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

In the Matter of the Accusation Against:
KELLEY JEAN MCDONALD
1244 E. Cypress
Redlands, CA 92374
**Pharmacy Technician Registration No.
TCH 16419**
Respondent.

Case No. 4557

DEFAULT DECISION AND ORDER

[Gov. Code, §11520]

FINDINGS OF FACT

1. On or about December 6, 2013, Complainant Virginia Herold (Complainant), in her official capacity as the Executive Officer of the Board of Pharmacy (Board), Department of Consumer Affairs, filed Accusation No. 4557 against Kelley Jean McDonald (Respondent) before the Board. (Accusation attached as Exhibit A.)

2. On or about June 29, 1995, the Board issued Pharmacy Technician Registration No. TCH 16419 to Respondent. The Pharmacy Technician Registration was in full force and effect at all times relevant to the charges brought in Accusation No. 4557, expired on April 30, 2013, and has not been renewed.

3. On or about December 31, 2013, Respondent was served by Certified and First Class Mail copies of the Accusation No. 4557, Statement to Respondent, Notice of Defense, Request

1 for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6, and
2 11507.7) at Respondent's address of record which, pursuant to Business and Professions Code
3 section 4100, is required to be reported and maintained with the Board. Respondent's address of
4 record was and is:

5 1244 E. Cypress,
6 Redlands, CA 92374.

7 4. Service of the Accusation was effective as a matter of law under the provisions of
8 Government Code section 11505, subdivision (c) and/or Business & Professions Code section
9 124.

10 5. On or about January 14, 2014, a signed certified mail receipt for the aforementioned
11 documents sent by Certified Mail was returned by the U.S. Postal Service marked "FORWARD
12 TIME EXP RTN TO SEND," with a forwarding address of "1422 E D ST APT D, ONTARIO
13 CA 91764-5609."

14 6. On or about January 14, 2014, Respondent was served by Certified and First Class
15 Mail copies of the Accusation No. 4557, Statement to Respondent, Notice of Defense, Request
16 for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6, and
17 11507.7) at Respondent's forwarding address of:

18 1422 E. D St., Apt. D
19 Ontario, CA 91764-5609.

20 7. On or about February 7, 2014, the Certified Mail sent to 1422 E. D St., Ap. D,
21 Ontario, CA 91764-5609 was returned by the U.S. Postal Service marked "VACANT."

22 8. On or about February 20, 2014, the First Class Mail sent to 1422 E. D St., Ap. D,
23 Ontario, CA 91764-5609 was returned by the U.S. Postal Service marked "Undeliverable as
24 Addressed."

25 9. Government Code section 11506 states, in pertinent part:

26 (c) The respondent shall be entitled to a hearing on the merits if the respondent
27 files a notice of defense, and the notice shall be deemed a specific denial of all parts
28 of the accusation not expressly admitted. Failure to file a notice of defense shall
constitute a waiver of respondent's right to a hearing, but the agency in its discretion
may nevertheless grant a hearing.

1 10. Respondent failed to file a Notice of Defense within 15 days after service upon her of
2 the Accusation, and therefore waived her right to a hearing on the merits of Accusation No. 4557.

3 11. California Government Code section 11520 states, in pertinent part:

4 (a) If the respondent either fails to file a notice of defense or to appear at the
5 hearing, the agency may take action based upon the respondent's express admissions
6 or upon other evidence and affidavits may be used as evidence without any notice to
7 respondent.

8 12. Pursuant to its authority under Government Code section 11520, the Board finds
9 Respondent is in default. The Board will take action without further hearing and, based on the
10 relevant evidence contained in the Default Decision Evidence Packet in this matter, as well as
11 taking official notice of all the investigatory reports, exhibits and statements contained therein on
12 file at the Board's offices regarding the allegations contained in Accusation No. 4557, finds that
13 the charges and allegations in Accusation No. 4557, are separately and severally, found to be true
14 and correct by clear and convincing evidence.

