

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

In the Matter of the Accusation Against:

**SOUTHERN CALIFORNIA
COMPOUNDING PHARMACY LLC
11125 Flintkote Ave. #F
San Diego, CA 92121**

Pharmacy Permit No. PHY 49147
Sterile Compounding License No. LSC 99510

Respondent.

Case No. 4671

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER FOR
SOUTHERN CALIFORNIA
COMPOUNDING PHARMACY LLC
ONLY**

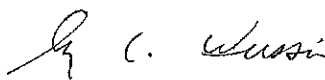
DECISION AND ORDER

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 15, 2014.

It is so ORDERED on December 9, 2014.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA



By

STAN C. WEISSER
Board President

1 KAMALA D. HARRIS
Attorney General of California
2 JAMES LEDAKIS
Supervising Deputy Attorney General
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Attorneys for Complainant

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

11 In the Matter of the Accusation Against:

Case No. 4671

12 **SOUTHERN CALIFORNIA**
13 **COMPOUNDING PHARMACY LLC**
14 **11125 Flintkote Ave. #F**
San Diego, CA 92121

STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER FOR
SOUTHERN CALIFORNIA
COMPOUNDING PHARMACY LLC
ONLY

15 **Pharmacy License No. PHY 49147**
16 **Sterile Compounding License No. LSC 99510**

17 Respondent.

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 (Board). She brought this action solely in her official capacity and is represented in this matter by
23 Kamala D. Harris, Attorney General of the State of California, by Antoinette B. Cincotta, Deputy
24 Attorney General.

25 2. Respondent Southern California Compounding Pharmacy LLC (Respondent) is
26 represented in this proceeding by attorneys John A. Cronin and Peter S. Gregorovic, whose
27 address is: 5720 Oberrlin Drive, San Diego, CA 92121.

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1 3. On or about October 29, 2008, the Board issued Pharmacy License No. PHY 49147
2 to Southern California Compounding Pharmacy LLC (Respondent). Ollen Williams and Mark J.
3 Badria, Pharmacist License No. RPH 41678, have been members since October 29, 2008. The
4 Pharmacy License was in full force and effect at all times relevant to the charges brought in
5 Accusation No. 4671 and will expire on October 1, 2014, unless renewed.

6 4. On or about December 2, 2008, the Board issued Sterile Compounding License No.
7 LSC 99510 to Southern California Compounding Pharmacy LLC (Respondent). The Sterile
8 Compounding License was in full force and effect at all times relevant to the charges brought in
9 Accusation No. 4671, and will expire on October 1, 2014, unless renewed.

10 JURISDICTION

11 5. Accusation No. 4671 was filed before the Board, and is currently pending against
12 Respondent. The Accusation and all other statutorily required documents were properly served
13 on Respondent on September 16, 2014. Respondent timely filed its Notice of Defense contesting
14 the Accusation.

15 6. A copy of Accusation No. 4671 is attached as Exhibit A and incorporated herein by
16 reference.

17 ADVISEMENT AND WAIVERS

18 7. Respondent, by and through its members, has carefully read, fully discussed with
19 counsel, and understands the charges and allegations in Accusation No. 4671. Respondent, by
20 and through its members, has also carefully read, fully discussed with counsel, and understands
21 the effects of this Stipulated Settlement and Disciplinary Order.

22 8. Respondent, by and through its members, is fully aware of its legal rights in this
23 matter, including the right to a hearing on the charges and allegations in the Accusation; the right
24 to confront and cross-examine the witnesses against them; the right to present evidence and to
25 testify on its own behalf; the right to the issuance of subpoenas to compel the attendance of
26 witnesses and the production of documents; the right to reconsideration and court review of an
27 adverse decision; and all other rights accorded by the California Administrative Procedure Act
28 and other applicable laws.

1 9. Respondent, by and through its members, voluntarily, knowingly, and intelligently
2 waives and gives up each and every right set forth above.

3 CULPABILITY

4 10. Respondent, by and through its members, understands and agrees that the charges and
5 allegations in Accusation No. 4671, if proven at a hearing, constitute cause for imposing
6 discipline upon its Pharmacy Permit as well as for its Sterile Compounding License.

7 11. For the purpose of resolving the Accusation without the expense and uncertainty of
8 further proceedings, Respondent, by and through its members, agrees that, at a hearing,
9 Complainant could establish a factual basis for the charges in the Accusation, and that
10 Respondent hereby gives up its right to contest those charges.

11 12. Respondent, by and through its members, agrees that its Pharmacy License is subject
12 to discipline and they agree to be bound by the Board's probationary terms as set forth in the
13 Disciplinary Order below.

14 CONTINGENCY

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

25 14. The parties understand and agree that Portable Document Format (PDF) and facsimile
26 copies of this Stipulated Settlement and Disciplinary Order, including Portable Document Format
27 (PDF) and facsimile signatures thereto, shall have the same force and effect as the originals.

