

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

In the Matter of the Accusation Against:

Case No. 3600

INGRET MARIE BRUNS
1049 Alberdan Circle
Pinole, CA 94564

Pharmacy Technician License No. TCH 49154

Respondent.

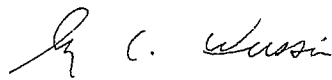
DECISION AND ORDER

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 April 15, 2011.

It is so ORDERED on March 16, 2011.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA



By

STANLEY C. WEISSER
Board President

1 EDMUND G. BROWN JR.
Attorney General of California
2 FRANK H. PACOE
Supervising Deputy Attorney General
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Attorneys for Complainant

7
8 **BEFORE THE**
BOARD OF PHARMACY
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against:
11 **INGRET MARIE BRUNS**
12 **1049 Alberdan Circle**
13 **Pinole, CA 94564**
14 **Pharmacy Technician License No. TCH 49154**
15 Respondent.

Case No. 3600
STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER

16 In the interest of a prompt and speedy settlement of this matter, consistent with the public
17 interest and the responsibility of the Board of Pharmacy of the Department of Consumer Affairs,
18 the parties hereby agree to the following Stipulated Settlement and Disciplinary Order which will
19 be submitted to the Board for approval and adoption as the final disposition of the Accusation.

20
21 PARTIES

- 22 1. Virginia Herold (Complainant), Executive Officer of the Board of Pharmacy, brought
23 this action solely in her official capacity and is represented in this matter by Edmund G. Brown
24 Jr., Attorney General of the State of California, by Joshua A. Room, Deputy Attorney General.
25 2. Ingret Marie Bruns (Respondent) is representing herself in this proceeding and has
26 chosen not to exercise her right to be represented by counsel.
27 3. On or about November 7, 2003, the Board of Pharmacy issued Pharmacy Technician
28 License No. TCH 49154 to Ingret Marie Bruns (Respondent). The Pharmacy Technician License

1 was in full force and effect at all times relevant to the charges brought in Accusation No. 3600
2 and will expire on October 31, 2011, unless renewed.

3
4 JURISDICTION

5 4. Accusation No. 3600 was filed before the Board of Pharmacy (Board), Department of
6 Consumer Affairs, and is currently pending against Respondent. The Accusation and all other
7 statutorily required documents were properly served on Respondent on October 1, 2010.
8 Respondent timely filed her Notice of Defense contesting the Accusation. A copy of Accusation
9 No. 3600 is attached as exhibit A and incorporated herein by reference.

10
11 ADVISEMENT AND WAIVERS

12 5. Respondent has carefully read, and understands, the charges and allegations in
13 Accusation No. 3600. Respondent has also carefully read, and understands, the effects of this
14 Stipulated Settlement and Disciplinary Order.

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

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

24
25 CULPABILITY

26 8. Respondent admits the truth of each and every charge and allegation in Accusation
27 No. 3600. Respondent agrees that her Pharmacy Technician License is subject to discipline and
28 she agrees to be bound by the Board's order(s) as set forth in the Disciplinary Order below.

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RESERVATION

9. Admissions made by Respondent herein are only for the purposes of this proceeding, or any other proceedings in which the Board of Pharmacy or other professional licensing agency is involved, and shall not be admissible in any other criminal or civil proceeding.

CONTINGENCY

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

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

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

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

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1 **DISCIPLINARY ORDER**

2 IT IS HEREBY ORDERED that Pharmacy Technician License No. TCH 49154, issued to
3 Ingrid Marie Bruns (Respondent), is revoked. However, the revocation is stayed and Respondent
4 is placed on probation for five (5) years on the following terms and conditions.

5 **1. Certification Prior to Resuming Work**

6 Respondent shall be automatically suspended from working as a pharmacy technician until
7 she is certified as defined by Business and Professions Code section 4202(a)(4) and provides
8 satisfactory proof of certification to the board. Respondent shall not resume working as a
9 pharmacy technician until notified by the board. Failure to achieve certification within one (1)
10 year shall be considered a violation of probation. Respondent shall not resume working as a
11 pharmacy technician until notified by the board.

