

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

In the Matter of the Statement of Issues Against:

Case No. 3995

**ALLAN DIAZ DELEON**  
2382 Adirondack Row, Unit 1  
San Diego, CA 92139

Applicant for Pharmacy Technician Registration

Respondent.

**DECISION AND ORDER**

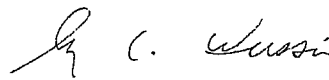
The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Pharmacy, Department of Consumer Affairs, as its Decision in this matter.

This decision shall become effective on October 19, 2011.

It is so ORDERED on September 19, 2011.

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

By



\_\_\_\_\_  
STANLEY C. WEISSER  
Board President

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

11 In the Matter of the Statement of Issues  
12 Against:

13 **ALLAN DIAZ DELEON**  
2382 Adirondack Row, Unit 1  
14 San Diego, CA 92139

15 Respondent.

Case No. 3995

OAH No. 2011061349

**STIPULATED SETTLEMENT 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. Virginia Herold (Complainant) is the Executive Officer of the Board of Pharmacy.  
21 She brought this action solely in her official capacity and is represented in this matter by Kamala  
22 D. Harris, Attorney General of the State of California, by Amanda Dodds, Senior Legal Analyst.

23 2. Allan Diaz DeLeon (Respondent) is representing himself in this proceeding and has  
24 chosen not to exercise his right to be represented by counsel.

25 3. On or about July 6, 2009, Respondent filed an application dated June 17, 2009, with  
26 the Board of Pharmacy to obtain a Pharmacy Technician Registration.

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## JURISDICTION

4. Statement of Issues No. 3995 was filed before the Board of Pharmacy (Board), Department of Consumer Affairs, and is currently pending against Respondent. The Statement of Issues and all other statutorily required documents were properly served on Respondent on May 27, 2011. A copy of Statement of Issues No. 3995 is attached as Exhibit A and incorporated herein by reference.

## ADVISEMENT AND WAIVERS

5. Respondent has carefully read, and understands the charges and allegations in Statement of Issues No. 3995. Respondent has also carefully read, and understands the effects of this Stipulated Settlement and Disciplinary Order.

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

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

## CULPABILITY

8. Respondent admits the truth of each and every charge and allegation in Statement of Issues No. 3995.

9. Respondent agrees that his Pharmacy Technician Registration is subject to denial and he agrees to be bound by the Board's probationary terms as set forth in the Disciplinary Order below.

## 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

1 communicate directly with the Board regarding this stipulation and settlement, without notice to  
2 or participation by Respondent. By signing the stipulation, Respondent understands and agrees  
3 that he may not withdraw his agreement or seek to rescind the stipulation prior to the time the  
4 Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and  
5 Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for  
6 this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall  
7 not be disqualified from further action by having considered this matter.

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

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

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

### 20 **DISCIPLINARY ORDER**

21 IT IS HEREBY ORDERED that upon satisfaction of all statutory and regulatory  
22 requirements for issuance of a license, a license shall be issued to Respondent and immediately  
23 revoked; the order of revocation is stayed and Respondent is placed on probation for five (5)  
24 years upon the following terms and conditions:

#### 25 1. **Certification Prior to Beginning Work**

26 Respondent shall be automatically suspended from working as a pharmacy technician until  
27 he is certified as defined by Business and Professions Code section 4202, subdivision (a)(4) and  
28 provides satisfactory proof of certification to the Board. Respondent shall not begin working as a

1 pharmacy technician until notified by the Board. Failure to achieve certification within one (1)  
2 year shall be considered a violation of probation. Respondent shall not begin working as a  
3 pharmacy technician until notified by the Board.

4 During suspension, Respondent shall not enter any pharmacy area or any portion of any  
5 other Board-licensed premises (wholesaler, veterinary food-animal drug retailer or any other  
6 distributor of drugs) any drug manufacturer, or any other location where dangerous drugs and  
7 devices or controlled substances are maintained. Respondent shall not do any act involving drug  
8 selection, selection of stock, manufacturing, compounding or dispensing; nor shall Respondent  
9 manage, administer, or assist any licensee of the Board. Respondent shall not have access to or  
10 control the ordering, manufacturing or dispensing of dangerous drugs and devices or controlled  
11 substances. Respondent shall not resume work until notified by the Board.

12 Subject to the above restrictions, Respondent may continue to own or hold an interest in  
13 any licensed premises by the Board in which he holds an interest at the time this decision  
14 becomes effective unless otherwise specified in this order.