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

7 16. In consideration of the foregoing admissions and stipulations, the parties agree that
8 the Board may, without further notice or formal proceeding, issue and enter the following
9 Disciplinary Order:

10 **DISCIPLINARY ORDER**

11 IT IS HEREBY ORDERED that Pharmacy License No. PHY 49147 and Sterile
12 Compounding License No. LSC 99510 to Respondent Southern California Compounding
13 Pharmacy LLC (Respondent) is revoked. However, the revocation is stayed, and Respondent is
14 placed on probation for four (4) years on the following terms and conditions.

15 1. **Obey All Laws**

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

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

- 19 • an arrest or issuance of a criminal complaint for violation of any provision of the
20 Pharmacy Law, state and federal food and drug laws, or state and federal controlled
21 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 License and Sterile Compounding License or
27 which is related to the practice of pharmacy or the manufacturing, obtaining,
28

1 handling, distributing, billing, or charging for any drug, device or controlled
2 substance.

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

4 **2. Report to the Board**

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

13 **3. Interview with the Board**

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

19 **4. Cooperate with Board Staff**

20 Respondent shall cooperate with the board's inspection program and with the board's
21 monitoring and investigation of Respondent's compliance with the terms and conditions of their
22 probation. Failure to cooperate shall be considered a violation of probation.

23 **5. Reimbursement of Board Costs**

24 As a condition precedent to successful completion of probation, Respondent Southern
25 California Compounding Pharmacy LLC and Respondent Mark Badria shall be jointly and
26 severally responsible to pay to the Board its costs of investigation and prosecution the amount of
27 \$5,551.00. Respondent shall make equal monthly payments of \$154.20 for the first 36 months of
28 probation.

1 There shall be no deviation from this schedule absent prior written approval by the Board or
2 its designee. Failure to pay costs by the deadline(s) as directed shall be considered a violation of
3 probation.

4 The filing of bankruptcy by respondent shall not relieve Respondent of its responsibility to
5 reimburse the Board its costs of investigation and prosecution.

6 **6. Probation Monitoring Costs**

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

11 **7. Status of License**

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

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

19 **8. License Surrender While on Probation/Suspension**

20 Following the effective date of this decision, should Respondent owner discontinue
21 business, Respondent owner may tender the premises license to the Board for surrender. The
22 Board or its designee shall have the discretion whether to grant the request for surrender or take
23 any other action it deems appropriate and reasonable. Upon formal acceptance of the surrender of
24 the license, Respondent will no longer be subject to the terms and conditions of probation.

25 Upon acceptance of the surrender, Respondent owner shall relinquish the premises wall and
26 renewal license to the Board within ten (10) days of notification by the Board that the surrender is
27 accepted. Respondent owner shall further submit a completed Discontinuance of Business form
28 according to Board guidelines and shall notify the Board of the records inventory transfer.

1 Respondent owner shall also, by the effective date of this decision, arrange for the continuation of
2 care for ongoing patients of the pharmacy by, at minimum, providing a written notice to ongoing
3 patients that specifies the anticipated closing date of the pharmacy and that identifies one or more
4 area pharmacies capable of taking up the patients' care, and by cooperating as may be necessary
5 in the transfer of records or prescriptions for ongoing patients. Within five days of its provision
6 to the pharmacy's ongoing patients, Respondent owner shall provide a copy of the written notice
7 to the Board. For the purposes of this provision, "ongoing patients" means those patients for
8 whom the pharmacy has on file a prescription with one or more refills outstanding, or for whom
9 the pharmacy has filled a prescription within the preceding sixty (60) days.

10 Respondent owner may not apply for any new licensure from the Board for three (3) years
11 from the effective date of the surrender. Respondent owner shall meet all requirements applicable
12 to the license sought as of the date the application for that license is submitted to the Board.

13 Respondent owner further stipulates that he shall reimburse the Board for its costs of
14 investigation and prosecution prior to the acceptance of the surrender.

15 9. Notice to Employees

16 Respondent owner shall, upon or before the effective date of this decision, ensure that all
17 employees involved in permit operations are made aware of all the terms and conditions of
18 probation, either by posting a notice of the terms and conditions, circulating such notice, or both.
19 If the notice required by this provision is posted, it shall be posted in a prominent place and shall
20 remain posted throughout the probation period. Respondent owner shall ensure that any
21 employees hired or used after the effective date of this decision are made aware of the terms and
22 conditions of probation by posting a notice, circulating a notice, or both. Additionally,
23 Respondent owner shall submit written notification to the Board, within fifteen (15) days of the
24 effective date of this decision, that this term has been satisfied. Failure to submit such
25 notification to the Board shall be considered a violation of probation.

