



California State Board of Pharmacy

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STATE AND CONSUMER SERVICES AGENCY
DEPARTMENT OF CONSUMER AFFAIRS
GOVERNOR EDMUND G. BROWN JR.

APPLICATION FOR VOLUNTARY SURRENDER OF PHARMACIST / INTERN LICENSE

PLEASE PRINT IN BLACK OR BLUE INK OR TYPE YOUR RESPONSES

Name: <u>KULDEEP K. GREWAL</u>	Case No. <u>3488</u>
Address of Record: <u>6133 KANTOR ST. APT. 116</u>	
<u>SAN DIEGO, CA. 92122</u>	

Pursuant to the terms and conditions of my probation with the California State Board of Pharmacy (Board) in Case No. 3488, I hereby request to surrender my license, License No. RPH 40706. The Board or its designee shall have the discretion whether to grant the request for surrender or take any other action it deems appropriate and reasonable. Upon formal acceptance of the surrender of the license, I will no longer be subject to the terms and conditions of probation. I understand that this surrender constitutes a record of discipline and shall become a part of my license history with the Board.

Upon the acceptance of the surrender, I shall relinquish my pocket and wall license to the Board within ten (10) days of notification by the Board that the surrender is accepted. I understand that I may not reapply for any license from the board for three (3) years from the effective date of the surrender. I further understand that I shall meet all requirements applicable to the license sought as of the date the application for that license is submitted to the Board, including any outstanding costs.

PLEASE BE ADVISED THAT YOU ARE NOT RELIEVED OF THE REQUIREMENTS OF YOUR PROBATION UNLESS THE BOARD NOTIFIES YOU THAT YOUR REQUEST TO SURRENDER YOUR LICENSE HAS BEEN ACCEPTED.

K. Grewal
Applicant's Signature

4/9/13
Date

J. Hevel
Executive Officer's Approval

4/19/13
Date

All items on this application are mandatory in accordance with your probationary order and the Board's Disciplinary Guidelines as authorized by Title 16, California Code of Regulations section 1760. Failure to provide any of the requested information or providing unreadable information will result in the application being rejected as incomplete. The information provided on this form will be used to determine eligibility for surrender. The official responsible for information maintenance is the Executive Officer, telephone (916) 574-7900, 1625 N. Market Blvd., Suite N-219, Sacramento, CA 95834. The information you provide may also be disclosed in the following circumstances: (1) in response to a Public Records Act request; (2) to another government agency as required by state or federal law; or, (3) in response to a court or administrative order, a subpoena, or a search warrant. Each individual has the right to review the files or records maintained on them by our agency, unless the records are identified as confidential information and exempted by Section 1798.40 of the Civil Code.

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

In the Matter of the Accusation Against:

Case No. 3488

KULDEEP GREWAL
6133 Kantor Street #116
San Diego, CA 92122

Pharmacist License No. RPH 40706

Respondent.

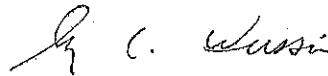
DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary 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 January 4, 2013.

It is so ORDERED on December 5, 2012.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA



By

STANLEY C. WEISSER
Board President

1 KAMALA D. HARRIS
Attorney General of California
2 LINDA K. SCHNEIDER
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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 Against:

Case No. 3488

12 **KULDEEP GREWAL**
13 **13313 Glenciff Way**
San Diego, CA 92130

OAH No. 2010090411

14 **Pharmacist License No. RPH 40706**

STIPULATED SETTLEMENT

15 Respondent.

AND DISCIPLINARY ORDER

16
17 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
18 entitled proceedings that the following matters are true:

19 PARTIES

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

24 2. Respondent Kuldeep Grewal is represented in this proceeding by attorney Danny R.
25 McDonald, whose address is: 4725 Mercury Street, Suite 200 San Diego, CA 92111.

26 3. On May 2, 1987, the Board issued Pharmacist License No. RPH 40706 to
27 Respondent. The Pharmacist License was in full force and effect at all times relevant to the
28 charges brought in Accusation No. 3488 and will expire on September 30, 2014, unless renewed.

1 Respondent or her counsel. By signing the stipulation, Respondent understands and agrees that
2 she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board
3 considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order,
4 the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for this
5 paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not
6 be disqualified from further action by having considered this matter.

7 11. The parties understand and agree that facsimile copies of this Stipulated Settlement
8 and Disciplinary Order, including facsimile signatures thereto, shall have the same force and
9 effect as the originals.