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

16 **2. Obey All Laws**

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

18 Respondent shall report any of the following occurrences to the Board, in writing, within  
19 seventy-two (72) hours of such occurrence:

- 20 ☐ an arrest or issuance of a criminal complaint for violation of any provision of the  
21 Pharmacy Law, state and federal food and drug laws, or state and federal controlled  
substances laws
- 22 ☐ a plea of guilty or nolo contendere in any state or federal criminal proceeding to any  
23 criminal complaint, information or indictment
- 24 ☐ a conviction of any crime
- 25 ☐ discipline, citation, or other administrative action filed by any state or federal agency  
26 which involves Respondent's pharmacy technician registration or which is related to  
27 the practice of pharmacy or the manufacturing, obtaining, handling, distributing,  
28 billing, or charging for any drug, device or controlled substance.

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

1           **3. Report to the Board**

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

10           **4. Interview with the Board**

11           Upon receipt of reasonable prior notice, Respondent shall appear in person for interviews  
12           with the Board or its designee, at such intervals and locations as are determined by the Board or  
13           its designee. Failure to appear for any scheduled interview without prior notification to Board  
14           staff, or failure to appear at two (2) or more scheduled interviews with the Board or its designee  
15           during the period of probation, shall be considered a violation of probation.

16           **5. Cooperate with Board Staff**

17           Respondent shall cooperate with the Board's inspection program and with the Board's  
18           monitoring and investigation of Respondent's compliance with the terms and conditions of his  
19           probation. Failure to cooperate shall be considered a violation of probation.

20           **6. Notice to Employers**

21           During the period of probation, Respondent shall notify all present and prospective  
22           employers of the decision in case number 3995 and the terms, conditions and restrictions imposed  
23           on Respondent by the decision, as follows:

24           Within thirty (30) days of the effective date of this decision, and within fifteen (15) days of  
25           Respondent undertaking any new employment, Respondent shall cause his direct supervisor,  
26           pharmacist-in-charge (including each new pharmacist-in-charge employed during Respondent's  
27           tenure of employment) and owner to report to the Board in writing acknowledging that the listed  
28           individual(s) has/have read the decision in case number 3995 and the terms and conditions

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

3 If Respondent works for or is employed by or through a pharmacy employment service,  
4 Respondent must notify his direct supervisor, pharmacist-in-charge and owner at every pharmacy  
5 of the terms and conditions of the decision in case number 3995 in advance of the Respondent  
6 commencing work at each pharmacy. A record of this notification must be provided to the Board  
7 upon request.

8 Furthermore, within thirty (30) days of the effective date of this decision, and within fifteen  
9 (15) days of Respondent undertaking any new employment by or through a pharmacy  
10 employment service, Respondent shall cause his direct supervisor with the pharmacy employment  
11 service to report to the Board in writing acknowledging that he has read the decision in case  
12 number 3995 and the terms and conditions imposed thereby. It shall be Respondent's  
13 responsibility to ensure that his employer(s) and/or supervisor(s) submit timely  
14 acknowledgment(s) to the Board.

15 Failure to timely notify present or prospective employer(s) or to cause that/those  
16 employer(s) to submit timely acknowledgements to the Board shall be considered a violation of  
17 probation.

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

#### 23 **7. Probation Monitoring Costs**

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

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2       **8.     Status of License**

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

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

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

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

19       Upon acceptance of the surrender, Respondent shall relinquish his pharmacy technician  
20 license to the Board within ten (10) days of notification by the Board that the surrender is  
21 accepted. Respondent may not reapply for any license, permit, or registration from the Board for  
22 three (3) years from the effective date of the surrender. Respondent shall meet all requirements  
23 applicable to the license sought as of the date the application for that license is submitted to the  
24 Board.

25       **10.    Notification of a Change in Name, Residence Address, Mailing Address or**  
26 **Employment**

27       Respondent shall notify the Board in writing within ten (10) days of any change of  
28 employment. Said notification shall include the reasons for leaving, the address of the new

1 employer, the name of the supervisor and owner, and the work schedule if known. Respondent  
2 shall further notify the Board in writing within ten (10) days of a change in name, residence  
3 address and mailing address, or phone number.

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

6 **11. Tolling of Probation**

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

13 Should Respondent, regardless of residency, for any reason (including vacation) cease  
14 working as a pharmacy technician for a minimum of twenty (20) hours per calendar month in  
15 California, Respondent must notify the Board in writing within ten (10) days of cessation of work  
16 and must further notify the Board in writing within ten (10) days of the resumption of the work.  
17 Any failure to provide such notification(s) shall be considered a violation of probation.

18 It is a violation of probation for Respondent's probation to remain tolled pursuant to the  
19 provisions of this condition for a total period, counting consecutive and non-consecutive months,  
20 exceeding thirty-six (36) months.

21 "Cessation of work" means calendar month during which Respondent is not  
22 working for at least twenty (20) hours as a pharmacy technician, as defined in  
23 Business and Professions Code section 4115. "Resumption of work" means any  
24 calendar month during which Respondent is working as a pharmacy technician for at  
25 least twenty (20) hours as a pharmacy technician as defined by Business and  
26 Professions Code section 4115.

