

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

In the Matter of the Statement of Issues Against:

Case No. 4171

**JONATHAN TASH FRANSCIONI**

1517 January Drive  
Modesto, CA 95358

Pharmacy Technician License Applicant

Respondent.

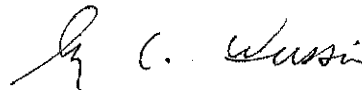
**DECISION AND ORDER**

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 October 10, 2013.

It is so ORDERED on September 10, 2013.

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA



By

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

1 KAMALA D. HARRIS  
Attorney General of California  
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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:  
13 **JONATHAN TASH FRANSCIONI**  
14 **1517 January Drive**  
15 **Modesto, CA 95358**  
16 **Pharmacy Technician License Applicant**  
Respondent.

Case No. 4171

OAH No. 2012100394

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

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 Jeffrey M. Phillips, Deputy Attorney  
23 General.

24 2. Jonathan Tash Francioni (Respondent) is representing himself in this proceeding and  
25 has chosen not to exercise his right to be represented by counsel.

26 3. On or about December 31, 2010, Respondent filed an application dated December 14,  
27 2010, with the Board of Pharmacy to obtain a Pharmacy Technician License.

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JURISDICTION

4. Statement of Issues No. 4171 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 August 22, 2012.

5. A copy of Statement of Issues No. 4171 is attached as exhibit A and incorporated herein by reference.

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ADVISEMENT AND WAIVERS

6. Respondent has carefully read, and understands the charges and allegations in Statement of Issues No. 4171. Respondent has also carefully read, and understands the effects of this Stipulated Settlement and Disciplinary Order.

7. 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.

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

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CULPABILITY

9. Respondent admits the truth of each and every charge and allegation in Statement of Issues No. 4171.

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

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RESERVATION

11. The 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

1 licensing agency is involved, and shall not be admissible in any other criminal or civil  
2 proceeding.

3 CONTINGENCY

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

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

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

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

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1 **DISCIPLINARY ORDER**

2 IT IS HEREBY ORDERED that Pharmacy Technician License will be issued to  
3 Respondent Jonathan Tash Franscioni and the license shall be immediately revoked. However,  
4 the revocation will be stayed and Respondent will be placed on five (5) years probation on the  
5 following terms and conditions.

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

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

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

21 Subject to the above restrictions, respondent may continue to own or hold an interest in any  
22 licensed premises by the board in which he holds an interest at the time this decision becomes  
23 effective unless otherwise specified in this order.

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

25 **2. Obey All Laws**

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

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

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- an arrest or issuance of a criminal complaint for violation of any provision of the Pharmacy Law, state and federal food and drug laws, or state and federal controlled substances laws
- a plea of guilty or nolo contendere in any state or federal criminal proceeding to any criminal complaint, information or indictment
- a conviction of any crime
- discipline, citation, or other administrative action filed by any state or federal agency 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.

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

**3. Report to the Board**

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

**4. Interview with the Board**

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

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1           **5. Cooperate with Board Staff**

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

5           **6. Notice to Employers**

6           During the period of probation, respondent shall notify all present and prospective  
7 employers of the decision in case number 4171 and the terms, conditions and restrictions imposed  
8 on respondent by the decision, as follows:

9           Within thirty (30) days of the effective date of this decision, and within fifteen (15) days of  
10 respondent undertaking any new employment, respondent shall cause his direct supervisor,  
11 pharmacist-in-charge (including each new pharmacist-in-charge employed during respondent's  
12 tenure of employment) and owner to report to the board in writing acknowledging that the listed  
13 individual(s) has/have read the decision in case number 4171 and the terms and conditions  
14 imposed thereby. It shall be respondent's responsibility to ensure that his employer(s) and/or  
15 supervisor(s) submit timely acknowledgement(s) to the board.

16           If respondent works for or is employed by or through a pharmacy employment service,  
17 respondent must notify his direct supervisor, pharmacist-in-charge and owner at every pharmacy  
18 of the terms and conditions of the decision in case number 4171 in advance of the respondent  
19 commencing work at each pharmacy. A record of this notification must be provided to the board  
20 upon request.