10 12. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an
11 integrated writing representing the complete, final, and exclusive embodiment of their agreement.
12 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,
13 negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary
14 Order may not be altered, amended, modified, supplemented, or otherwise changed except by a
15 writing executed by an authorized representative of each of the parties.

16 13. In consideration of the foregoing admissions and stipulations, the parties agree that
17 the Board may, without further notice or formal proceeding, issue and enter the following
18 Disciplinary Order:

19 **DISCIPLINARY ORDER**

20 IT IS HEREBY ORDERED that Original Pharmacist License No. RPH 40706 issued to
21 Respondent Kuldeep Grewal is revoked. However, the revocation is stayed and Respondent is
22 placed on probation for 30 months on the following terms and conditions.

23 1. **Obey All Laws**

24 Respondent shall obey all state and federal laws and regulations.

25 Respondent shall report any of the following occurrences to the Board, in writing, within 72
26 hours of such occurrence:
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- 1 • an arrest or issuance of a criminal complaint for violation of any provision of the
- 2 Pharmacy Law, state and federal food and drug laws, or state and federal controlled
- 3 substances laws
- 4 • a plea of guilty or nolo contendere in any state or federal criminal proceeding to any
- 5 criminal complaint, information or indictment
- 6 • a conviction of any crime
- 7 • discipline, citation, or other administrative action filed by any state or federal agency
- 8 which involves Respondent's pharmacist's license or which is related to the practice
- 9 of pharmacy or the manufacturing, obtaining, handling, distributing, billing, or
- 10 charging for any drug, device or controlled substance.

11 Failure to timely report such occurrence shall be considered a violation of probation.

12 **2. Report to the Board**

13 Respondent shall report to the Board quarterly, on a schedule as directed by the Board or its
14 designee. The report shall be made either in person or in writing, as directed. Among other
15 requirements, Respondent shall state in each report under penalty of perjury whether there has
16 been compliance with all the terms and conditions of probation. Failure to submit timely reports
17 in a form as directed shall be considered a violation of probation. Any period(s) of delinquency
18 in submission of reports as directed may be added to the total period of probation. Moreover, if
19 the final probation report is not made as directed, probation shall be automatically extended until
20 such time as the final report is made and accepted by the Board.

21 **3. Interview with the Board**

22 Upon receipt of reasonable prior notice, Respondent shall appear in person for interviews
23 with the Board or its designee, at such intervals and locations as are determined by the Board or
24 its designee. Failure to appear for any scheduled interview without prior notification to Board
25 staff, or failure to appear for two or more scheduled interviews with the Board or its designee
26 during the period of probation, shall be considered a violation of probation.

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1 4. **Cooperate with the Board**

2 Respondent shall cooperate with the Board's inspection program and with the Board's
3 monitoring and investigation of Respondent's compliance with the terms and conditions of his
4 probation. Failure to cooperate in any respect with this term shall be considered a violation of
5 probation.

6 5. **Continuing Education**

7 Respondent shall provide evidence of efforts to maintain skill and knowledge as a
8 pharmacist as directed by the Board or its designee.

9 6. **Notice to Employers**

10 During the period of probation, Respondent shall notify all present and prospective
11 employers of the decision in case number 3488 and the terms, conditions and restrictions imposed
12 on Respondent by the decision, as follows:

13 Within 30 days of the effective date of this decision, and within 15 days of Respondent's
14 undertaking any new employment, Respondent shall cause her direct supervisor, pharmacist-in-
15 charge (including each new pharmacist-in-charge employed during Respondent's tenure of
16 employment) and owner to report to the Board in writing acknowledging that the listed
17 individual(s) has/have read the decision in case number 3488, and terms and conditions imposed
18 thereby. It shall be Respondent's responsibility to ensure that his employer(s) and/or
19 supervisor(s) submit timely acknowledgment(s) to the Board.

20 If Respondent works for or is employed by or through a pharmacy employment service,
21 Respondent must notify her direct supervisor, pharmacist-in-charge, and owner at every entity
22 licensed by the Board of the terms and conditions of the decision in case number 3488 in advance
23 of the Respondent commencing work at each licensed entity. A record of this notification must
24 be provided to the Board upon request.

25 Furthermore, within 30 days of the effective date of this decision, and within 15 days of
26 Respondent's undertaking any new employment by or through a pharmacy employment service,
27 Respondent shall cause her direct supervisor with the pharmacy employment service to report to
28 the Board in writing acknowledging that he has read the decision in case number 3488 and the

1 terms and conditions imposed thereby. It shall be Respondent's responsibility to ensure that her
2 employer(s) and/or supervisor(s) submit timely acknowledgment(s) to the Board.