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1           **12. Violation of Probation**

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

7           If Respondent violates probation in any respect, the Board, after giving Respondent notice  
8 and an opportunity to be heard, may revoke probation and carry out the disciplinary order that  
9 was stayed. Notice and opportunity to be heard are not required for those provisions stating that a  
10 violation thereof may lead to automatic termination of the stay and/or revocation of the license. If  
11 a petition to revoke probation or an accusation is filed against Respondent during probation, the  
12 Board shall have continuing jurisdiction, and the period of probation shall be automatically  
13 extended until the petition to revoke probation or accusation is heard and decided.

14           **13. No Ownership of Licensed Premises**

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

22           **14. Completion of Probation**

23           Upon written notice by the Board indicating successful completion of probation,  
24 Respondent's pharmacy technician license will be fully restored.

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DATED:

ALLAN DÍAZ DELEON  
Respondent.

Dated:

STIPULATED SETTLEMENT (Case No. 3995)

## **Exhibit A**

**Statement of Issues No. 3995**

1 KAMALA D. HARRIS  
Attorney General of California  
2 LINDA K. SCHNEIDER  
Supervising Deputy Attorney General  
3 State Bar No. 101336  
AMANDA DODDS  
4 Senior Legal Analyst  
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6 San Diego, CA 92186-5266  
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*Attorneys for Complainant*

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

11 In the Matter of the Statement of Issues Against:

Case No. 3995

12 **ALLAN DIAZ DELEON**  
13 **2382 Adirondack Row, Unit 1**  
14 **San Diego, CA 92139**

**STATEMENT OF ISSUES**

15 Respondent.

16 Complainant alleges:

17 **PARTIES**

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

20 2. On or about July 6, 2009, the Board of Pharmacy, Department of Consumer Affairs  
21 received an application for a Pharmacy Technician Registration from Allan Diaz DeLeon  
22 (Respondent). On or about June 17, 2009, Allan Diaz DeLeon certified under penalty of perjury  
23 to the truthfulness of all statements, answers, and representations in the application. The Board  
24 denied the application on October 26, 2010.

25 **JURISDICTION**

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

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1 (b) Considering suspension or revocation of a license under Section 490.

2 Each board shall take into account all competent evidence of rehabilitation  
3 furnished by the applicant or licensee.

4 8. Section 493 of the Code states:

5 Notwithstanding any other provision of law, in a proceeding conducted by a  
6 board within the department pursuant to law to deny an application for a license or to  
7 suspend or revoke a license or otherwise take disciplinary action against a person who  
8 holds a license, upon the ground that the applicant or the licensee has been convicted  
9 of a crime substantially related to the qualifications, functions, and duties of the  
10 licensee in question, the record of conviction of the crime shall be conclusive  
11 evidence of the fact that the conviction occurred, but only of that fact, and the board  
12 may inquire into the circumstances surrounding the commission of the crime in order  
13 to fix the degree of discipline or to determine if the conviction is substantially related  
14 to the qualifications, functions, and duties of the licensee in question.

15 As used in this section, "license" includes "certificate," "permit," "authority,"  
16 and "registration."

17 9. Section 4301 of the Code states:

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

22 . . . .

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

26 . . . .

27 (l) The conviction of a crime substantially related to the qualifications,  
28 functions, and duties of a licensee under this chapter. The record of conviction of a  
violation of Chapter 13 (commencing with Section 801) of Title 21 of the United  
States Code regulating controlled substances or of a violation of the statutes of this  
state regulating controlled substances or dangerous drugs shall be conclusive  
evidence of unprofessional conduct. In all other cases, the record of conviction shall  
be conclusive evidence only of the fact that the conviction occurred. The board may  
inquire into the circumstances surrounding the commission of the crime, in order to  
fix the degree of discipline or, in the case of a conviction not involving controlled  
substances or dangerous drugs, to determine if the conviction is of an offense  
substantially related to the qualifications, functions, and duties of a licensee under this  
chapter. A plea or verdict of guilty or a conviction following a plea of nolo  
contendere is deemed to be a conviction within the meaning of this provision. The  
board may take action when the time for appeal has elapsed, or the judgment of  
conviction has been affirmed on appeal or when an order granting probation is made  
suspending the imposition of sentence, irrespective of a subsequent order under  
Section 1203.4 of the Penal Code allowing the person to withdraw his or her plea of

1 guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or  
2 dismissing the accusation, information, or indictment. . . .

