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8 Attorneys for Complainant

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

11 In the Matter of the Accusation Against:

Case No. 2811

12 MARGO RENEE LAWRENCE  
1015 Opal Street  
13 San Diego, CA 92109

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

14 Pharmacy Technician Registration No. 22713

15 Respondent.

16  
17 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this  
18 proceeding that the following matters are true:

19 PARTIES

20 1. Patricia F. Harris (Complainant) is the Executive Officer of the Board of  
21 Pharmacy. She brought this action solely in her official capacity and is represented in this matter  
22 by Bill Lockyer, Attorney General of the State of California, by Susan Fitzgerald, Deputy  
23 Attorney General.

24 2. Margo Renee Lawrence (Respondent) is representing herself in this proceeding  
25 and has chosen not to exercise her right to be represented by counsel.

26 3. On or about June 11, 1997, the Board of Pharmacy issued Pharmacy Technician  
27 Registration No. 22713 to Margo Renee Lawrence. The Registration was in full force and effect  
28 at all times relevant to the charges brought in Accusation No. 2811 and will expire on September

1 30, 2006, unless renewed.

2 JURISDICTION

3 4. Accusation No. 2811 was filed before the Board of Pharmacy (Board),  
4 Department of Consumer Affairs, and is currently pending against Respondent. The Accusation  
5 and all other statutorily required documents were properly served on Respondent on December  
6 20, 2003. Respondent timely filed her Notice of Defense contesting the Accusation. A copy of  
7 Accusation No. 2811 is attached as exhibit A and incorporated herein by reference.

8 ADVISEMENT AND WAIVERS

9 5. Respondent has carefully read, and understands the charges and allegations in  
10 Accusation No. 2811. Respondent also has carefully read, and understands the effects of this  
11 Stipulated Surrender of License and Order.

12 6. Respondent is fully aware of her legal rights in this matter, including the right to a  
13 hearing on the charges and allegations in the Accusation; the right to be represented by counsel,  
14 at her own expense; the right to confront and cross-examine the witnesses against her; the right to  
15 present evidence and to testify on her own behalf; the right to the issuance of subpoenas to  
16 compel the attendance of witnesses and the production of documents; the right to reconsideration  
17 and court review of an adverse decision; and all other rights accorded by the California  
18 Administrative Procedure Act and other applicable laws.

19 7. Respondent voluntarily, knowingly, and intelligently waives and gives up each  
20 and every right set forth above.

21 8. Respondent understands that by signing this stipulation she enables the Board to  
22 issue an order accepting the surrender of her Pharmacy Technician Registration without further  
23 process. She further understands that the Board's order shall constitute the imposition of  
24 discipline against her; that this stipulation constitutes a record of the discipline and shall become  
25 a part of Respondent's license history with the Board.

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1 9. The parties understand and agree that facsimile copies of this Stipulated Surrender  
2 of License and Order, including facsimile signatures thereto, shall have the same force and effect  
3 as the originals.

4 10. Costs of investigation and enforcement of this matter are \$1,217.25 through  
5 January 13, 2005.

6 11. Respondent understands and agrees that if she ever applies to the Board for  
7 licensure or petitions for reinstatement in the State of California, the Board shall treat it as a new  
8 application for licensure. Respondent must comply with all the laws, regulations and procedures  
9 for licensure in effect at the time the application or petition is filed, and all of the charges and  
10 allegations contained in Accusation No. 2811 shall be deemed to be true, correct, and admitted  
11 by Respondent when the Board determines whether to grant or deny the application or petition.

12 Respondent agrees that she shall not apply to the Board for any licensure of any kind for  
13 three (3) years from the effective date of the Board's decision in this case.

14 CONTINGENCY

15 12. This stipulation shall be subject to approval by the Board of Pharmacy.  
16 Respondent understands and agrees that counsel for Complainant and the staff of the Board of  
17 Pharmacy may communicate directly with the Board regarding this stipulation and settlement,  
18 without notice to or participation by Respondent. By signing the stipulation, Respondent  
19 understands and agrees that she may not withdraw her agreement or seek to rescind the  
20 stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this  
21 stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of  
22 no force or effect, except for this paragraph, it shall be inadmissible in any legal action between  
23 the parties, and the Board shall not be disqualified from further action by having considered this  
24 matter.

25 13. In consideration of the foregoing stipulations, the parties agree that the Board  
26 may, without further notice or formal proceeding, issue and enter the following Order:

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1 ORDER

2 IT IS HEREBY ORDERED that Pharmacy Technician Registration No. 22713, issued to  
3 Respondent Margo Renee Lawrence is surrendered and accepted by the Board of Pharmacy.