21           Furthermore, within thirty (30) days of the effective date of this decision, and within fifteen  
22 (15) days of respondent undertaking any new employment by or through a pharmacy employment  
23 service, respondent shall cause his direct supervisor with the pharmacy employment service to  
24 report to the board in writing acknowledging that he has read the decision in case number 4171  
25 and the terms and conditions imposed thereby. It shall be respondent's responsibility to ensure  
26 that his employer(s) and/or supervisor(s) submit timely acknowledgment(s) to the board.

27           Failure to timely notify present or prospective employer(s) or to cause that/those  
28 employer(s) to submit timely acknowledgements to the board shall be considered a violation of

1 probation.

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

7 **7. Probation Monitoring Costs**

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

12 **8. Status of License**

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

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

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

21 Following the effective date of this decision, should respondent cease work due to  
22 retirement or health, or be otherwise unable to satisfy the terms and conditions of probation,  
23 respondent may tender his pharmacy technician license to the board for surrender. The board or  
24 its designee shall have the discretion whether to grant the request for surrender or take any other  
25 action it deems appropriate and reasonable. Upon formal acceptance of the surrender of the  
26 license, respondent will no longer be subject to the terms and conditions of probation. This  
27 surrender constitutes a record of discipline and shall become a part of the respondent's license  
28 history with the board.



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

7        **10. Notification of a Change in Name, Residence Address, Mailing Address or**  
8 **Employment**

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

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

16        **11. Tolling of Probation**

17        Except during periods of suspension, respondent shall, at all times while on probation, be  
18 employed as a pharmacy technician in California for a minimum of 48 hours per calendar month.  
19 Any month during which this minimum is not met shall toll the period of probation, i.e., the  
20 period of probation shall be extended by one month for each month during which this minimum is  
21 not met. During any such period of tolling of probation, respondent must nonetheless comply  
22 with all terms and conditions of probation.

23        Should respondent, regardless of residency, for any reason (including vacation) cease  
24 working as a pharmacy technician for a minimum of 48 hours per calendar month in California,  
25 respondent must notify the board in writing within ten (10) days of cessation of work and must  
26 further notify the board in writing within ten (10) days of the resumption of the work. Any  
27 failure to provide such notification(s) shall be considered a violation of probation.

28        It is a violation of probation for respondent's probation to remain tolled pursuant to the

1 provisions of this condition for a total period, counting consecutive and non-consecutive months,  
2 exceeding thirty-six (36) months.

3 "Cessation of work" means calendar month during which respondent is not  
4 working for at least 48 hours as a pharmacy technician, as defined in Business and  
5 Professions Code section 4115. "Resumption of work" means any calendar month  
6 during which respondent is working as a pharmacy technician for at least 48 hours as  
7 a pharmacy technician as defined by Business and Professions Code section 4115.

#### 8 **12. Violation of Probation**

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

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

#### 21 **13. Completion of Probation**

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

#### 24 **14. No Ownership of Licensed Premises**

25 Respondent shall not own, have any legal or beneficial interest in, or serve as a manager,  
26 administrator, member, officer, director, trustee, associate, or partner of any business, firm,  
27 partnership, or corporation currently or hereinafter licensed by the board. Respondent shall sell  
28 or transfer any legal or beneficial interest in any entity licensed by the board within ninety (90)

1 days following the effective date of this decision and shall immediately thereafter provide written  
2 proof thereof to the board. Failure to timely divest any legal or beneficial interest(s) or provide  
3 documentation thereof shall be considered a violation of probation.

4 Respondent shall not acquire any new ownership, legal or beneficial interest nor serve as a  
5 manager, administrator, member, officer, director, trustee, associate, or partner of any additional  
6 business, firm, partnership, or corporation licensed by the board. If respondent currently owns or  
7 has any legal or beneficial interest in, or serve as a manager, administrator, member, officer,  
8 director, trustee, associate, or partner of any business, firm, partnership, or corporation currently  
9 or hereinafter licensed by the board, respondent may continue to serve in such capacity or hold  
10 that interest, but only to the extent of that position or interest as of the effective of this decision.  
11 Violation of this restriction shall be considered a violation of probation.