15 13. Taking official notice of its own internal records, pursuant to Business and
16 Professions Code section 125.3, it is hereby determined that the reasonable costs for Investigation
17 and Enforcement is \$2,972.50 as of June 3, 2014.

18 DETERMINATION OF ISSUES

19 1. Based on the foregoing findings of fact, Respondent has subjected her Pharmacy
20 Technician Registration No. TCH 16419 to discipline.

21 2. The agency has jurisdiction to adjudicate this case by default.

22 3. The Board of Pharmacy is authorized to revoke Respondent's Pharmacy Technician
23 Registration based upon the following violations alleged in the Accusation which are supported
24 by the evidence contained in the Default Decision Evidence Packet in this case.

25 a. Business and Professions Code sections 490 and 4301, subdivision (l), in
26 conjunction with California Code of Regulations, title 16, section 1770, in that Respondent was
27 convicted of a crime substantially related to the qualifications, functions, or duties of a pharmacy
28 technician, as follows:

///

1 i. On February 17, 2011, in a criminal proceeding entitled *People v. Kelly*
2 *Beachman et al.* (Super. Ct. San Bernardino County, 2012, No. MWV1005772), Respondent pled
3 guilty to count 1, a violation of Health and Safety Code section 11550, subdivision (a) [under the
4 influence of a controlled substance], a misdemeanor. The circumstances of the offense are as
5 follows: On or about November 29, 2010, Deputy M.B. of the San Bernardino Sheriff's
6 Department made a traffic stop on a bicycle that was being ridden by K.L. During his contact
7 with K.L., Deputy M.B. determined that K.L. had an active \$25,000 warrant in Los Angeles
8 County and the deputy placed K.L. under arrest. Upon K.L.'s request, Deputy K.B. and K.L.
9 dropped off K.L.'s bicycle at his residence. Deputy M.B. entered the residence upon K.L.'s
10 consent, and while inside, the deputy made contact with Respondent. During this contact, Deputy
11 M.B. determined that Respondent was under the influence of a controlled substance. Respondent
12 admitted to Deputy M.B. that she had used methamphetamine that day or the day before.
13 Respondent also told Deputy M.B. that she had marijuana in her belongings. During a search of
14 Respondent's room, Deputy M.B. retrieved approximately 1.6 grams of marijuana and a
15 marijuana pipe.

16 b. Business and Professions Code sections 4301, subdivision (h), in that on or
17 about November 29, 2010, Respondent administered a controlled substance to herself, as more
18 fully discussed in paragraph (a), subparagraph (i), above.

19 c. Business and Professions Code section 4301, subdivision (j), in that on or about
20 November 10, 2011 and November 29, 2010, Respondent violated a California statute regulating
21 controlled substances when she was found in possession of a controlled substance.

22 i. The circumstances of the November 10, 2011 offense are as follows: On
23 or about November 10, 2011, at approximately 11:59 p.m., Officer N.S. of the Rancho
24 Cucamonga Police Department observed a red Toyota Corolla veering from the number 1 lane to
25 the number 2 lane, crossing the white dotted line on two separate occasions. Believing that the
26 driver of the vehicle may be under the influence, Officer N.S. initiated a traffic stop of the
27 vehicle. Officer N.S. made contact with the driver and front passenger of the vehicle, and
28 identified the driver as Respondent. When Officer N.S. explained the reason for the stop,

1 Respondent stated that she was sorry for not paying attention. Upon Officer's N.S.'s inquiry,
2 Respondent stated that there was nothing illegal in the vehicle and consented to its search.
3 During the search of the vehicle, Officer N.S. located a clear plastic baggie containing
4 methamphetamine. This methamphetamine was located inside a black purse, which Respondent
5 admitted belonged to her. Respondent told Officer N.S. that she forgot the methamphetamine
6 was inside of her purse.

7 ii. The circumstances of the November 29, 2010 offense are more fully
8 discussed in paragraph (a), subparagraph (i), above.