12 During any such suspension, respondent shall not enter any pharmacy area or any portion of
13 any other board licensed premises (wholesaler, veterinary food-animal drug retailer or any other
14 distributor of drugs) any drug manufacturer, or any other location where dangerous drugs and
15 devices or controlled substances are maintained. Respondent shall not do any act involving drug
16 selection, selection of stock, manufacturing, compounding or dispensing; nor shall respondent
17 manage, administer, or assist any licensee of the board. Respondent shall not have access to or
18 control the ordering, manufacturing or dispensing of dangerous drugs and devices or controlled
19 substances. Respondent shall not resume work until notified by the board.

20 Failure to comply with any such suspension shall be considered a violation of probation.

21 **2. Obey All Laws**

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

23 Respondent shall report any of the following occurrences to the board, in writing, within
24 seventy-two (72) hours of such occurrence:

- 25 an arrest or issuance of a criminal complaint for violation of any provision of the
26 Pharmacy Law, state and federal food and drug laws, or state and federal controlled
27 substances laws
28 a plea of guilty or nolo contendere in any state or federal criminal proceeding to any
criminal complaint, information or indictment

- 1 a conviction of any crime
- 2 discipline, citation, or other administrative action filed by any state or federal agency
- 3 which involves respondent's pharmacy technician license or which is related to the
- practice of pharmacy or the manufacturing, obtaining, handling, distributing, billing,
- or charging for any drug, device or controlled substance.

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

5 **3. Report to the Board**

6 Respondent shall report to the board quarterly, on a schedule as directed by the board or its

7 designee. The report shall be made either in person or in writing, as directed. Among other

8 requirements, respondent shall state in each report under penalty of perjury whether there has

9 been compliance with all the terms and conditions of probation. Failure to submit timely reports

10 in a form as directed shall be considered a violation of probation. Any period(s) of delinquency

11 in submission of reports as directed may be added to the total period of probation. Moreover, if

12 the final probation report is not made as directed, probation shall be automatically extended until

13 such time as the final report is made and accepted by the board.

14 **4. Interview with the Board**

15 Upon receipt of reasonable prior notice, respondent shall appear in person for interviews

16 with the board or its designee, at such intervals and locations as are determined by the board or its

17 designee. Failure to appear for any scheduled interview without prior notification to board staff,

18 or failure to appear at two (2) or more scheduled interviews with the board or its designee during

19 the period of probation, shall be considered a violation of probation.

20 **5. Cooperate with Board Staff**

21 Respondent shall cooperate with the board's inspection program and with the board's

22 monitoring and investigation of respondent's compliance with the terms and conditions of her

23 probation. Failure to cooperate shall be considered a violation of probation.

24 **6. Notice to Employers**

25 During the period of probation, respondent shall notify all present and prospective

26 employers of the decision in case number 3600 and the terms, conditions and restrictions imposed

27 on respondent by the decision, as follows:

28 ///

1 Within thirty (30) days of the effective date of this decision, and within fifteen (15) days of
2 respondent undertaking any new employment, respondent shall cause her direct supervisor,
3 pharmacist-in-charge (including each new pharmacist-in-charge employed during respondent's
4 tenure of employment) and owner to report to the board in writing acknowledging that the listed
5 individual(s) has/have read the decision in case number 3600 and the terms and conditions
6 imposed thereby. It shall be respondent's responsibility to ensure that her employer(s) and/or
7 supervisor(s) submit timely acknowledgement(s) to the board.

8 If respondent works for or is employed by or through a pharmacy employment service,
9 respondent must notify her direct supervisor, pharmacist-in-charge and owner at every pharmacy
10 of the terms and conditions of the decision in case number 3600 in advance of commencing work
11 at each pharmacy. A record of this notification must be provided to the board upon request.

12 Furthermore, within thirty (30) days of the effective date of this decision, and within fifteen
13 (15) days of respondent undertaking any new employment by or through a pharmacy employment
14 service, respondent shall cause her direct supervisor with the pharmacy employment service to
15 report to the board in writing acknowledging that she has read the decision in case number 3600
16 and the terms and conditions imposed thereby. It shall be respondent's responsibility to ensure
17 that her employer(s) and/or supervisor(s) submit timely acknowledgment(s) to the board.