3 Failure to timely notify present or prospective employer(s) or to cause that/those
4 employer(s) to submit timely acknowledgments to the Board shall be considered a violation of
5 probation.

6 "Employment" within the meaning of this provision shall include any full-time,
7 part-time, temporary, relief or pharmacy management service as a pharmacist or any
8 position for which a pharmacist license is a requirement or criterion for employment,
9 whether the Respondent is an employee, independent contractor or volunteer.

10 **7. Reimbursement of Board Costs**

11 As a condition precedent to successful completion of probation, Respondent shall pay to the
12 Board its costs of investigation and prosecution in the amount of \$6,000.00. Within 30 days of
13 effective date, Respondent shall make payments on a payment plan as approved or directed by the
14 Board. There shall be no deviation from this schedule absent prior written approval by the Board
15 or its designee. Failure to pay costs by the deadline(s) as directed shall be considered a violation
16 of probation.

17 The filing of bankruptcy by Respondent shall not relieve Respondent of her responsibility
18 to reimburse the Board its costs of investigation and prosecution.

19 **8. Probation Monitoring Costs**

20 Respondent shall pay any costs associated with probation monitoring as determined by the
21 Board each and every year of probation. Such costs shall be payable to the Board on a schedule
22 as directed by the Board or its designee. Failure to pay such costs by the deadline(s) as directed
23 shall be considered a violation of probation.

24 **9. Status of License**

25 Respondent shall, at all times while on probation, maintain an active, current license with
26 the Board, including any period during which suspension or probation is tolled. Failure to
27 maintain an active, current license shall be considered a violation of probation.

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1 . If Respondent's license expires or is cancelled by operation of law or otherwise at any time
2 during the period of probation, including any extensions thereof due to tolling or otherwise, upon
3 renewal or reapplication Respondent's license shall be subject to all terms and conditions of this
4 probation not previously satisfied.

5 **10. License Surrender While on Probation/Suspension**

6 Following the effective date of this decision, should Respondent cease practice due to
7 retirement or health, or be otherwise unable to satisfy the terms and conditions of probation,
8 Respondent may tender her license to the Board for surrender. The Board or its designee shall
9 have the discretion whether to grant the request for surrender or take any other action it deems
10 appropriate and reasonable. Upon formal acceptance of the surrender of the license, Respondent
11 will no longer be subject to the terms and conditions of probation. This surrender constitutes a
12 record of discipline and shall become a part of the Respondent's license history with the Board.

13 Upon acceptance of the surrender, Respondent shall relinquish her pocket and wall license
14 to the Board within ten days of notification by the Board that the surrender is accepted.
15 Respondent may not reapply for any license from the Board for three years from the effective
16 date of the surrender. Respondent shall meet all requirements applicable to the license sought as
17 of the date the application for that license is submitted to the Board, including any outstanding
18 costs.

19 **11. Notification of a Change in Name, Residence Address, Mailing Address or**
20 **Employment**

21 Respondent shall notify the Board in writing within ten days of any change of employment.
22 Said notification shall include the reasons for leaving, the address of the new employer, the name
23 of the supervisor and owner, and the work schedule if known. Respondent shall further notify the
24 Board in writing within ten days of a change in name, residence address, mailing address, or
25 phone number.

26 Failure to timely notify the Board of any change in employer(s), name(s), address(es), or
27 phone number(s) shall be considered a violation of probation.
28

1 **12. Tolling of Probation**

2 Except during periods of suspension, Respondent shall, at all times while on probation, be
3 employed as a pharmacist in California for a minimum of 40 hours per calendar month. Any
4 month during which this minimum is not met shall toll the period of probation, i.e., the period of
5 probation shall be extended by one month for each month during which this minimum is not met.
6 During any such period of tolling of probation, Respondent must nonetheless comply with all
7 terms and conditions of probation.

8 Should Respondent, regardless of residency, for any reason (including vacation) cease
9 practicing as a pharmacist for a minimum of 40 hours per calendar month in California,
10 Respondent must notify the Board in writing within ten days of the cessation of practice, and
11 must further notify the Board in writing within 10 days of the resumption of practice. Any failure
12 to provide such notification(s) shall be considered a violation of probation.

13 It is a violation of probation for Respondent's probation to remain tolled pursuant to the
14 provisions of this condition for a total period, counting consecutive and non-consecutive months,
15 exceeding 36 months.