9 d. Business and Professions Code section 4301, subdivision (g), in that
10 Respondent knowingly made a false statement of fact to the Board by failing to disclose her 2011
11 conviction on her renewal application for licensure. The circumstances are as follows: On or
12 about April 30, 2011, Respondent submitted a renewal application for Pharmacy Technician
13 Registration number TCH 16419. On the renewal application, Respondent checked box "H",
14 answering "NO" to the inquiry, "Since you last renewed your license, have you had any license
15 discipline by a government agency or other disciplinary body; or, have you been convicted of any
16 crime in any state, the U S A and its territories, military court or a foreign country?" but
17 Respondent had been convicted of a crime on February 17, 2011, as fully discussed in paragraph
18 (a), subparagraph (i), above.

19 e. Business and Professions Code section 4301, subdivision (o), in that
20 Respondent committed an act or several acts in violation of the state laws and regulations
21 governing pharmacy, including regulations established by the Board or by any other state or
22 federal regulatory agency.

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ORDER

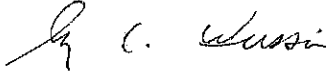
IT IS SO ORDERED that Pharmacy Technician Registration No. TCH 16419, issued to Respondent Kelley Jean McDonald, is revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on August 11, 2014.

It is so ORDERED July 11, 2014.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

By 
STAN C. WEISSER
Board President

51526776.DOC
DOJ Matter ID:LA2013508866

Attachment:
Exhibit A: Accusation

Exhibit A

Accusation

1 KAMALA D. HARRIS
Attorney General of California
2 MARC D. GREENBAUM
Supervising Deputy Attorney General
3 BORA SONG
Deputy Attorney General
4 State Bar No. 276475
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 897-2674
6 Facsimile: (213) 897-2804
Attorneys for Complainant
7

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

11 In the Matter of the Accusation Against:

Case No. 4557

12 **KELLEY JEAN MCDONALD**
13 1244 E. Cypress
Redlands, CA 92374

A C C U S A T I O N

14 Pharmacy Technician Registration No. TCH
15 16419

16 Respondent.

17
18
19 Complainant alleges:

20 **PARTIES**

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

23 2. On or about June 29, 1995, the Board of Pharmacy (Board) issued Pharmacy
24 Technician Registration number TCH 16419 to Kelley Jean McDonald (Respondent). The
25 Pharmacy Technician Registration was in full force and effect at all times relevant to the charges
26 brought herein, expired on April 30, 2013, and has not been renewed.

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1 **JURISDICTION**

2 3. This Accusation is brought before the Board, under the authority of the following
3 laws.

4 **STATUTORY PROVISIONS**

5 4. Business and Professions Code section 118, subdivision (b),¹ provides that the
6 suspension, expiration, surrender, or cancellation of a license shall not deprive the Board of
7 jurisdiction to proceed with a disciplinary action during the period within which the license may
8 be renewed, restored, reissued or reinstated.

9 5. Section 490 states, in pertinent part:

10 “(a) In addition to any other action that a board is permitted to take against a licensee, a
11 board may suspend or revoke a license on the ground that the licensee has been convicted of a
12 crime, if the crime is substantially related to the qualifications, functions, or duties of the business
13 or profession for which the license was issued.

14 “(b) Notwithstanding any other provision of law, a board may exercise any authority to
15 discipline a licensee for conviction of a crime that is independent of the authority granted under
16 subdivision (a) only if the crime is substantially related to the qualifications, functions, or duties
17 of the business or profession for which the licensee's license was issued.

18 “(c) A conviction within the meaning of this section means a plea or verdict of guilty or a
19 conviction following a plea of nolo contendere. Any action that a board is permitted to take
20 following the establishment of a conviction may be taken when the time for appeal has elapsed, or
21 the judgment of conviction has been affirmed on appeal, or when an order granting probation is
22 made suspending the imposition of sentence, irrespective of a subsequent order under the
23 provisions of Section 1203.4 of the Penal Code.”

24 6. Section 4300 provides that every license issued by the Board is subject to discipline,
25 including suspension or revocation.