18 Failure to timely notify present or prospective employer(s) or to cause such employer(s) to
19 submit timely acknowledgements to the board shall be considered a violation of probation.

20 "Employment" within the meaning of this provision shall include any full-time,
21 part-time, temporary or relief service or pharmacy management service as a pharmacy
22 technician or in any position for which a pharmacy technician license is a requirement
or criterion for employment, whether the respondent is considered an employee,
independent contractor or volunteer.

23 **7. Notification of Change in Employment, Name, Address(es), or Phone(s)**

24 Respondent shall notify the board in writing within ten (10) days of any change of
25 employment. Said notification shall include the reasons for leaving, the address of the new
26 employer, the name of the supervisor and owner, and the work schedule if known. Respondent
27 shall further notify the board in writing within ten (10) days of a change in name, residence
28 address, mailing address, or phone number(s).

1 Failure to timely notify the board of any change in employer(s), name(s), address(es), or
2 phone number(s) shall be considered a violation of probation.

3 **8. Abstain from Drugs and Alcohol Use**

4 Respondent shall completely abstain from the possession or use of alcohol, controlled
5 substances, dangerous drugs and their associated paraphernalia except when the drugs are
6 lawfully prescribed by a licensed practitioner as part of a documented medical treatment. Upon
7 request of the board or its designee, respondent shall provide documentation from the licensed
8 practitioner that the prescription for the drug was legitimately issued and is a necessary part of the
9 treatment of the respondent. Failure to timely provide such documentation shall be considered a
10 violation of probation. Respondent shall ensure that she is not in the same physical location as
11 individuals who are using illicit substances even if respondent is not personally ingesting the
12 drugs. Any possession or use of alcohol, controlled substances, or their associated paraphernalia
13 not supported by the documentation timely provided, and/or any physical proximity to persons
14 using illicit substances, shall be considered a violation of probation.

15 **9. Attend Substance Abuse Recovery Relapse Prevention and Support Groups**

16 Within thirty (30) days of the effective date of this decision, respondent shall begin regular
17 attendance at a recognized substance abuse recovery support group in California, (e.g., Alcoholics
18 Anonymous, Narcotics Anonymous, etc.) that has been approved by the board or its designee.
19 Respondent must attend at least one group meeting per week unless otherwise directed by the
20 board or its designee. Respondent shall continue regular attendance and submit signed and dated
21 documentation confirming attendance with each quarterly report for the duration of probation.
22 Failure to attend or submit documentation thereof shall be considered a violation of probation.

23 **10. Random Drug Screening**

24 Respondent, at her own expense, shall participate in random testing, including but not
25 limited to biological fluid testing (urine, blood), breathalyzer, hair follicle testing, or other drug
26 screening program as directed by the board or its designee. Respondent may be required to
27 participate in testing for the entire probation period and the frequency of testing will be
28 determined by the board or its designee.

1 At all times respondent shall fully cooperate with the board or its designee, and shall, when
2 directed, submit to such tests or samples for detection of alcohol, narcotics, hypnotics, dangerous
3 drugs or controlled substances as the board or its designee may direct. Failure to timely submit to
4 testing as directed shall be considered a violation of probation. Upon request of the board or its
5 designee, respondent shall provide documentation from a licensed practitioner that the
6 prescription for a detected drug was legitimately issued and is a necessary part of the treatment of
7 the respondent. Failure to timely provide such documentation shall be considered a violation of
8 probation. Any confirmed positive test for alcohol or for any drug not lawfully prescribed by a
9 licensed practitioner as part of a documented medical treatment shall be considered a violation of
10 probation and shall result in the automatic suspension of work by respondent. Respondent may
11 not resume work as a pharmacy technician until notified by the board in writing.

12 During any such suspension, respondent shall not enter any pharmacy area or any portion of
13 any other board licensed premises (wholesaler, veterinary food-animal drug retailer or any other
14 distributor of drugs) any drug manufacturer, or any other location where dangerous drugs and
15 devices or controlled substances are maintained. Respondent shall not do any act involving drug
16 selection, selection of stock, manufacturing, compounding or dispensing; nor shall respondent
17 manage, administer, or assist any licensee of the board. Respondent shall not have access to or
18 control the ordering, manufacturing or dispensing of dangerous drugs and devices or controlled
19 substances. Respondent shall not resume work until notified by the board.