4 1. The surrender of Respondent's Pharmacy Technician Registration and the  
5 acceptance of the surrendered license by the Board shall constitute the imposition of discipline  
6 against Respondent. This stipulation constitutes a record of the discipline and shall become a  
7 part of Respondent's license history with the Board.

8 2. Respondent shall lose all rights and privileges as a pharmacy technician in  
9 California as of the effective date of the Board's Decision and Order.

10 3. Respondent shall cause to be delivered to the Board both her registration wall and  
11 pocket license certificate on or before the effective date of the Decision and Order.

12 4. Respondent understands and agrees that if she ever applies for licensure or  
13 petitions for reinstatement in the State of California, the Board shall treat it as a new application  
14 for licensure. Respondent must comply with all the laws, regulations and procedures for  
15 licensure in effect at the time the application or petition is filed, and all of the charges and  
16 allegations contained in Accusation No. 2811 shall be deemed to be true, correct, and admitted  
17 by Respondent when the Board determines whether to grant or deny the application or petition.

18 5. Respondent shall pay the Board its costs of investigation and enforcement in the  
19 amount of \$1,217.25 before issuance of a new or reinstated license.

20 ACCEPTANCE

21 I have carefully read the Stipulated Surrender of License and Order. I understand the  
22 stipulation and the effect it will have on my Pharmacy Technician Registration. I enter into this  
23 Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to  
24 be bound by the Decision and Order of the Board of Pharmacy.

25 DATED: 1/22/05

26  
27   
28 MARGO RENEE LAWRENCE  
Respondent

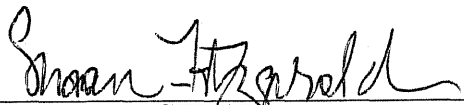
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ENDORSEMENT

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: 1/28/05

BILL LOCKYER, Attorney General  
of the State of California



SUSAN FITZGERALD  
Deputy Attorney General

Attorneys for Complainant

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

In the Matter of the Accusation Against:

Case No. 2811

MARGO RENEE LAWRENCE  
1015 Opal Street  
San Diego, CA 92109

Pharmacy Technician Registration No. 22713

Respondent.

**DECISION AND ORDER**

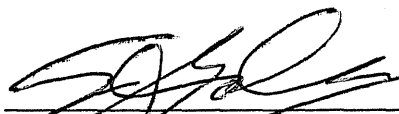
The attached Stipulated Surrender of License and Order is hereby adopted by the Board of Pharmacy, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on March 30, 2005.

It is so ORDERED February 28, 2005.

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

By



STANLEY W. GOLDENBERG  
Board President

**Exhibit A**  
**Accusation No. 2811**

1 BILL LOCKYER, Attorney General  
of the State of California  
2 SUSAN FITZGERALD, State Bar No. 112278  
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3 California Department of Justice  
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**BOARD OF PHARMACY**  
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11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2811

13 Margo Renee Lawrence  
1015 Opal Street  
14 San Diego, CA 92109

**A C C U S A T I O N**

15 Respondent.  
16

17 Complainant alleges:

18 PARTIES

- 19 1. Patricia F. Harris (Complainant) brings this Accusation solely in her official  
20 capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs.  
21 2. On or about June 11, 1997, the Board of Pharmacy issued Pharmacy Technician  
22 Registration Number 22713 to Margo Renee Lawrence (Respondent). The Pharmacy Technician  
23 Registration was in full force and effect at all times relevant to the charges brought herein and  
24 will expire on August 31, 2006, unless renewed.

25 JURISDICTION

- 26 3. This Accusation is brought before the Board of Pharmacy (Board), Department of  
27 Consumer Affairs, under the authority of the following sections of the Business and Professions  
28 Code:



1           A.       Section 4059 of the Code states, in pertinent part, that a person may not furnish  
2 any dangerous drug except upon the prescription of a physician, dentist, podiatrist, optometrist,  
3 or veterinarian. A person may not furnish any dangerous device, except upon the prescription of  
4 a physician, dentist, podiatrist, optometrist, or veterinarian.

5           B.       Section 4060 of the Code states in pertinent part:

6           "No person shall possess any controlled substance, except that furnished to a person upon  
7 the prescription of a physician, dentist, podiatrist, or veterinarian, or furnished pursuant to a drug  
8 order issued by a certified nurse-midwife pursuant to Section 2746.51, a nurse practitioner  
9 pursuant to Section 2836.1, or a physician assistant pursuant to Section 3502.1. This section  
10 shall not apply to the possession of any controlled substance by a manufacturer, wholesaler,  
11 pharmacy, physician, podiatrist, dentist, veterinarian, certified nurse-midwife, nurse practitioner,  
12 or physician assistant, when in stock in containers correctly labeled with the name and address of  
13 the supplier or producer.