26 7. Section 4300.1 states:

27 ¹ All further statutory references are to the Business and Professions Code unless
28 otherwise indicated.

1 “The expiration, cancellation, forfeiture, or suspension of a board-issued license by
2 operation of law or by order or decision of the board or a court of law, the placement of a license
3 on a retired status, or the voluntary surrender of a license by a licensee shall not deprive the board
4 of jurisdiction to commence or proceed with any investigation of, or action or disciplinary
5 proceeding against, the licensee or to render a decision suspending or revoking the license.”

6 8. Section 4301 states, in pertinent part:

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

10 ...

11 “(g) Knowingly making or signing any certificate or other document that falsely represents
12 the existence or nonexistence of a state of facts.

13 “(h) The administering to oneself, of any controlled substance, or the use of any dangerous
14 drug or of alcoholic beverages to the extent or in a manner as to be dangerous or injurious to
15 oneself, to a person holding a license under this chapter, or to any other person or to the public, or
16 to the extent that the use impairs the ability of the person to conduct with safety to the public the
17 practice authorized by the license.

18 ...

19 “(j) The violation of any of the statutes of this state, or any other state, or of the United
20 States regulating controlled substances and dangerous drugs.

21 ...

22 “(l) The conviction of a crime substantially related to the qualifications, functions, and
23 duties of a licensee under this chapter. The record of conviction of a violation of Chapter 13
24 (commencing with Section 801) of Title 21 of the United States Code regulating controlled
25 substances or of a violation of the statutes of this state regulating controlled substances or
26 dangerous drugs shall be conclusive evidence of unprofessional conduct. In all other cases, the
27 record of conviction shall be conclusive evidence only of the fact that the conviction occurred.
28 The board may inquire into the circumstances surrounding the commission of the crime, in order

1 to fix the degree of discipline or, in the case of a conviction not involving controlled substances or
2 dangerous drugs, to determine if the conviction is of an offense substantially related to the
3 qualifications, functions, and duties of a licensee under this chapter. A plea or verdict of guilty or
4 a conviction following a plea of nolo contendere is deemed to be a conviction within the meaning
5 of this provision. The board may take action when the time for appeal has elapsed, or the
6 judgment of conviction has been affirmed on appeal or when an order granting probation is made
7 suspending the imposition of sentence, irrespective of a subsequent order under Section 1203.4 of
8 the Penal Code allowing the person to withdraw his or her plea of guilty and to enter a plea of not
9 guilty, or setting aside the verdict of guilty, or dismissing the accusation, information, or
10 indictment.

11 ...

12 “(o) Violating or attempting to violate, directly or indirectly, or assisting in or abetting the
13 violation of or conspiring to violate any provision or term of this chapter or of the applicable
14 federal and state laws and regulations governing pharmacy, including regulations established by
15 the board or by any other state or federal regulatory agency.”

16 9. Section 493 states:

17 “Notwithstanding any other provision of law, in a proceeding conducted by a board within
18 the department pursuant to law to deny an application for a license or to suspend or revoke a
19 license or otherwise take disciplinary action against a person who holds a license, upon the
20 ground that the applicant or the licensee has been convicted of a crime substantially related to the
21 qualifications, functions, and duties of the licensee in question, the record of conviction of the
22 crime shall be conclusive evidence of the fact that the conviction occurred, but only of that fact,
23 and the board may inquire into the circumstances surrounding the commission of the crime in
24 order to fix the degree of discipline or to determine if the conviction is substantially related to the
25 qualifications, functions, and duties of the licensee in question.

26 “As used in this section, ‘license’ includes ‘certificate,’ ‘permit,’ ‘authority,’ and
27 ‘registration.’”

28 ///

1 **REGULATORY PROVISIONS**

2 10. California Code of Regulations, title 16, section 1770 states, in pertinent part:

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

9 **COST RECOVERY**

10 10. Section 125.3 provides, in pertinent part, that the Board may request the
11 administrative law judge to direct a licentiate found to have committed a violation or violations of
12 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
13 enforcement of the case.