20 Failure to comply with any such suspension shall be considered a violation of probation.

21 **11. Prescription Coordination and Monitoring of Prescription Use**

22 Within thirty (30) days of the effective date of this decision, respondent shall submit to the
23 board, for its prior approval, the name and qualifications of a single physician, nurse practitioner,
24 physician assistant, or psychiatrist of respondent's choice, who shall be aware of the respondent's
25 history of drug use, and who will coordinate and monitor any prescriptions for respondent for
26 dangerous drugs, controlled substances, or mood-altering drugs. The approved practitioner shall
27 be provided with a copy of the board's Accusation and decision. A record of this notification
28 must be provided to the board upon request.

1 Respondent shall sign a release authorizing the practitioner to communicate with the board
2 about respondent's treatment(s). The coordinating physician, nurse practitioner, physician
3 assistant, or psychiatrist shall report to the board on a quarterly basis for the duration of probation
4 regarding respondent's compliance with this condition. If any substances considered addictive
5 have been prescribed, the report shall identify a program for the time limited use of any such
6 substances. The board may require that the single coordinating practitioner be a specialist in
7 addictive medicine, or consult a specialist in addictive medicine. Should respondent, for any
8 reason, cease supervision by the approved practitioner, respondent shall notify the board
9 immediately and, within thirty (30) days of ceasing supervision, submit the name of a
10 replacement physician, nurse practitioner, physician assistant, or psychiatrist of respondent's
11 choice to the board or its designee for its prior approval. Failure to timely submit the selected
12 practitioner or replacement practitioner to the board for approval, or to ensure the required
13 reporting thereby on the quarterly reports, shall be considered a violation of probation.

14 If at any time an approved practitioner determines that respondent is unable to practice
15 safely or independently as a pharmacy technician, the practitioner shall notify the board
16 immediately by telephone and follow up by written letter within three (3) working days. Upon
17 notification by the board or its designee of this determination, respondent shall be automatically
18 suspended and shall not resume practice until notified by the board that practice may be resumed.

19 During any such suspension, respondent shall not enter any pharmacy area or any portion of
20 any other board licensed premises (wholesaler, veterinary food-animal drug retailer or any other
21 distributor of drugs) any drug manufacturer, or any other location where dangerous drugs and
22 devices or controlled substances are maintained. Respondent shall not do any act involving drug
23 selection, selection of stock, manufacturing, compounding or dispensing; nor shall respondent
24 manage, administer, or assist any licensee of the board. Respondent shall not have access to or
25 control the ordering, manufacturing or dispensing of dangerous drugs and devices or controlled
26 substances. Respondent shall not resume work until notified by the board.

27 Failure to comply with any such suspension shall be considered a violation of probation.

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1 **12. No Ownership of Licensed Premises**

2 Respondent shall not own, have any legal or beneficial interest in, or serve as a manager,
3 administrator, member, officer, director, trustee, associate, or partner of any business, firm,
4 partnership, or corporation currently or hereinafter licensed by the board. Respondent shall sell
5 or transfer any legal or beneficial interest in any entity licensed by the board within ninety (90)
6 days following the effective date of this decision and shall immediately thereafter provide written
7 proof thereof to the board. Failure to timely divest any legal or beneficial interest(s) or provide
8 documentation thereof shall be considered a violation of probation.

9 **13. Work Site Monitor**

10 Within ten (10) days of the effective date of this decision, respondent shall identify a work
11 site monitor, for prior approval by the board, who shall be responsible for supervising respondent
12 during working hours. Respondent shall be responsible for ensuring that the work site monitor
13 reports in writing to the board quarterly. Should the designated work site monitor determine at
14 any time during the probationary period that respondent has not maintained sobriety, he/she shall
15 notify the board immediately, either orally or in writing as directed. Should respondent change
16 employment, a new work site monitor must be designated, for prior approval by the board, within
17 ten (10) days of commencing new employment. Failure to identify an acceptable initial or
18 replacement work site monitor, or to ensure quarterly reports are submitted to the board, shall be
19 considered a violation of probation.

