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9 **BEFORE THE**
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

10
11 In the Matter of the Interim Suspension Order
Against:

12 **NICOLE YVONNE FLORES**
13 **1374 Hilltop Drive**
14 **Chula Vista, CA 91911**

15 **Pharmacy Technician License No. TCH**
81360

16 Respondent.

Case No. 5520

OAH Case No. 2015070128

STIPULATED ORDER FOR INTERIM
SUSPENSION OF LICENSE PURSUANT
TO BUSINESS AND PROFESSIONS
CODE SECTION 494

17 **IT IS HEREBY STIPULATED AND AGREED** by and between the parties in this
18 proceeding that the following matters are true:

19 1. Virginia Herold (Complainant and Petitioner) is the Executive Officer of the Board of
20 Pharmacy. She brought this action solely in her official capacity and is represented in this matter
21 by Kamala D. Harris, Attorney General of the State of California, by Nicole R. Trama, Deputy
22 Attorney General.

23 2. Respondent, Nicole Yvonne Flores (Respondent), is representing herself in this
24 proceeding and has chosen not to exercise her right to be represented by counsel.

25 3. On July 2, 2015, Petitioner filed a Petition for Interim Suspension Order (Petition)
26 against Nicole Yvonne Flores in Board of Pharmacy Case No. 5520.

27 4. The *ex parte* hearing on the Petition is scheduled for July 8, 2015 at 10:00 a.m. at the
28 Office of Administrative Hearings in San Diego. Respondent hereby waives her right to the *ex*

1 *parte* hearing scheduled for July 8, 2015 on the Petition pursuant to Business and Professions
2 Code section 494.

3 5. In addition, Respondent understands that she is entitled to a noticed hearing on the
4 Petition within twenty (20) days of the issuance of an interim order without notice (noticed
5 hearing). Respondent hereby waives her right to a noticed hearing on the Petition pursuant to
6 Business and Professions Code section 494(c).

7 6. Respondent agrees that her Pharmacy Technician License Number TCH 81360 shall
8 be suspended pursuant to Business and Professions Code section 494. Respondent is hereby
9 prohibited from practicing as a pharmacy technician until a final decision on the Accusation that
10 will be filed in this matter, or until this interim suspension order is modified or vacated.

11 7. Pursuant to Business and Professions Code section 494(f), the Accusation against
12 Respondent shall be filed within 15 days of the issuance of this Order.

13 8. Respondent understands that she is entitled to a hearing on the Accusation within
14 thirty (30) days after she files a Notice of Defense as is set forth in Business and Professions
15 Code section 494. Respondent hereby waives her right to a hearing within the statutory time
16 deadline set forth in Business and Professions Code section 494 which requires that a hearing on
17 the Accusation shall be held within thirty (30) days following the filing of a Notice of Defense.

18 9. The parties understand and agree that facsimile and electronic copies of this
19 Stipulation, including facsimile signatures thereto, shall have the same force and effect as the
20 originals.

21 ACCEPTANCE

22 I have carefully read the above Stipulated Order for Interim Suspension of License. I
23 understand the stipulation and the effect it will have on my Pharmacy Technician License. I enter
24 into this Stipulated Order for Interim Suspension of License voluntarily, knowingly, and
25 intelligently, and agree to be bound by the Order.

26 DATED:

27 
NICOLE YVONNE FLORES, Respondent

1 ENDORSEMENT

2 The foregoing Stipulated Order for Interim Suspension of License is hereby respectfully
3 submitted for consideration to the Office of Administrative Hearings.

4 DATED: 7/8/2015

5 Respectfully submitted,

6 KAMALA D. HARRIS
7 Attorney General of California
8 JAMES M. LEDAKIS
9 Supervising Deputy Attorney General

10 *Nicole R. Trama*
11 NICOLE R. TRAMA
12 Deputy Attorney General
13 Attorneys for Petitioner

14 ORDER

15 IT IS SO ORDERED pursuant to the above Stipulation that Respondent Nicole Yvonne
16 Flores, Pharmacy Technician License No. TCH 81360 is suspended and Respondent Nicole
17 Yvonne Flores is prohibited from practicing as a pharmacy technician until a final decision on the
18 Accusation in this matter becomes effective, or until this interim suspension order is modified or
19 vacated.

20 DATED: July 8, 2015 *Robert Walker*
21 Presiding Administrative Law Judge
22 Office of Administrative Hearings
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