14 **CONTROLLED SUBSTANCES**

15 11. Marijuana is a Schedule I controlled substance as designated by Section 4021 and
16 Health and Safety Code section 11054, subdivision (d)(13).

17 12. Methamphetamine is a Schedule II controlled substance as designated by Section
18 4021 and Health and Safety Code section 11055, subdivision (d)(2).

19 **FIRST CAUSE FOR DISCIPLINE**

20 **(Conviction of a Substantially Related Crime)**

21 13. Respondent is subject to disciplinary action under Section 490 and Section 4301,
22 subdivision (l), in conjunction with California Code of Regulations, title 16, section 1770, in that
23 Respondent was convicted of a crime substantially related to the qualifications, functions, or
24 duties of a pharmacy technician, as follows:

25 14. On February 17, 2011, in a criminal proceeding entitled *People v. Kelly Beachman et*
26 *al.* (Super. Ct. San Bernardino County, 2012, No. MWV1005772), Respondent pled guilty to
27 count 1, a violation of Health and Safety Code section 11550, subdivision (a) [under the influence
28 of a controlled substance], a misdemeanor. Count 2, a violation of former Health and Safety

1 Code section 11357, subdivision (b)² [unauthorized possession of marijuana], was dismissed in
2 light of the plea. Pursuant to Penal Code section 1210.1, pronouncement of judgment was
3 withheld and conditional revocable release was granted for a period of 24 months with standard
4 terms and conditions including participation in a counseling program. On June 28, 2012, an ex
5 parte hearing was held, during which it was alleged that Respondent failed to enroll in and
6 complete a counseling program as ordered, and Respondent's probation was consequently
7 revoked. On October 25, 2012, Respondent failed to appear at the hearing on his violation of
8 probation. As of November 4, 2013, Respondent's probation remained revoked in case no.
9 MWV1005772.

10 a. The factual circumstances of the offense are as follows: On or about November
11 29, 2010, Deputy M.B. of the San Bernardino Sheriff's Department made a traffic stop on a
12 bicycle that was being ridden by K.L. During his contact with K.L., Deputy M.B. determined that
13 K.L. had an active \$25,000 warrant in Los Angeles County and the deputy placed K.L. under
14 arrest. Upon K.L.'s request, Deputy K.B. and K.L. dropped off K.L.'s bicycle at his residence.
15 Deputy M.B. entered the residence upon K.L.'s consent, and while inside, the deputy made
16 contact with Respondent. During this contact, Deputy M.B. determined that Respondent was
17 under the influence of a controlled substance. Respondent admitted to Deputy M.B. that she had
18 used methamphetamine that day or the day before. Respondent also told Deputy M.B. that she
19 had marijuana in her belongings. During a search of Respondent's room, Deputy M.B. retrieved
20 approximately 1.6 grams of marijuana and a marijuana pipe. Deputy M.B. arrested Respondent
21 for violating Health and Safety Code section 11550 and former Health and Safety Code section
22 11357, subdivision (b).

23 ///

24 ² Former Health and Safety Code section 11357, subdivision (b), stated in pertinent part,
25 "[E]very person who possesses not more than 28.5 grams of marijuana, other than concentrated
26 cannabis, is guilty of a *misdemeanor*" (Stats. 1983, ch. 434, § 1.5, italics added.) In 2010,
27 former Health and Safety Code section 11357, subdivision (b), was amended (Stats. 2010, ch.
28 708, § 1) to read in pertinent part, "[E]very person who possesses not more than 28.5 grams of
marijuana, other than concentrated cannabis, is guilty of an *infraction*" (Italics added.) The
statute as amended became operative on January 1, 2011. In 2011, the statute was amended once
again, but without substantive changes to subdivision (b). (Stats. 2011, ch. 15, § 159.)