20 **14. Status of License**

21 Respondent shall, at all times while on probation, maintain an active, current pharmacy
22 technician license with the board, including any period during which suspension or probation is
23 tolled. Failure to maintain an active, current license shall be considered a violation of probation.

24 If respondent's pharmacy technician license expires or is cancelled by operation of law or
25 otherwise at any time during the period of probation, including any extensions thereof due to
26 tolling or otherwise, upon renewal or reapplication respondent's license shall be subject to all
27 terms and conditions of this probation not previously satisfied.

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1 **15. Reimbursement of Board Costs**

2 As a condition precedent to successful completion of probation, respondent shall pay to the
3 board its costs of investigation and prosecution in the amount of \$2,000.00. Respondent shall be
4 permitted to pay these costs in a payment plan approved by the board or its designee, so long as
5 payment is completed no later than four (4) years after the effective date of this decision. There
6 shall be no deviation from this schedule absent prior written approval by the board or its designee.
7 Failure to pay costs by the deadline(s) as directed shall be considered a violation of probation.

8 The filing of bankruptcy by respondent shall not relieve respondent of her responsibility to
9 reimburse the board its costs of investigation and prosecution.

10 **16. Probation Monitoring Costs**

11 Respondent shall pay any costs associated with probation monitoring as determined by the
12 board each and every year of probation. Such costs shall be payable to the board on a schedule as
13 directed by the board or its designee. Failure to pay such costs by the deadline(s) as directed shall
14 be considered a violation of probation.

15 **17. Tolling of Probation**

16 Except during periods of suspension, respondent shall, at all times while on probation, be
17 employed as a pharmacy technician in California for a minimum of ten (10) hours per calendar
18 month. Any month during which this minimum is not met shall toll the period of probation, i.e.,
19 the period of probation shall be extended by one month for each month during which this
20 minimum is not met. During any such period of tolling of probation, respondent must
21 nonetheless comply with all terms and conditions of probation.

22 Should respondent, regardless of residency, for any reason (including vacation) cease
23 working as a pharmacy technician for a minimum of ten (10) hours per calendar month in
24 California, respondent must notify the board in writing within ten (10) days of cessation of work
25 and must further notify the board in writing within ten (10) days of the resumption of the work.
26 Any failure to provide such notification(s) shall be considered a violation of probation.

27 It is a violation of probation for respondent's probation to remain tolled for a total period,
28 counting consecutive and non-consecutive months, exceeding thirty-six (36) months.

1 "Cessation of work" means calendar month during which respondent is not
2 working for at least ten (10) hours as a pharmacy technician, as defined in Business
3 and Professions Code section 4115. "Resumption of work" means any calendar
4 month during which respondent is working for at least ten (10) hours as a pharmacy
5 technician as defined by Business and Professions Code section 4115.

6 **18. License Surrender While on Probation/Suspension**

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

15 Upon acceptance of the surrender, respondent shall relinquish her pharmacy technician
16 license to the board within ten (10) days of notification by the board the surrender is accepted.
17 Respondent may not reapply for any license, permit, or registration from the board for three (3)
18 years from the effective date of the surrender. Respondent shall meet all requirements applicable
19 to the license sought as of the date the application for that license is submitted to the board.

20 **19. Violation of Probation**

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

26 If respondent violates probation in any respect, the board, after giving respondent notice
27 and an opportunity to be heard, may revoke probation and carry out the disciplinary order that
28 was stayed. If a petition to revoke probation or an accusation is filed against respondent during
probation, the board shall have continuing jurisdiction, and the period of probation shall be
automatically extended until the petition to revoke probation or accusation is heard and decided.

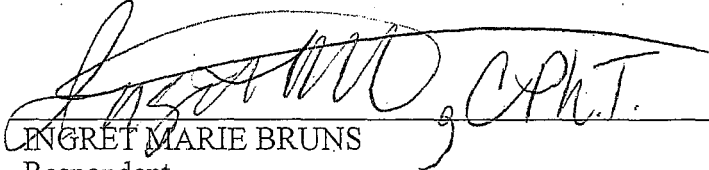
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20. **Completion of Probation**

Upon written notice by the board indicating successful completion of probation, respondent's pharmacy technician license will be fully restored.