16 "Cessation of practice" means any calendar month during which Respondent is
17 not practicing as a pharmacist for at least 40 hours, as defined by Business and
18 Professions Code section 4000 et seq. "Resumption of practice" means any calendar
19 month during which Respondent is practicing as a pharmacist for at least 40 hours as
20 a pharmacist as defined by Business and Professions Code section 4000 et seq.

21 **13. Violation of Probation**

22 If a Respondent has not complied with any term or condition of probation, the Board shall
23 have continuing jurisdiction over Respondent, and probation shall automatically be extended,
24 until all terms and conditions have been satisfied or the Board has taken other action as deemed
25 appropriate to treat the failure to comply as a violation of probation, to terminate probation, and
26 to impose the penalty that was stayed.

27 If Respondent violates probation in any respect, the Board, after giving Respondent notice
28 and an opportunity to be heard, may revoke probation and carry out the disciplinary order that

1 was stayed. Notice and opportunity to be heard are not required for those provisions stating that a
2 violation thereof may lead to automatic termination of the stay and/or revocation of the license. If
3 a petition to revoke probation or an accusation is filed against Respondent during probation, the
4 Board shall have continuing jurisdiction and the period of probation shall be automatically
5 extended until the petition to revoke probation or accusation is heard and decided.

6 **14. Completion of Probation**

7 Upon written notice by the Board or its designee indicating successful completion of
8 probation, Respondent's license will be fully restored.

9 **15. Pharmacist Examination**

10 Respondent shall take and pass the California Pharmacist Jurisprudence Examination
11 (CPJE) within one year of the effective date of this decision. If Respondent fails to take and pass
12 the examination(s) within one year after the effective of this decision, Respondent shall be
13 automatically suspended from practice. Respondent shall not resume the practice of pharmacy
14 until she takes and passes the CPJE and is notified, in writing, that she has passed the examination
15 and may resume practice. Respondent shall bear all costs of the examination required by the
16 Board.

17 During suspension, Respondent shall not enter any pharmacy area or any portion of the
18 licensed premises of a wholesaler, veterinary food-animal drug retailer or any other distributor of
19 drugs which is licensed by the Board, or any manufacturer, or where dangerous drugs and devices
20 or controlled substances are maintained. Respondent shall not practice pharmacy nor do any act
21 involving drug selection, selection of stock, manufacturing, compounding, dispensing or patient
22 consultation; nor shall Respondent manage, administer, or be a consultant to any licensee of the
23 Board, or have access to or control the ordering, manufacturing or dispensing of dangerous drugs
24 and controlled substances. Respondent shall not resume practice until notified by the Board.

25 During suspension, Respondent shall not engage in any activity that requires the
26 professional judgment of a pharmacist. Respondent shall not direct or control any aspect of the
27 practice of pharmacy. Respondent shall not perform the duties of a pharmacy technician or a
28 designated representative for any entity licensed by the Board.

1 Subject to the above restrictions, Respondent may continue to own or hold an interest in
2 any licensed premises in which she holds an interest at the time this decision becomes effective
3 unless otherwise specified in this order.

4 Failure to comply with this suspension shall be considered a violation of probation.

5 If Respondent fails to pass the CPJE after four attempts, Respondent shall successfully
6 complete, at a minimum, 16 additional semester units of pharmacy education as approved by the
7 Board. Failure to complete coursework as required shall be considered a violation of probation.

8 Failure to take and pass the CPJE within one year of the effective date of this decision shall
9 be considered a violation of probation.

10 **16. Community Services Program**

11 Within 60 days of the effective date of this decision, Respondent shall submit to the Board
12 or its designee, for prior approval, a community service program in which Respondent shall
13 provide free health-care related services on a regular basis to a community or charitable facility or
14 agency for at least 100 hours per year for the first two years of probation. Within 30 days of
15 Board approval thereof, Respondent shall submit documentation to the Board demonstrating
16 commencement of the community service program. A record of this notification must be
17 provided to the Board upon request. Respondent shall report on progress with the community
18 service program in the quarterly reports. Failure to timely submit, commence, or comply with the
19 program shall be considered a violation of probation.

20 **17. No Ownership of Licensed Premises**

21 Respondent shall not own, have any legal or beneficial interest in, or serve as a manager,
22 administrator, member, officer, director, trustee, associate, or partner of any business, firm,
23 partnership, or corporation currently or hereinafter licensed by the Board. Respondent shall sell
24 or transfer any legal or beneficial interest in any entity licensed by the Board within 90 days
25 following the effective date of this decision and shall immediately thereafter provide written
26 proof thereof to the Board. Failure to timely divest any legal or beneficial interest(s) or provide
27 documentation thereof shall be considered a violation of probation.

