respondent has not paid this citation.

4 b) On or about August 22, 2014, in a prior action, the Board of Pharmacy issued  
5 Citation Number CI 2014 62181 to Respondent Maria Luz De Jesus Pacia for violations of  
6 Business and Professions Code section 4169, subdivision (a)(1) (Purchase, trade, sell, or transfer  
7 dangerous drugs to unlicensed person or entity). Respondent was ordered to pay \$1500. To date,  
8 Respondent has not paid this citation.

9 PRAYER

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

12 1. Revoking or suspending Wholesale Permit Number WLS 5709, issued to Nu Life  
13 Pharmaceuticals, Inc., Maria Luz De Jesus Pacia, President;

14 2. Revoking or suspending Designated Representative Number EXC 20854, issued to  
15 Luz De Jesus Marquez Lim aka Maria Luz Pacia;

16 3. Prohibiting Maria Luz De Jesus Pacia from serving as a manager, administrator,  
17 owner, member, officer, director, associate, or partner of a licensee for five years if Wholesale  
18 Permit Number WLS 5709 issued to Nu Life Pharmaceuticals, Inc. is placed on probation or until  
19 Wholesale Permit Number WLS 5709 issued to Nu Life Pharmaceuticals, Inc. is reinstated if  
20 Wholesale Permit Number WLS 5709 issued to Nu Life Pharmaceuticals, Inc. issued is revoked;

21 4. Ordering Maria Luz De Jesus Pacia aka Luz De Jesus Marquez Lim to pay the Board  
22 of Pharmacy the reasonable costs of the investigation and enforcement of this case, pursuant to  
23 Business and Professions Code section 125.3; and

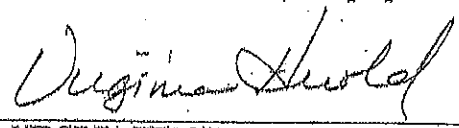
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5. Taking such other and further action as deemed necessary and proper.

DATED: 5/3/16



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

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