26 "Employees" as used in this provision includes all full-time, part-time, volunteer, temporary
27 and relief employees and independent contractors employed or hired at any time during
28 probation.

1 **10. Owners and Officers: Knowledge of the Law**

2 Respondent shall provide, within thirty (30) days after the effective date of this decision,
3 signed and dated statements from its owners, including any owner or holder of ten percent (10%)
4 or more of the interest in Respondent or Respondent's stock, and any officer, stating under
5 penalty of perjury that said individuals have read and are familiar with state and federal laws and
6 regulations governing the practice of pharmacy. The failure to timely provide said statements
7 under penalty of perjury shall be considered a violation of probation.

8 **11. Posted Notice of Probation**

9 Respondent owner shall prominently post a probation notice provided by the Board in a
10 place conspicuous and readable to the public. The probation notice shall remain posted during
11 the entire period of probation.

12 Respondent owner shall not, directly or indirectly, engage in any conduct or make any
13 statement which is intended to mislead or is likely to have the effect of misleading any patient,
14 customer, member of the public, or other persons(s) as to the nature of and reason for the
15 probation of the licensed entity.

16 Failure to post such notice shall be considered a violation of probation.

17 **12. Violation of Probation**

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

23 If Respondent owner violates probation in any respect, the Board, after giving Respondent
24 owner notice and an opportunity to be heard, may revoke probation and carry out the disciplinary
25 order that was stayed. Notice and opportunity to be heard are not required for those provisions
26 stating that a violation thereof may lead to automatic termination of the stay and/or revocation of
27 the license. If a petition to revoke probation or an accusation is filed against Respondent during
28 probation, all charges and allegations in Accusation No. 4671 shall be deemed true and correct,

1 the Board shall have continuing jurisdiction, and the period of probation shall be automatically
2 extended until the petition to revoke probation or accusation is heard and decided.

3 **13. Completion of Probation**

4 Upon written notice by the board or its designee indicating successful completion of
5 probation, Respondent's license will be fully restored.

6 ACCEPTANCE

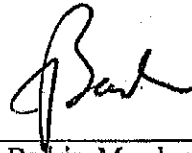
7 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
8 discussed it with my attorneys, John A. Cronin and Peter S. Gregorovic. I understand the
9 stipulation and the effect it will have on my Pharmacy License and Sterile Compounding License.
10 I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and
11 intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

12
13 DATED: 10/27/14



Glenn Williams, Member
SOUTHERN CALIFORNIA COMPOUNDING
PHARMACY LLC
Respondent

14
15
16
17
18 DATED: 10/27/14




Mark J. Badria, Member
SOUTHERN CALIFORNIA COMPOUNDING
PHARMACY LLC
Respondent

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22 ///
23 ///
24 ///
25 ///
26 ///
27 ///
28

1 I have read and fully discussed with Respondent Southern California Compounding
2 Pharmacy LLC the terms and conditions and other matters contained in the above Stipulated
3 Settlement and Disciplinary Order. I approve its form and content.

4
5 DATED: 10/27/2014


6 JOHN A. CRONIN
Attorney for Respondent

7
8 DATED: 10/27/2014


9 PETER S. GREGOROVIC
Attorney for Respondent

10
11
12 ENDORSEMENT

13 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
14 submitted for consideration by the Board of Pharmacy.

15 Dated:

Respectfully submitted,

16 KAMALA D. HARRIS
Attorney General of California
17 JAMES LEDAKIS
Supervising Deputy Attorney General
18

19
20 ANTOINETTE B. CINCOTTA
Deputy Attorney General
21 Attorneys for Complainant

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27
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Exhibit A

Accusation No. 4671

1 KAMALA D. HARRIS
Attorney General of California
2 LINDA K. SCHNEIDER
Supervising Deputy Attorney General
3 ANTOINETTE B. CINCOTTA
Deputy Attorney General
4 State Bar No. 120482
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7 Facsimile: (619) 645-2061
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 Accusation Against:

Case No. 4671

12 **SOUTHERN CALIFORNIA COMPOUNDING**
13 **PHARMACY LLC**
14 **11125 Flintkote Ave. #F**
San Diego, CA 92121

ACCUSATION

15 **Pharmacy Permit No. PHY 49147**
16 **Sterile Compounding Permit No. LSC 99510**

17 **MARK BADRIA**
18 **11125 Flintkoke Ave., #F**
San Diego, CA 92121

19 **Pharmacist License No. RPH 41678**

20 Respondents.

21 Complainant alleges:

22 **PARTIES**

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

25 2. On or about October 29, 2008, the Board of Pharmacy issued Pharmacy Permit No.
26 PHY 49147 to Southern California Compounding Pharmacy LLC (Respondent Pharmacy). The
27 Pharmacy Permit was in full force and effect at all times relevant to the charges brought herein,
28 and will expire on October 1, 2014, unless renewed.