1 **SECOND CAUSE FOR DISCIPLINE**

2 **(Use of a Controlled Substance)**

3 15. Respondent is subject to disciplinary action under Section 4301, subdivision (h), in
4 that on or about November 29, 2010, Respondent administered a controlled substance to herself.
5 Complainant refers to, and by this reference incorporates, the allegations set forth above in
6 paragraphs 14 and 14(a), as though set forth fully herein.

7 **THIRD CAUSE FOR DISCIPLINE**

8 **(Violation of State Statutes Regulating Controlled Substances)**

9 16. Respondent is subject to disciplinary action under Section 4301, subdivision (j), in
10 that on or about November 10, 2011, Respondent violated a California statute regulating
11 controlled substances when she was found in possession of a controlled substance, to wit:
12 methamphetamine. The factual circumstances of the offense are as follows: On or about
13 November 10, 2011, at approximately 11:59 p.m., Officer N.S. of the Rancho Cucamonga Police
14 Department observed a red Toyota Corolla veering from the number 1 lane to the number 2 lane,
15 crossing the white dotted line on two separate occasions. Believing that the driver of the vehicle
16 may be under the influence, Officer N.S. initiated a traffic stop of the vehicle. Officer N.S. made
17 contact with the driver and front passenger of the vehicle, and identified the driver as Respondent.
18 When Officer N.S. explained the reason for the stop, Respondent stated that she was sorry for not
19 paying attention. Upon Officer's N.S.'s inquiry, Respondent stated that there was nothing illegal
20 in the vehicle and consented to its search. During the search of the vehicle, Officer N.S. located a
21 clear plastic baggie containing methamphetamine. This methamphetamine was located inside a
22 black purse, which Respondent admitted belonged to her. Respondent told Officer N.S. that she
23 forgot the methamphetamine was inside of her purse. Respondent was charged with a felony
24 violation of Health and Safety Code section 11377, subdivision (a) [possession of a controlled
25 substance].

26 17. Respondent is subject to disciplinary action under Section 4301, subdivision (j), in
27 that on or about November 29, 2010, Respondent violated California statutes regulating
28 controlled substances when she was arrested for violations of Health and Safety Code sections

1 11550, subdivision (a) [under the influence of a controlled substance], and 11357, subdivision (b)
2 [unauthorized possession of marijuana]. Complainant refers to, and by this reference
3 incorporates, the allegations set forth above in paragraphs 14 and 14(a), as though set forth fully
4 herein.

5 **FOURTH CAUSE FOR DISCIPLINE**

6 **(Knowingly Making a False Statement of Fact)**

7 18. Respondent is subject to disciplinary action under Section 4301, subdivision (g), in
8 that Respondent knowingly made a false statement of fact to the Board by failing to disclose her
9 2011 conviction on her renewal application for licensure. The circumstances are as follows: On
10 or about April 30, 2011, Respondent submitted a renewal application for Pharmacy Technician
11 Registration number TCH 16419. On the renewal application, Respondent checked box "H",
12 answering "NO" to the inquiry, "Since you last renewed your license, have you had any license
13 discipline by a government agency or other disciplinary body; or, have you been convicted of any
14 crime in any state, the U S A and its territories, military court or a foreign country?" Complainant
15 also refers to, and by this reference incorporates, the allegations set forth above in paragraph 14,
16 as though set forth fully herein.

17 **FIFTH CAUSE FOR DISCIPLINE**

18 **(Violation of State Laws and Regulations Governing Pharmacy)**

19 19. Respondent is subject to disciplinary action under Section 4301, subdivision (o), in
20 that Respondent committed an act or several acts in violation of the state laws and regulations
21 governing pharmacy, including regulations established by the Board or by any other state or
22 federal regulatory agency. Complainant refers to, and by this reference incorporates, the
23 allegations set forth above in paragraphs 14–18, inclusive, as though set forth fully herein.

24 **PRAYER**

25 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
26 and that following the hearing, the Board issue a decision:

27 1. Revoking or suspending Pharmacy Technician Registration number TCH 16419,
28 issued to Kelley Jean McDonald;

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

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

DATED: 12/6/13



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

LA2013508866
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