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

13 If there is a positive drug screen under condition number 16 or in violation of condition  
14 number 18, below, within thirty (30) days of the positive drug screen, respondent shall begin  
15 regular attendance at a recognized and established substance abuse recovery support group in  
16 California, (e.g., Alcoholics Anonymous, Narcotics Anonymous, etc.) which has been approved  
17 by the board or its designee. Respondent must attend at least one group meeting per week unless  
18 otherwise directed by the board or its designee. Respondent shall continue regular attendance and  
19 submit signed and dated documentation confirming attendance with each quarterly report for the  
20 duration of probation. Failure to attend or submit documentation thereof shall be considered a  
21 violation of probation.

22 **16. Random Drug Screening**

23 Respondent, at his own expense, shall participate in random testing, including but not  
24 limited to biological fluid testing (urine, blood), breathalyzer, hair follicle testing, or other drug  
25 screening program as directed by the board or its designee. Respondent may be required to  
26 participate in testing for the entire probation period and the frequency of testing will be  
27 determined by the board or its designee. At all times respondent shall fully cooperate with the  
28 board or its designee, and shall, when directed, submit to such tests and samples for the detection

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

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

19 Respondent shall not direct, control or perform any aspect of the practice of pharmacy.  
20 Subject to the above restrictions, respondent may continue to own or hold an interest in any  
21 licensed premises in which he holds an interest at the time this decision becomes effective unless  
22 otherwise specified in this order.

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

#### 24 17. Notification of Departure

25 Prior to leaving the probationary geographic area designated by the board or its designee for  
26 a period greater than twenty-four (24) hours, respondent shall notify the board verbally and in  
27 writing of the dates of departure and return. Failure to comply with this provision shall be  
28 considered a violation of probation.

1           **18. Abstain from Drugs and Alcohol Use**

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

13           **19. Prescription Coordination and Monitoring Of Prescription Use**

14           Within thirty (30) days of the effective date of this decision, respondent shall submit to the  
15 board, for its prior approval, the name and qualifications of a single physician, nurse practitioner,  
16 physician assistant, or psychiatrist of respondent's choice, who shall be aware of the respondent's  
17 history with the use of alcohol, and who will coordinate and monitor any prescriptions for  
18 respondent for dangerous drugs, controlled substances or mood-altering drugs. The approved  
19 practitioner shall be provided with a copy of the board's Order Adopting the Stipulated  
20 Settlement and Statement of Issues and Decision. A record of this notification must be provided  
21 to the board upon request. Respondent shall sign a release authorizing the practitioner to  
22 communicate with the board about respondent's treatment(s). The coordinating physician, nurse  
23 practitioner, physician assistant, or psychiatrist shall report to the board on a quarterly basis for  
24 the duration of probation regarding respondent's compliance with this condition. If any substances  
25 considered addictive have been prescribed, the report shall identify a program for the time limited  
26 use of any such substances. The board may require that the single coordinating physician, nurse  
27 practitioner, physician assistant or psychiatrist be a specialist in addictive medicine, or consult a  
28 specialist in addictive medicine. Should respondent, for any reason, cease supervision by the

1 approved practitioner, respondent shall notify the board immediately and, within thirty (30) days  
2 of ceasing treatment, submit the name of a replacement physician, nurse practitioner, physician  
3 assistant, or psychiatrist of respondent's choice to the board or its designee for its prior approval.  
4 Failure to timely submit the selected practitioner or replacement practitioner to the board for  
5 approval, or to ensure the required reporting thereby on the quarterly reports, shall be considered  
6 a violation of probation.

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

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

21 During suspension, respondent shall not engage in any activity that requires the  
22 professional judgment of a pharmacy technician. Respondent shall not direct or control any aspect  
23 of the practice of pharmacy. Respondent shall not perform the duties of a pharmacy technician or  
24 a designated representative for any entity licensed by the board.

25 Subject to the above restrictions, respondent may continue to own or hold an interest in any  
26 licensed premises in which he or she holds an interest at the time this decision becomes effective  
27 unless otherwise specified in this order.


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

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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: 8/6/2013


  
\_\_\_\_\_  
JONATHAN TASH FRASCIONI  
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: 8/7/13

Respectfully submitted,  
KAMALA D. HARRIS  
Attorney General of California  
JANICE LACHMAN  
Supervising Deputy Attorney General

  
JEFFREY M. PHILLIPS  
Deputy Attorney General  
*Attorneys for Complainant*

SA2011102291  
Stipulation.rtf

**Exhibit A**

**Statement of Issues No. 4171**