ACCEPTANCE

I have carefully read the Stipulated Settlement and Disciplinary Order. I understand the stipulation and the effect it will have on my Pharmacy Technician 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: 1/19/11 
INGRËT MARIE BRUNS
Respondent

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: 1/21/11

Respectfully Submitted,
EDMUND G. BROWN JR.
Attorney General of California.
FRANK H. PACOE
Supervising Deputy Attorney General


JOSHUA A. ROOM
Deputy Attorney General
Attorneys for Complainant

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Attorneys for Complainant

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9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against:

Case No. 3600

11 **INGRET MARIE BRUNS**
12 **1049 Alberdan Circle**
13 **Pinole, CA 94564**

ACCUSATION

14 **Pharmacy Technician License No. TCH 49154**

15 Respondent.

16
17 Complainant alleges:

18 PARTIES

19 1. Virginia Herold (Complainant) brings this Accusation solely in her official capacity
20 as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs.

21 2. On or about November 7, 2003, the Board of Pharmacy issued Pharmacy Technician
22 License No. TCH 49154 to Ingrid Marie Bruns (Respondent). The Pharmacy Technician License
23 was in full force and effect at all times relevant to the charges brought herein and will expire on
24 October 31, 2011, 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 laws. All section references are to the
28 Business and Professions Code (Code) unless otherwise indicated.

1 17. On several occasions in or around July and/or August 2009, Respondent ingested
2 (smoked) marijuana. On or about August 13, 2009, Respondent tested positive for marijuana
3 in a random drug screening administered by her employer, Walgreens Pharmacy.

4 FIRST CAUSE FOR DISCIPLINE

5 (Self-Administration of Controlled Substance)

6 18. Respondent is subject to discipline under section 4301(h) of the Code, in that
7 Respondent, as described in paragraph 17, self-administered a controlled substance.

8 SECOND CAUSE FOR DISCIPLINE

9 (Furnishing of Controlled Substance)

10 19. Respondent is subject to discipline under section(s) 4301(j), (o), and/or 4059 of the
11 Code in that Respondent, as described in paragraph 17, furnished to himself or another without a
12 valid prescription, and/or conspired, assisted or abetted furnishing of, a controlled substance.

13 THIRD CAUSE FOR DISCIPLINE

14 (Possession of Controlled Substance)

15 20. Respondent is subject to discipline under section(s) 4301(j), (o), and/or 4060 of the
16 Code, and/or Health and Safety Code section 11357 in that Respondent, as described in paragraph
17 17, possessed, conspired and/or assisted in or abetted possession of, a controlled substance.

18 FOURTH CAUSE FOR DISCIPLINE

19 (Self-Administration/Use of Controlled Substance)

20 21. Respondent is subject to discipline under section 4301(j) and/or (o) of the Code,
21 and/or Health and Safety Code section 11170, in that Respondent, as described in paragraph 17,
22 self-administered/used, conspired to self-administer/use, and/or assisted in/abetted self-
23 administration/use, of a controlled substance, without prescription.

24 FIFTH CAUSE FOR DISCIPLINE

25 (Unprofessional Conduct)

26 22. Respondent is subject to discipline under section 4301 of the Code in that
27 Respondent, as described in paragraphs 17 to 21, engaged in unprofessional conduct.

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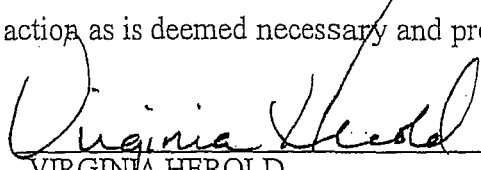
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P R A Y E R

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. Revoking or suspending Pharmacy Technician License No. TCH 49154, issued to Ingrid Marie Bruns (Respondent);
2. Ordering Respondent to pay the Board the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
3. Taking such other and further action as is deemed necessary and proper.

DATED: 9/23/10


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

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