### 3 REGULATORY PROVISIONS

4 10. California Code of Regulations, title 16, section 1769 states:

5 (a) When considering the denial of a facility or personal license under Section  
6 480 of the Business and Professions Code, the board, in evaluating the rehabilitation  
7 of the applicant and his present eligibility for licensing or registration, will consider  
8 the following criteria:

9 (1) The nature and severity of the act(s) or offense(s) under consideration as  
10 grounds for denial.

11 (2) Evidence of any act(s) committed subsequent to the act(s) or crime(s) under  
12 consideration as grounds for denial under Section 480 of the Business and Professions  
13 Code.

14 (3) The time that has elapsed since commission of the act(s) or crime(s) referred  
15 to in subdivision (1) or (2).

16 (4) Whether the applicant has complied with any terms of parole, probation,  
17 restitution or any other sanctions lawfully imposed against the applicant.

18 (5) Evidence, if any, of rehabilitation submitted by the applicant.

19 . . . .

20 11. California Code of Regulations, title 16, section 1770 states:

21 For the purpose of denial, suspension, or revocation of a personal or facility  
22 license pursuant to Division 1.5 (commencing with Section 475) of the Business and  
23 Professions Code, a crime or act shall be considered substantially related to the  
24 qualifications, functions or duties of a licensee or registrant if to a substantial degree  
25 it evidences present or potential unfitness of a licensee or registrant to perform the  
26 functions authorized by his license or registration in a manner consistent with the  
27 public health, safety, or welfare.

### 28 FIRST CAUSE FOR DENIAL OF APPLICATION

(January 8, 1992 Criminal Conviction for Assault

With Intent to Commit Rape on December 9, 1990)

12. Respondent's application for registration as a pharmacy technician is subject to denial  
under sections 480, subdivision (a)(1) of the Code in that Respondent was convicted of a crime  
that is substantially related to the qualifications, duties, and functions of a pharmacy technician.  
The circumstances are as follows:

///

1           a.     On or about January 8, 1992, in a criminal proceeding entitled *People of the*  
2 *State of California v. Alan Diaz Deleon*, in San Diego County Superior Court, case number  
3 CR119966, Respondent was convicted on his plea of guilty to violating Penal Code section 220,  
4 assault with intent to commit rape, a felony. In the plea agreement, which dismissed Count 1  
5 (forcible rape, Pen. Code, § 261(2)), and Count 2 (rape by foreign object, Pen. Code, § 289(a)),  
6 Respondent stated that he pled guilty to avoid the potential of more serious punishment if the  
7 matter went before a jury.

8           b.     As a result of the conviction, on or about February 5, 1992, Respondent was  
9 sentenced to serve 270 days in the county jail, with credit for 146 days. Respondent was placed  
10 on formal probation for a period of three years, and ordered to pay fees, fines, and restitution in  
11 the amount of \$1,600, plus the cost of felony probation. Respondent was also ordered to register  
12 as a sex offender. On or about April 18, 2007, the court granted Respondent's Petition for Relief,  
13 set aside the conviction, and dismissed the charges, pursuant to Penal Code section 1203.4.

14           c.     The circumstances that led to the conviction are that on or about December 9,  
15 1990, in National City, California, Respondent sexually assaulted a female victim.

16                   **SECOND CAUSE FOR DENIAL OF APPLICATION**

17                   **(Commission of Act That if Done by a Licentiate**

18                   **Would be Grounds for Suspension or Revocation of License)**

19           13.    Respondent's application for registration as a pharmacy technician is subject to denial  
20 under section 480, subdivision (a)(3)(A) in that he committed acts that would be grounds for  
21 suspension or revocation of a pharmacy technician registration as follows:

22           a.     Respondent was convicted of a crime substantially related to the qualifications,  
23 functions, and duties of a pharmacy technician, as detailed in paragraph 12, above, which is a  
24 violation of section 4301, subdivision (l) of the Code.

25           b.     Respondent committed a sexual assault, an act of moral turpitude, as detailed in  
26 paragraph 12, above, which is a violation of section 4301, subdivision (f) of the Code

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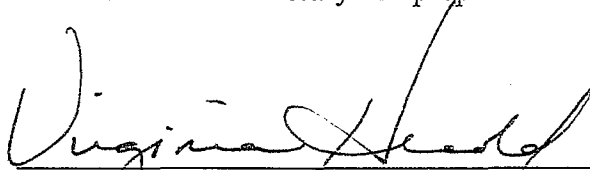
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1 PRAYER

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

- 4 1. Denying the application of Allan Diaz DeLeon for a Pharmacy Technician  
5 Registration;  
6 2. Taking such other and further action as deemed necessary and proper.

7  
8 DATED: 5/27/11

  
9 VIRGINIA HEROLD  
10 Executive Officer  
11 Board of Pharmacy  
12 Department of Consumer Affairs  
13 State of California  
14 Complainant

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