



**California State Board of Pharmacy**  
 1625 N. Market Blvd, N219, Sacramento, CA 95834  
 Phone: (916) 574-7900  
 Fax: (916) 574-8618  
 www.pharmacy.ca.gov

BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY  
 DEPARTMENT OF CONSUMER AFFAIRS  
 GOVERNOR EDMUND G. BROWN JR.

**APPLICATION FOR VOLUNTARY SURRENDER OF  
 DESIGNATED REPRESENTATIVE LICENSE**

PLEASE PRINT IN BLACK OR BLUE INK OR TYPE YOUR RESPONSES

Name: <u>David Patrick Long</u>	Case No. <u>4153</u>
Address of Record: <u>121 Brentwood Court</u> <u>Williamsburg, Va 23185</u>	

Pursuant to the terms and conditions of my probation with the California State Board of Pharmacy (Board) in Case No. 4153, I hereby request to surrender my designated representative license, License No. Exc 20879 21157. 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 designated representative 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, permit, or registration 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.

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.

David Patrick Long

Applicant's Signature

Date

6-24-15

[Signature]

Executive Officer's Approval

Date

9/13/15

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 Statement of Issues  
Against:

Case No. 4153

OAH No. 2012040153

**DAVID LONG**  
121 Brentwood Court  
Williamsburg, VA 23185

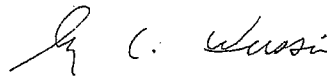
Respondent.

**ORDER DENYING RECONSIDERATION**

The Board of Pharmacy having read and considered complainant's petition for reconsideration of the board's decision effective December 28, 2012. NOW THEREFORE IT IS ORDERED that the petition for reconsideration is denied. The Board of Pharmacy's Decision and Order initially effective December 28, 2012, and thereafter stayed is now the Board of Pharmacy's final decision in this matter.

It is so Ordered on this day, February 14, 2013

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA



By

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

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

In the Matter of the Statement of Issues  
Against:

**DAVID LONG**  
121 Brentwood Court  
Williamsburg, VA 23185

Respondent.

Case No. 4153

OAH No. 2012040153

**ORDER GRANTING  
PETITION FOR  
RECONSIDERATION AND  
STAY OF EXECUTION OF  
THE EFFECTIVE DATE OF  
DECISION AND ORDER**

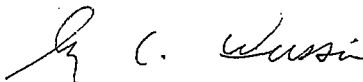
Complainant having requested reconsideration of the decision in the above-entitled matter, and good cause appearing, IT IS HEREBY ORDERED:

- (1) That reconsideration be, and is, hereby granted, said reconsideration to be solely on whether to reject the Stipulated Settlement and Disciplinary Order.
- (2) The board hereby sets the date for submission of written arguments to be no later than February 1, 2013;
- (3) The Decision of the Board in this matter issued on December 27, 2012, and stayed for purposes of reconsideration until January 7, 2013, is hereby further stayed until the Board renders its decision on reconsideration.

The board itself will decide the case upon the record, including the exhibits and written argument of the parties, without taking additional evidence.

IT IS SO ORDERED this 7<sup>th</sup> day of January, 2013.

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA



By

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

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

In the Matter of the Statement of Issues  
Against:

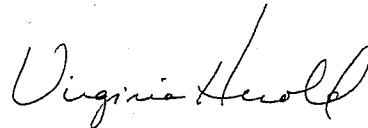
Case No. 4153

**DAVID PATRICK LONG**  
121 Brentwood Court  
Williamsburg, VA 23185  
Designated Representative License

Respondent.

**STAY OF EFFECTIVE DATE**

Complainant filed a Petition for Reconsideration in the above-entitled matter on December 24, 2012. In accordance with the provisions of Section 11521 of the Government Code, and for the sole purpose of considering the Petition for Reconsideration, the effective date of the Decision is hereby stayed until January 7, 2013.



Virginia K. Herold  
Executive Officer  
Board of Pharmacy  
Department Of Consumer Affairs  
State Of California

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

In the Matter of the Statement of Issues  
Against:

Case No. 4153

**DAVID LONG**  
121 Brentwood Court  
Williamsburg, VA 23185

Designated Representative Applicant

Respondent.

**DECISION AND ORDER**

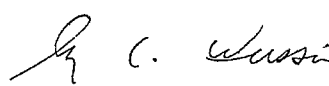
The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Pharmacy, Department of Consumer Affairs, as its Decision in this matter.

This decision shall become effective on December 28, 2012.