14           ". . . ."

15           C.       Section 4301 of the Code states in pertinent part:

16           "The board shall take action against any holder of a license who is guilty of  
17 unprofessional conduct or whose license has been procured by fraud or misrepresentation or  
18 issued by mistake. Unprofessional conduct shall include, but is not limited to, any of the  
19 following:

20           ". . . ."

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

24           ". . . ."

25           "(j) The violation of any of the statutes of this state or of the United States regulating  
26 controlled substances and dangerous drugs.

27           ". . . ."

28           /// .

1 D. Section 125.3 of the Code states, in pertinent part, that the Board may request the  
2 administrative law judge to direct a licentiate found to have committed a violation or violations  
3 of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
4 enforcement of the case.

5 4. This Accusation also refers to the following sections of the California Health &  
6 Safety Code:

7 A. H&S Code section 11170 provides that "no person shall prescribe, administer, or  
8 furnish a controlled substance for himself."

9 B. H&S Code section 11350 provides that it is illegal for anyone to possess a  
10 controlled substance without a legitimate prescription.

#### 11 DRUGS

12 5. Xanax is a brand name for Alprazolam, a Schedule IV controlled substance under  
13 H&S Code section 11057.

14 6. Vicodin is a brand name for hydrocodone w/acetaminophen, a Schedule III  
15 controlled substance under H&S Code section 11056.

16 7. Albuterol, an asthma inhalant, is a dangerous drug pursuant to Code section 4022.

17 8. Adipex is a brand name for Phentermine, a Schedule IV controlled substance  
18 under H&S Code section 11057.

19 9. Aviane is a brand name for ethinyl estradiol/levonorgestrel, birth control  
20 medication, and a dangerous drug pursuant to Code section 4022.

21 10. Soma is a brand name for carisprodol, a dangerous drug pursuant to Code section  
22 4022.

#### 23 CHARGES AND ALLEGATIONS

##### 24 First Cause for Discipline

25 **(Unprofessional Conduct: Moral Turpitude, Dishonesty, Fraud, Deceit or Corruption)**

26 11. Respondent is subject to disciplinary action under section 4301(f), on multiple  
27 counts, for acts of theft from, and fraud on, Longs #538 in San Diego, California during the two  
28 years between approximately October, 2001 and October, 2003 when she worked at that

1 pharmacy. The circumstances are as follows:

2 A. During her employment with Longs #538, Respondent committed time card fraud,  
3 usually by not punching out for lunch and also by writing incorrect times on her time cards.

4 B. Respondent stole merchandise from the pharmacy, including photos, magazines,  
5 hair care products and food.

6 C. Respondent stole Albuterol, Aviane, alprazolam, hydrocodone with APAP and  
7 Soma from the pharmacy. She took some of the drugs herself and gave some to friends.

8 **Second Cause for Discipline**

9 **(Unprofessional Conduct: Illegal Possession of Controlled Substances)**

10 12. Respondent is subject to disciplinary action under section 4301(j) in conjunction  
11 with both Code section 4060 and H&S Code section 11350(a) in that she illegally possessed  
12 alprazolam and hydrocodone w/APAP, as more particularly alleged in paragraph 11 above and  
13 incorporated herein by reference.

14 **Third Cause for Discipline**

15 **(Unprofessional Conduct: Illegal Furnishing of Controlled Substances)**

16 13. Respondent is subject to disciplinary action under section 4301(j) in conjunction  
17 with both Code section 4059(a) and H&S Code section 11170 in that she illegally furnished  
18 alprazolam and hydrocodone w/APAP at least to herself, if not others also, as more particularly  
19 alleged in paragraph 11 above and incorporated herein by reference.

20 **PRAYER**

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

23 1. Revoking or suspending Pharmacy Technician Registration Number 22713, issued  
24 to Margo Renee Lawrence;

25 2. Ordering Margo Renee Lawrence to pay the Board of Pharmacy the reasonable  
26 costs of the investigation and enforcement of this case, pursuant to Business and Professions  
27 Code section 125.3;

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

DATED: 12/10/04

*P. J. Harris*  
\_\_\_\_\_  
PATRICIA F. HARRIS  
Executive Officer  
Board of Pharmacy  
Department of Consumer Affairs  
State of California  
Complainant