

1 XAVIER BECERRA
Attorney General of California
2 LINDA SUN
Supervising Deputy Attorney General
3 NATALIA MATUSIK
Deputy Attorney General
4 State Bar No. 246684
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 269-6637
6 Facsimile: (213) 897-2804
Attorneys for Complainant

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

10 In the Matter of the Accusation Against:

Case No. 6319

FIRST AMENDED ACCUSATION

11
12 **RX UNLIMITED, LLC DBA RX**
UNLIMITED PHARMACY,
13 **BRIAN PAUL SOHAN GOLDSTEIN –**
MEMBER;

14 16673 Roscoe Blvd.
North Hills, CA 91343

15 **Pharmacy Permit No. PHY 50302**
16 **Sterile Compounding Permit No. LSC**
99642,

17 **and**

18 **CLIFTON EUGENE BRADDY**

19 18333 Hatteras St. # 110
Tarzana, CA 91356

20 **Registered Pharmacist License No. RPH**
21 **45546**

22 **and**

23 **BRIAN PAUL SOHAN GOLDSTEIN**

24 8641 Wilshire Blvd, Suite 120
Beverly Hills, CA 90211

25 **Pharmacy Technician Registration No. TCH**
26 **101671**

27 Respondents.
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1 Complainant alleges:

2 **PARTIES**

3 1. Virginia Herold (Complainant) brings this Accusation and Petition to Revoke
4 Probation solely in her official capacity as the Executive Officer of the Board of Pharmacy,
5 Department of Consumer Affairs.

6 **Rx Unlimited Pharmacy**

7 **Original Pharmacy Permit**

8 2. On or about June 28, 2010, the Board issued Pharmacy Permit Number PHY 50302 to
9 Rx Unlimited, LLC dba Rx Unlimited Pharmacy, Brian Paul Sohan Goldstein, member, Paul Ray
10 Goldstein, member. The Pharmacy Permit was in full force and effect at all times relevant to the
11 charges brought herein and will expire on June 1, 2019, unless renewed.

12 **Rx Unlimited Pharmacy**

13 **Licensed Sterile Compounding License**

14 3. On or about September 28, 2010, the Board issued Sterile Compounding Permit
15 Number LSC 99642 to Rx Unlimited, LLC dba Rx Unlimited Pharmacy, Brian Paul Sohan
16 Goldstein, member, Paul Ray Goldstein, member. The Sterile Compounding Permit was in full
17 force and effect at all times relevant to the charges brought herein and will expire on June 1,
18 2018, unless renewed.

19 **Clifton Eugene Braddy**

20 **Pharmacist-in-Charge**

21 4. On or about August 14, 1992, the Board of Pharmacy issued Registered Pharmacist
22 License Number RPH 45546 to Clifton Eugene Braddy (Braddy). The Registered Pharmacist
23 License was in full force and effect at all times relevant to the charges brought herein, expired on
24 April 30, 2018 and was cancelled on May 31, 2018.

25 **Brian Paul Sohan Goldstein**

26 **Original Pharmacy Technician**

27 5. On or about May 4, 2010, the Board of Pharmacy issued Pharmacy Technician
28 Registration Number TCH 101671 to Brian Paul Sohan Goldstein (Goldstein). The Pharmacy

1 Technician Registration was in full force and effect at all times relevant to the charges brought
2 herein and will expire on September 30, 2019, unless renewed.

3 **JURISDICTION AND STATUTORY PROVISIONS**

4 6. This Accusation is brought before the Board under the authority of the following
5 laws. All section references are to the Business and Professions Code (Code) unless otherwise
6 indicated.

7 7. Section 4301 states:

8 "The board shall take action against any holder of a license who is guilty of unprofessional
9 conduct or whose license has been issued by mistake. Unprofessional conduct shall include, but is
10 not limited to, any of the following:

11

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

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16 "(j) The violation of any of the statutes of this state, of any other state, or of the United
17 States regulating controlled substances and dangerous drugs.

18 8. Section 4059.5 states, in pertinent part:

19

20 "(e) A dangerous drug or dangerous device shall not be transferred, sold, or delivered to a
21 person outside this state, whether foreign or domestic, unless the transferor, seller, or deliverer
22 does so in compliance with the laws of this state and of the United States and of the state or
23 country to which the dangerous drugs or dangerous devices are to be transferred, sold, or
24 delivered. Compliance with the laws of this state and the United States and of the state or country
25 to which the dangerous drugs or dangerous devices are to be delivered shall include, but not
26 limited to, determining that the recipient of the dangerous drugs or dangerous devices is
27 authorized by law to receive the dangerous drugs or dangerous devices."