It is so ORDERED on November 28, 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 ARTHUR D. TAGGART  
Supervising Deputy Attorney General  
3 ELENA L. ALMANZO  
Deputy Attorney General  
4 State Bar No. 131058  
1300 I Street, Suite 125  
5 P.O. Box 944255  
Sacramento, CA 94244-2550  
6 Telephone: (916) 322-5524  
Facsimile: (916) 327-8643  
7 *Attorneys for Complainant*

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

11 In the Matter of the Statement of Issues  
Against:  
12 **DAVID PATRICK LONG**  
13 **121 Brentwood Court**  
14 **Williamsburg, VA 23185**  
15 **Designated Representative License**  
16 Respondent.

Case No. 4153  
**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

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

20 PARTIES

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

25 2. Respondent David Patrick Long (Respondent) is represented in this proceeding by  
26 attorney Steven L. Simas, whose address is: Simas and Associates, North Pointe Business Center,  
27 3835 North Freeway Blvd., Ste. 228, Sacramento, CA 95834.  
28



1 CONTINGENCY

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

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

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

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

23 DISCIPLINARY ORDER

24 IT IS HEREBY ORDERED that Respondent David Patrick Long that Designated  
25 Representative License will be issued and immediately revoked. The revocation will be stayed  
26 and the Respondent placed on two (2) years probation on the following terms and conditions:

27 1. **Obey All Laws**

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



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

- 3  an arrest or issuance of a criminal complaint for violation of any provision of the  
4 Pharmacy Law, state and federal food and drug laws, or state and federal controlled  
5 substances laws
- 6  an arrest or issuance of a criminal complaint for violation of any state or federal law
- 7  a plea of guilty or nolo contendere in any state or federal criminal proceeding to any  
8 criminal complaint, information or indictment
- 9  a conviction of any crime
- 10  discipline, citation, or other administrative action filed by any state or federal agency  
11 which involves respondent's Designated Representative License or which is related to  
12 the practice of pharmacy or the manufacturing, obtaining, handling or distribution or  
13 billing or charging for of any drug, device or controlled substance.

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

15 **2. Report to the Board**

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

24 **3. Interview with the Board**

25 Upon receipt of reasonable prior notice, respondent shall appear in person for interviews  
26 with the board or its designee, upon request at such intervals and locations as are determined by  
27 the board or its designee. Failure to appear for any scheduled interview without prior notification  
28 to board staff, or failure to appear for two (2) or more scheduled interviews with the board or its

1 designee during the period of probation, shall be considered a violation of probation.

2 **4. Cooperate with Board Staff**

3 Respondent shall cooperate with the board's inspection program and with the board's  
4 monitoring and investigation of respondent's compliance with the terms and conditions of his  
5 probation. Failure to cooperate shall be considered a violation of probation.

6 **5. Notice to Employers**

7 During the period of probation, respondent shall notify all present and prospective  
8 employers of the decision in case number 4153 and the terms, conditions and restrictions imposed  
9 on respondent by the decision, as follows:

10 Within thirty (30) days of the effective date of this decision, and within fifteen (15) days of  
11 respondent undertaking any new employment, respondent shall cause his direct supervisor,  
12 designated representative-in-charge (including each new designated representative-in-charge  
13 employed during respondent's tenure of employment) and owner to report to the board in writing  
14 acknowledging that the listed individual(s) has/have read the decision in case number 4153 and  
15 terms and conditions imposed thereby. It shall be respondent's responsibility to ensure that his  
16 employer(s) and/or supervisor(s) submit timely acknowledgement(s) to the board.

17 If respondent works for or is employed by or through a pharmacy employment service,  
18 respondent must notify his direct supervisor, designated representative-in-charge and owner at  
19 each entity licensed by the board of the terms and conditions of the decision in case number 4153  
20 in advance of the respondent commencing work at each licensed entity. A record of this  
21 notification must be provided to the board upon request.

22 Furthermore, within thirty (30) days of the effective date of this decision, and within fifteen  
23 (15) days of respondent undertaking any new employment by or through a pharmacy employment  
24 service, respondent shall cause his direct supervisor with the pharmacy employment service to  
25 report to the board in writing acknowledging that he has read the decision in case number 4153  
26 and the terms and conditions imposed thereby. It shall be the respondent's responsibility to  
27 ensure that his employer(s) and/or supervisor(s) submit timely acknowledgment(s) to the board.

28 Failure to timely notify present or prospective employer(s) or to cause that/those

1 employer(s) to submit timely acknowledgements to the board shall be considered a violation of  
2 probation.

3 "Employment" within the meaning of this provision shall include any full-time,  
4 part-time, temporary or relief service or pharmacy management service as a  
5 designated representative or in any position for which a designated representative  
6 license is a requirement or criterion for employment, whether the respondent is  
7 considered an employee or independent contractor or volunteer.