28

18. **Separate File of Records**

Respondent shall maintain and make available for inspection a separate file of all records pertaining to the acquisition or disposition of all controlled substances. Failure to maintain such file or make it available for inspection shall be considered a violation of probation.

19. **Ethics Course**

Within 60 calendar days of the effective date of this decision, Respondent shall enroll in a course in ethics, at Respondent's expense, approved in advance by the Board or its designee. Failure to initiate the course during the first year of probation, and complete it within the second year of probation, is a violation of probation.

Respondent shall submit a certificate of completion to the Board or its designee within five days after completing the course.

ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Danny R. McDonald. I understand the stipulation and the effect it will have on my Pharmacist License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: 9/28/12 Kuldeep Grewal
KULDEEP GREWAL
Respondent

I have read and fully discussed with Respondent Kuldeep Grewal the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: 9/28/12 Danny R. McDonald
DANNY R. MCDONALD
Attorney for Respondent

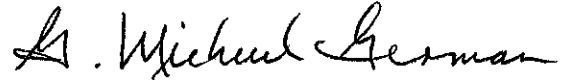
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ENDORSEMENT

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

Dated: *October 2, 2012*

KAMALA D. HARRIS
Attorney General of California



G. MICHAEL GERMAN
Deputy Attorney General
Attorneys for Complainant

SD2009804861
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Exhibit A

Accusation No. 3488

1 EDMUND G. BROWN JR.
Attorney General of California
2 LINDA K. SCHNEIDER
Supervising Deputy Attorney General
3 G. MICHAEL GERMAN
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4 State Bar No. 103312
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7 Facsimile: (619) 645-2061
Attorneys for Complainant
8

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

12 In the Matter of the Accusation Against:

Case No. 3488

13 **KULDEEP KAUR GREWAL**
13313 Glenciff Way
14 San Diego, CA 92130

A C C U S A T I O N

15 **Pharmacist License No. RPH 40706**

16 Respondent.

17
18 Complainant alleges:

19 **PARTIES**

- 20 1. Complainant Virginia Herold brings this Accusation solely in her official capacity as
21 the Executive Officer of the Board of Pharmacy (Board), Department of Consumer Affairs.
22 2. On May 2, 1987, the Board issued Pharmacist License Number RPH 40706 to
23 Respondent Kuldeep Kaur Grewal. The License was in full force and effect at all times relevant
24 to the charges brought herein and will expire on September 30, 2010, unless renewed.

25 **JURISDICTION**

- 26 3. This Accusation is brought before the Board, Department of Consumer Affairs, under
27 the authority of the following laws. All section references are to the Business and Professions
28 Code unless otherwise indicated.

1 11. Section 4301 of the Code states, in pertinent part:

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

6

7 (o) Violating or attempting to violate, directly or indirectly, or assisting in or
8 abetting the violation of or conspiring to violate any provision or term of this chapter
9 or of the applicable federal and state laws and regulations governing pharmacy,
10 including regulations established by the board or by any other state or federal
11 regulatory agency.

12

13 REGULATORY PROVISIONS

14 12. California Code of Regulations, title 16 (Regulations), section 1714 states in pertinent
15 part:

16

17 (b) Each pharmacy licensed by the board shall maintain its facilities, space,
18 fixtures, and equipment so that drugs are safely and properly prepared, maintained,
19 secured and distributed. The pharmacy shall be of sufficient size and unobstructed
20 area to accommodate the safe practice of pharmacy.

21

22 (d) Each pharmacist while on duty shall be responsible for the security of the
23 prescription department, including provisions for effective control against theft or
24 diversion of dangerous drugs and devices, and records for such drugs and devices.
25 Possession of a key to the pharmacy where dangerous drugs and controlled
26 substances are stored shall be restricted to a pharmacist.

27 13. Regulations, section 1718 states:

28 "Current Inventory" as used in Sections 4081 and 4332 of the Business and
Professions Code shall be considered to include complete accountability for all
dangerous drugs handled by every licensee enumerated in Sections 4081 and 4332.
The controlled substances inventories required by Title 21, CFR, Section 1304 shall
be available for inspection upon request for at least 3 years after the date of the
inventory.

29 COST RECOVERY

30 14. Section 125.3 of the Code states, in pertinent part, that the Board may request the
31 administrative law judge to direct a licentiate found to have committed a violation or violations of

1 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
2 enforcement of the case.