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1 9. Section 4301 states, in pertinent part:

2 “The board shall take action against any holder of a license who is guilty of unprofessional
3 conduct or whose license has been issued by mistake. Unprofessional conduct shall include, but is
4 not limited to, any of the following:

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6 “(f) The commission of any act involving moral turpitude, dishonesty, fraud, deceit, or
7 corruption, whether the act is committed in the course of relations as a licensee or otherwise, and
8 whether the act is a felony or misdemeanor or not.”

9

10 “(j) The violation of any of the statutes of this state, of any other state, or of the United
11 States regulating controlled substances and dangerous drugs.”

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13 10. Section 4307(a) of the Code states that:

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

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

27 (2) Where the license is denied or revoked, the prohibition shall continue until the license
28 is issued or reinstated.

1 prohibited from serving as a manager, administrator, owner, member, officer, director, associate,
2 or partner of a licensee for five years if Pharmacy Permit Number PHY 50302 is placed on
3 probation or until Pharmacy Permit Number PHY 50302 is reinstated if it is revoked.

4 16. Pursuant to Code section 4307, if discipline is imposed on Pharmacy Permit Number
5 PHY 50302 issued to Rx Unlimited, LLC dba Rx Unlimited Pharmacy, Brian Paul Sohan
6 Goldstein, member, Paul Ray Goldstein, member while Clifton Eugene Braddy has been an
7 officer and owner and had knowledge of or knowingly participated in any conduct for which the
8 licensee was disciplined, Clifton Eugene Braddy shall be prohibited from serving as a manager,
9 administrator, owner, member, officer, director, associate, or partner of a licensee for five years
10 if Pharmacy Permit Number PHY 50302 is placed on probation or until Pharmacy Permit
11 Number PHY 50302 is reinstated if it is revoked.

12 17. Pursuant to Code section 4307, if discipline is imposed on Pharmacist License
13 Number RPH 45546 issued to Clifton Eugene Braddy, Clifton Eugene Braddy shall be prohibited
14 from serving as a manager, administrator, owner, member, officer, director, associate, or partner
15 of a licensee for five years if Pharmacist License Number RPH 45546 is placed on probation or
16 until Pharmacist License Number RPH 45546 is reinstated if it is revoked.

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1 **PRAYER**

2 *WHEREFORE*, Complainant requests that a hearing be held on the matters alleged in this
3 Accusation and Petition to Revoke Probation, and that following the hearing, the Board of
4 Pharmacy issue a decision:

5 1. Revoking or suspending Pharmacy Permit No. PHY 50302, issued to Rx Unlimited,
6 LLC dba Rx Unlimited Pharmacy, Brian Paul Sohan Goldstein, member, Paul Ray Goldstein,
7 member;

8 2. Revoking or suspending Sterile Compounding Permit No. LSC 99642, issued to Rx
9 Unlimited, LLC dba Rx Unlimited Pharmacy, Brian Paul Sohan Goldstein, member, Paul Ray
10 Goldstein, member

11 3. Revoking or suspending Registered Pharmacist License No. RPH 45546, issued to
12 Clifton Eugene Braddy;

13 4. Revoking or suspending Pharmacy Technician Registration No. TCH 101671, issued
14 to Brian Paul Sohan Goldstein;

15 5. Prohibiting Rx Unlimited, LLC dba Rx Unlimited Pharmacy, Brian Paul Sohan
16 Goldstein, member, Paul Ray Goldstein, member from serving as a manager, administrator,
17 owner, member, officer, director, associate, or partner of a licensee for five years if Pharmacy
18 Permit Number PHY 50302 is placed on probation or until Pharmacy Permit Number PHY 50302
19 is reinstated if Pharmacy Permit Number PHY 50302 issued to Rx Unlimited, LLC dba Rx
20 Unlimited Pharmacy, Brian Paul Sohan Goldstein, member, Paul Ray Goldstein, member;

21 6. Prohibiting Clifton Eugene Braddy from serving as a manager, administrator,
22 owner, member, officer, director, associate, or partner of a licensee for five years if Pharmacy
23 Permit Number PHY 50302 is placed on probation or until Pharmacy Permit Number PHY
24 39226 is reinstated if Pharmacy Permit Number PHY 50302 issued Rx Unlimited, LLC dba Rx
25 Unlimited Pharmacy, Brian Paul Sohan Goldstein, member, Paul Ray Goldstein, member is
26 revoked;

27 7. Prohibiting Clifton Eugene Braddy from serving as a manager, administrator,
28 owner, member, officer, director, associate, or partner of a licensee for five years if Pharmacist

1 License Number RPH 45546 is placed on probation or until Pharmacist License Number RPH
2 45546 is reinstated if Pharmacist License Number RPH 45546 issued to Clifton Eugene Braddy
3 is revoked;

4 8. Ordering Rx Unlimited, LLC dba Rx Unlimited Pharmacy, Clifton Eugene Braddy
5 and Brian Paul Sohan Goldstein, to pay the Board of Pharmacy the reasonable costs of the
6 investigation and enforcement of this case, pursuant to Business and Professions Code section
7 125.3; and

8 9. Taking such other and further action as deemed necessary and proper.

