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

11 In the Matter of the Statement of Issues
Against:

Case No. 8014

12
13 **JAMES ANDREW FOSSETT**

STATEMENT OF ISSUES

14 **Pharmacy Technician Registration**
15 **Applicant**

Respondent.

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20 **PARTIES**

21 1. Anne Sodergren (Complainant) brings this Statement of Issues solely in her official
22 capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs
23 (Board).

24 2. On or about October 4, 2024, the Board received an application for a Pharmacy
25 Technician Registration from James Andrew Fossett (Respondent). On or about September 24,
26 2024, Respondent certified under penalty of perjury to the truthfulness of all statements, answers,
27 and representations in the application. The Board denied the application on March 17, 2025.
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3. This Statement of Issues is brought before the Board under the authority of the

4. Section 480 states:

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REGULATORY PROVISIONS

(a) For the purpose of denial, suspension, or revocation of a personal or facility license pursuant to Section 141 or Division 1.5 (commencing with Section 475) of the Business and Professions Code, a crime, professional misconduct, or act shall be considered substantially related to the qualifications, functions or duties of the practice, profession, or occupation that may be performed under the license type sought or held if to a substantial degree it evidences present or potential unfitness of an applicant or licensee to perform the functions authorized by the license in a manner consistent with the public health, safety, or welfare.

(1) The nature and gravity of the offense;

(2) The number of years elapsed since the date of the offense; and

1 (3) The nature and duties of the practice, profession, or occupation that may be
performed under the license type sought or held.

2 (c) For purposes of subdivision (a), substantially related crimes, professional
misconduct, or acts shall include, but are not limited to, those which:

3 (1) Violate or attempt to violate, directly or indirectly, or to aid, abet or
4 conspire to violate, any provision of law of this state, or any other jurisdiction,
5 governing the practice of pharmacy.

6 (2) Violate or attempt to violate, directly or indirectly, or to aid, abet or
conspire to violate, any provision of Chapter 13 (commencing with Section 801) of
7 Title 21 of the United States Code regulating controlled substances or any law of this
state, or any other jurisdiction, relating to controlled substances or dangerous drugs.

8 (3) Violate or attempt to violate, directly or indirectly, or to aid, abet or
9 conspire to violate, any provision of law of this state, or any other jurisdiction,
relating to government provided or government supported healthcare.

10 (4) Involve dishonesty, fraud, deceit, or corruption related to money, items,
11 documents, or personal information.

12 (5) Involve a conviction for driving under the influence of drugs or alcohol.

13 **CAUSE FOR DENIAL OF APPLICATION**

14 **(Discipline by the Board of Vocational Nursing and Psychiatric Technicians)**

15 6. Respondent's application is subject to denial under section 480, subdivision (a)(2), in
16 conjunction with California Code of Regulations, title 16, section 1770, in that he was disciplined
17 by the State of California, Board of Vocational Nursing and Psychiatric Technicians as follows:
18 On or about April 22, 2021, in the formal disciplinary administrative matter entitled "*In the*
19 *Matter of the Accusation Against: James Andrew Fossett,*" Case Number 4302020001202, the
20 Board of Vocational Nursing and Psychiatric Technicians issued a Decision, in Case Number
21 4302020001202 wherein Respondent's vocational nurse license No. 285422 was surrendered
22 effective May 22, 2021. The circumstances are that on or around December 12, 2019, Respondent
23 engaged in unprofessional conduct when he obtained, possessed and was under the influence of
24 controlled substances, namely methamphetamine and amphetamine, while on duty as a licensed
25 vocational nurse. Complainant incorporates herein the Board of Vocational Nursing and
26 Psychiatric Technician's Decision in Case Number 4302020001202, in full as if set forth fully.

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. Denying the application of James Andrew Fossett for a Pharmacy Technician Registration;
2. Taking such other and further action as deemed necessary and proper.

DATED: 8/14/2025

Sodergren, Digitally signed by
Anne@DCA Sodergren, Anne@DCA
Date: 2025.08.14
19:00:52 -07'00'

ANNE SODERGREN
Executive Officer
Board of Pharmacy
Department of Consumer Affairs
State of California
Complainant

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