3 FACTS

4 15. On March 6, 2008, Drug Enforcement Administration (DEA) and Federal Bureau of
5 Investigation (FBI) agents simultaneously served federal search warrants at White Cross
6 Pharmacy, Park Blvd. Pharmacy, and Galloway Pharmacy in San Diego after a two-year
7 investigation into controlled substance diversion from the three pharmacies. From June 14, 2005,
8 through September 17, 2007, Respondent was Pharmacist-in-Charge (PIC) at White Cross
9 Pharmacy, and from September 17, 2007, through March 6, 2008, PIC at Park Blvd. Pharmacy.

10 16. As to White Cross Pharmacy, the warrants produced the following information:

11 a. Printouts of the tabulations and summary of White Cross's purchases of
12 Hydrocodone 5/500, Hydrocodone 10/325, and Oxycodone 80, show White Cross purchased
13 600,800 tablets of Hydrocodone 5/500; 139,700 tablets of Hydrocodone 10/325; and 27,100
14 tablets of Oxycodone 80 from February 7, 2005, through March 6, 2008.

15 b. The DEA Biennial Inventory of February 7, 2005 shows 980 tablets of Oxycodone
16 80; 1500 tablets of Hydrocodone 5/500; and 1,640 tablets of Hydrocodone 10/325; and a closing
17 inventory (stock on hand) of March 6, 2008, show 1,165 tablets of Oxycodone 80; 4,495 tablets
18 of Hydrocodone 5/500; and 3,819 tablets of Hydrocodone 10/325.

19 c. From February 7, 2005, through March 6, 2008, White Cross dispensed 23,068
20 tablets of Oxycodone 80; 309,293 tablets of Hydrocodone 5/500; and 45,247 tablets of
21 Hydrocodone 10/325.

22 Together, this information revealed that White Cross was short 2,341 (8%) tablets of
23 Oxycodone 80mg.; short 49,126 (8%) tablets of Hydrocodone 5/500; and short 51,263 (38%) of
24 Hydrocodone 10/325.

25 17. As to Park Blvd. Pharmacy, the warrants produced the following information:

26 a. Printouts of the tabulations and summary of Park's purchases of Hydrocodone
27 5/500, Hydrocodone 10/325 and Oxycodone 80, showing Park purchased 634,200 tablets of
28

1 Hydrocodone 5/500; 278,000 tablets of Hydrocodone 10/325; and 44,900 tablets of Oxycodone
2 80.1 from April 11, 2005 to March 6, 2008.

3 b. The DEA Biennial Inventory of April 11, 2005 shows 698 tablets of Oxycodone
4 80; 7,500 tablets of Hydrocodone 5/500; and 2,000 tablets of Hydrocodone 10/325; and a closing
5 inventory (stock on hand) of 1,789 tablets of Oxycodone 80; 3,649 tablets of Hydrocodone 5/500;
6 and 4,347 tablets of Hydrocodone 10/325.

7 Together, this information revealed that Park Blvd. was short 14,245 Oxycodone (31%);
8 short 410,636 (64%) of Hydrocodone 5/500; and short 209,044 (75%) of Hydrocodone 10/325.

9 **CAUSE FOR DISCIPLINE**

10 **(Unprofessional Conduct: Violating Statutes Governing Practice of Pharmacy)**

11 18. Respondent has subjected his license to disciplinary action under Code section 4301,
12 subdivision (o) for violating and attempting to violate, assisting in the violation of, and conspiring
13 to violate state and federal laws and regulations governing the practice of pharmacy, while PIC at
14 White Cross and Park Blvd., as detailed in paragraphs 15—17 as follows:

15 a. Respondent failed to maintain all records of acquisition and disposition to be
16 open for inspection for a period of three years, and to keep a current inventory showing
17 accountability for all dangerous drugs, with resulting shortages, in violation of Code, section
18 4081, subdivision (a), and of Regulations, section 1718.

19 b. Respondent failed to maintain his facilities so that dangerous drugs were
20 properly secured and distributed while PIC of White Cross and Park Blvd., with resulting
21 shortages, in violation of Regulations, section 1714, subdivisions (b) and (d).

22 **PRAYER**

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

25 1. Revoking or suspending Original Pharmacist License Number RPH 4070, issued to
26 Kuldeep Kaur Grewal, RPH;

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2. Ordering Kuldeep Kaur Grewal to pay the Board of Pharmacy the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3; and

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

DATED: 6/9/10 

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