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11 DATED: 9/21/18 Virginia Herold

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

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1 XAVIER BECERRA
Attorney General of California
2 SHAWN P. COOK
Supervising Deputy Attorney General
3 NATALIA MATUSIK
Deputy Attorney General
4 State Bar No. 246684
300 So. Spring Street
5 Los Angeles, CA 90013
Telephone: (213) 269-6637
6 Facsimile: (213) 897-2804
E-mail: NataliaMatusik@doj.ca.gov
7 *Attorneys for Complainant*

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

11 In the Matter of the Accusation and Petition to
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A C C U S A T I O N

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14 **UNLIMITED PHARMACY,**
15 **BRIAN PAUL SOHAN GOLDSTEIN –**
16 **MEMBER;**

17 **Pharmacy Permit No. PHY 50302**
18 **Sterile Compounding Permit No. LSC**
19 **99642,**

20 **and**

21 **BRIAN PAUL SOHAN GOLDSTEIN**
22 **8641 Wilshire Blvd, Suite 120**
23 **Beverly Hills, CA 90211**

24 **Pharmacy Technician Registration No. TCH**
25 **101671**

26 Respondents.

27 Complainant alleges:

28 **PARTIES**

1. Virginia Herold (Complainant) brings this Accusation and Petition to Revoke Probation solely in her official capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs.

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Rx Unlimited Pharmacy

Original Pharmacy Permit

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Rx Unlimited Pharmacy

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3. On or about September 28, 2010, the Board issued Sterile Compounding Permit Number LSC 99642 to Rx Unlimited, LLC dba Rx Unlimited Pharmacy, Brian Paul Sohan Goldstein - Member, Paul Ray Goldstein - Member. The Sterile Compounding Permit was in full force and effect at all times relevant to the charges brought herein and will expire on June 1, 2019, unless renewed.

Brian Paul Sohan Goldstein

Original Pharmacy Technician

4. On or about May 4, 2010, the Board of Pharmacy issued Pharmacy Technician Registration Number TCH 101671 to Brian Paul Sohan Goldstein (Goldstein). The Pharmacy Technician Registration was in full force and effect at all times relevant to the charges brought herein and will expire on September 30, 2019, unless renewed.

JURISDICTION AND STATUTORY PROVISIONS

5. This Accusation is brought before the Board under the authority of the following laws. All section references are to the Business and Professions Code (Code) unless otherwise indicated.

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2 corruption, whether the act is committed in the course of relations as a licensee or otherwise, and
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6 States regulating controlled substances and dangerous drugs.

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11 does so in compliance with the laws of this state and of the United States and of the state or
12 country to which the dangerous drugs or dangerous devices are to be transferred, sold, or
13 delivered. Compliance with the laws of this state and the United States and of the state or country
14 to which the dangerous drugs or dangerous devices are to be delivered shall include, but not
15 limited to, determining that the recipient of the dangerous drugs or dangerous devices is
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27 States regulating controlled substances and dangerous drugs.”

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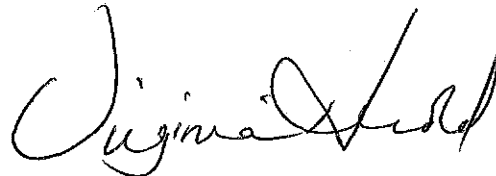
1 **PRAYER**

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4 Pharmacy issue a decision:

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- 6 LLC dba Rx Unlimited Pharmacy, Brian Paul Sohan Goldstein, member;
- 7 2. Revoking or suspending Sterile Compounding Permit No. LSC 99642, issued to Rx
- 8 Unlimited, LLC dba Rx Unlimited Pharmacy, Brian Paul Sohan Goldstein, member;
- 9 3. Revoking or suspending Pharmacy Technician Registration No. TCH 101671, issued
- 10 to Brian Paul Sohan Goldstein;
- 11 4. Ordering Rx Unlimited, LLC dba Rx Unlimited Pharmacy, Brian Paul Sohan
- 12 Goldstein, to pay the Board of Pharmacy the reasonable costs of the investigation and
- 13 enforcement of this case, pursuant to Business and Professions Code section 125.3; and
- 14 5. Taking such other and further action as deemed necessary and proper.

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18 DATED:

6/21/18



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

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