8 **6. No Being Designated Representative-in-Charge**

9 During the period of probation, respondent shall not be the designated representative-in-  
10 charge of any entity licensed by the board unless otherwise specified in this order. Assumption of  
11 any such unauthorized supervision responsibilities shall be considered a violation of probation.

12 **7. Probation Monitoring Costs**

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

17 **8. Status of License**

18 Respondent shall, at all times while on probation, maintain an active, current designated  
19 representative license with the board, including any period during which suspension or probation  
20 is tolled. Failure to maintain an active, current license shall be considered a violation of  
21 probation.

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

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

27 Following the effective date of this decision, should respondent cease work due to  
28 retirement or health, or be otherwise unable to satisfy the terms and conditions of probation,

1 respondent may tender his designated representative license to the board for surrender. The board  
2 or its designee shall have the discretion whether to grant the request for surrender or take any  
3 other action it deems appropriate and reasonable. Upon formal acceptance of the surrender of the  
4 license, respondent will no longer be subject to the terms and conditions of probation. This  
5 surrender constitutes a record of discipline and shall become a part of the respondent's license  
6 history with the board.

7       Upon acceptance of the surrender, respondent shall relinquish his designated representative  
8 license to the board within ten (10) days of notification by the board that the surrender is  
9 accepted. Respondent may not reapply for any license, permit, or registration from the board for  
10 three (3) years from the effective date of the surrender. Respondent shall meet all requirements  
11 applicable to the license sought as of the date the application for that license is submitted to the  
12 board.

13       **10. Notification of a Change in Name, Residence Address, Mailing Address or**  
14 **Employment**

15       Respondent shall notify the board in writing within ten (10) days of any change of  
16 employment. Said notification shall include the reasons for leaving and the address of the new  
17 employer, supervisor and owner and work schedule, if known. Respondent shall further notify  
18 the board in writing within ten (10) days of a change in name, residence address and mailing  
19 address, or phone number.

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

22       **11. Tolling of Probation**

23       Except during periods of suspension, respondent shall, at all times while on probation, be  
24 employed as a designated representative in California for a minimum of 40 hours per calendar  
25 month. Any month during which this minimum is not met shall toll the period of probation, i.e.,  
26 the period of probation shall be extended by one month for each month during which this  
27 minimum is not met. During any such period of tolling of probation, respondent must  
28 nonetheless comply with all terms and conditions of probation.

1           Should respondent, regardless of residency, for any reason (including vacation) cease  
2 working as a designated representative for a minimum of 40 hours in California, respondent must  
3 notify the board in writing within ten (10) days of cessation of work and must further notify the  
4 board in writing within ten (10) days of the resumption of work. Any failure to provide such  
5 notification(s) shall be considered a violation of probation.

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

9           "Cessation of work" means any calendar month during which respondent is not  
10 working as a designated representative for at least 40 hours as a designated  
11 representative as defined by Business and Professions Code section 4053.

12           "Resumption of work" means any calendar month during which respondent is  
13 working as a designated representative for at least 40 hours as a designated  
14 representative as defined by Business and Professions Code section 4053.

## 15           12.   **Violation of Probation**

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

21           If respondent violates probation in any respect, the board, after giving respondent notice  
22 and an opportunity to be heard, may revoke probation and carry out the disciplinary order that  
23 was stayed. Notice and opportunity to be heard are not required for those provisions stating that a  
24 violation thereof may lead to automatic termination of the stay and/or revocation of the license. If  
25 a petition to revoke probation or an accusation is filed against respondent during probation, the  
26 board shall have continuing jurisdiction, and the period of probation shall be automatically  
27 extended, until the petition to revoke probation or accusation is heard and decided.

28           //

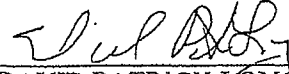
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13. **Completion of Probation**

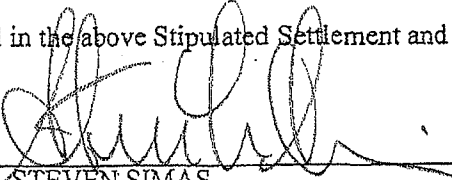
Upon written notice by the board indicating successful completion of probation, respondent's designated representative license will be fully restored.

ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Simas. I understand the stipulation and the effect it will have on my Designated Representative 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: 10-1-2012   
DAVID PATRICK LONG  
Respondent

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

DATED: 10/4/12   
STEVEN SIMAS  
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: 10/4/2012

Respectfully submitted,

KAMALA D. HARRIS  
Attorney General of California  
ARTHUR D. TAGGART  
Supervising Deputy Attorney General

  
ELENA L. ALMANZO  
Deputy Attorney General  
*Attorneys for Complainant*

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**Exhibit A**

**Statement of Issues No. 4153**



1 KAMALA D. HARRIS  
Attorney General of California  
2 ARTHUR D. TAGGART  
Supervising Deputy Attorney General  
3 ELENA L. ALMANZO  
Deputy Attorney General  
4 State Bar No. 131058  
1300 I Street, Suite 125  
5 P.O. Box 944255  
Sacramento, CA 94244-2550  
6 Telephone: (916) 322-5524  
Facsimile: (916) 327-8643  
7 *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 Statement of Issues  
12 Against:

Case No. 4153

13 **DAVID PATRICK LONG**  
14 **121 Brentwood Court**  
**Williamsburg, VA 23185**  
15 **Designated Representative License**

**STATEMENT OF ISSUES**

Respondent.

16  
17 Complainant alleges:

18 PARTIES

- 19 1. Virginia Herold (Complainant) brings this Statement of Issues solely in her official  
20 capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs.  
21 2. On or about February 2, 2011, the Board of Pharmacy, Department of Consumer  
22 Affairs received an application for a/an Designated Representative License from David Patrick  
23 Long (Respondent). On or about December 12, 2010, David Patrick Long certified under penalty  
24 of perjury to the truthfulness of all statements, answers, and representations in the application.  
25 The Board denied the application on June 14, 2011.

JURISDICTION

1  
2           3.     This Statement of Issues is brought before the Board of Pharmacy (Board),  
3 Department of Consumer Affairs, under the authority of the following laws. All section  
4 references are to the Business and Professions Code unless otherwise indicated.

5           4.     Section 4300 of the Code states in pertinent part:

6           "(c) The board may refuse a license to any applicant guilty of unprofessional conduct. The  
7 board may, in its sole discretion, issue a probationary license to any applicant for a license who is  
8 guilty of unprofessional conduct and who has met all other requirements for licensure.

9           5.     Section 4301 of the Code states in pertinent part:

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

13                   "(1) The conviction of a crime substantially related to the qualifications,  
14 functions, and duties of a licensee under this chapter. The record of conviction of a  
15 violation of Chapter 13 (commencing with Section 801) of Title 21 of the United  
16 States Code regulating controlled substances or of a violation of the statutes of this  
17 state regulating controlled substances or dangerous drugs shall be conclusive  
18 evidence of unprofessional conduct. In all other cases, the record of conviction shall  
19 be conclusive evidence only of the fact that the conviction occurred. The board may  
20 inquire into the circumstances surrounding the commission of the crime, in order to  
21 fix the degree of discipline or, in the case of a conviction not involving controlled  
22 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  
guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or  
dismissing the accusation, information, or indictment."

23           6.     Section 480 of the Business and Professions Code provides, in pertinent part, that a  
24 board may deny a license if the applicant has been convicted of a crime substantially related to  
25 the qualifications, functions or duties of the business or profession for which application is made,  
26 has committed any act involving dishonesty, fraud or deceit, has committed any act which if done  
27 by a licentiate would be grounds for suspension or revocation of a license, or has knowingly made  
28 a false statement of fact required to be revealed in the application.

1 FIRST CAUSE FOR DENIAL OF APPLICATION

2 (Conviction of a Crime)

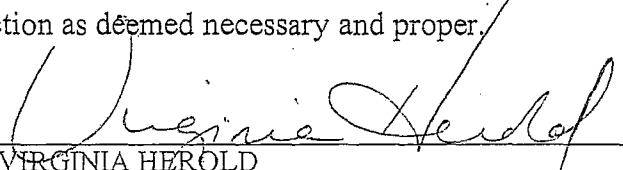
3 7. Respondent's application is subject to denial under sections 4300 in conjunction with  
4 4301 and 480 in that on or about January 7, 2002, in a criminal proceeding entitled *United States*  
5 *v. David P. Long* in United States District Court Eastern District of Virginia, Newport News  
6 Division , Case Number 4:02MG00001-001, Respondent was convicted by plea of guilty in 21  
7 USC 331(a), (b) and (k) and 331 (a) (1) and 18 USC 2 (Introduction of Misbranded Medical  
8 Device into Interstate Commerce), a crime substantially related to the practice of pharmacy.

9  
10 PRAYER

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

- 13 1. Denying the application of David Patrick Long for a Designated Representative  
14 License;  
15 2. Taking such other and further action as deemed necessary and proper.

16 DATED: 1/24/12

  
17 VIRGINIA HEROLD  
18 Executive Officer  
19 Board of Pharmacy  
20 Department of Consumer Affairs  
21 State of California  
22 Complainant

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