1 3. On or about December 2, 2008, the Board of Pharmacy issued Sterile Compounding
2 Permit No. LSC 99510 to Southern California Compounding Pharmacy LLC (Respondent
3 Pharmacy). The Sterile Compounding Permit was in full force and effect at all times relevant to
4 the charges brought herein and will expire on October 1, 2014, unless renewed.

5 4. On or about April 23, 1988, the Board of Pharmacy issued Pharmacist License No.
6 RPH 41678 to Mark John Badria (Respondent Badria). The Pharmacist License was in full force
7 and effect at all times relevant to the charges brought herein, and will expire on September 30,
8 2015, unless renewed.

9 JURISDICTION

10 5. This Accusation is brought before the Board of Pharmacy (Board), Department of
11 Consumer Affairs, under the authority of the following laws. All section references are to the
12 Business and Professions Code (Code) unless otherwise indicated.

13 6. Section 4300 of the Code states:

14 (a) Every license issued may be suspended or revoked.

15 (b) The board shall discipline the holder of any license issued by the board,
16 whose default has been entered or whose case has been heard by the board and
found guilty, by any of the following methods:

17 (1) Suspending judgment.

18 (2) Placing him or her upon probation.

19 (3) Suspending his or her right to practice for a period not exceeding one
20 year.

21 (4) Revoking his or her license.

22 (5) Taking any other action in relation to disciplining him or her as the board
in its discretion may deem proper.

23 ...

24 (e) The proceedings under this article shall be conducted in accordance with
25 Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of the
Government Code, and the board shall have all the powers granted therein. The
26 action shall be final, except that the propriety of the action is subject to review by
the superior court pursuant to Section 1094.5 of the Code of Civil Procedure.

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1 7. Section 4300.1 of the Code states:

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

8 STATUTORY AUTHORITY

9 8. Section 4301 of the Code states:

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

14 ...

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

20

21 REGULATIONS

22 9. California Code of Regulations, title 16, section 1751.7, states in relevant part:

23 ...

24 (c) Batch-produced sterile injectable drug products compounded from one or
25 more non-sterile ingredients shall be subject to documented end product testing for
26 sterility and pyrogens and shall be quarantined until the end product testing
27 confirms sterility and acceptable levels of pyrogens.

28

COSTS

10. Section 125.3 of the Code states, in pertinent part, that the Board may request the
administrative law judge to direct a licensee found to have committed a violation or violations of
the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
enforcement of the case. If a case settles, recovery of investigation and enforcement costs may be
included in a stipulated settlement.

1 **CAUSE FOR DISCIPLINE**

2 **(Unprofessional Conduct – Failure to Perform End Product Testing**
3 **on Batch-Produced Sterile Injectable Drug Products)**

4 11. Respondents are subject to disciplinary action for unprofessional conduct under Code
5 section 4301, subdivision (o), for failing to perform end product testing on batch-produced sterile
6 injectable drug products in violation of California Code of Regulations, title 16, section 1751.7,
7 subdivision (c) as follows:

8 a. On a routine inspection conducted at Respondent Pharmacy on April 19, 2013, the
9 Board's investigators discovered that 51 sterile injectable drug products were made from batch-
10 produced sterile injectable drug products compounded from one or more non-sterile ingredients.
11 Respondents dispensed these 51 sterile injectable drug products before completing end product
12 testing for sterility and acceptable levels of pyrogens.

13 **DISCIPLINE CONSIDERATIONS**

14 12. To determine the degree of discipline, if any, to be imposed on Respondent Pharmacy,
15 Complainant alleges that on or about June 9, 2011, in a prior action, the Board of Pharmacy
16 issued Citation Number CI 2010 46603 charging Respondent Pharmacy with violation of
17 California Code of Regulations, title 16, section 1714, subdivisions (b), (d) and (e), for operating
18 standards and security violations, and California Code of Regulations, title 16, section 1716, and
19 Business and Professions Code section 4076, subdivision (a)(2), for dispensing prescriptions not
20 correctly labeled with directions for use of the drug. Respondent Pharmacy was ordered to pay a
21 fine in the amount of \$1,000.00 by July 9, 2011. That Citation is now final and is incorporated by
22 reference as if fully set forth.

23 13. To determine the degree of discipline, if any, to be imposed on Respondent Badria
24 Complainant alleges that on or about June 9, 2011, in a prior action, the Board of Pharmacy
25 issued Citation Number CI 2010 48429 charging Respondent Badria with violation of California
26 Code of Regulations, title 16, section 1714, subdivisions (b), (d) and (e), for operating standards
27 and security violations, and California Code of Regulations, title 16, section 1716, and Business
28 and Professions Code section 4076, subdivision (a)(2), for dispensing prescriptions not correctly

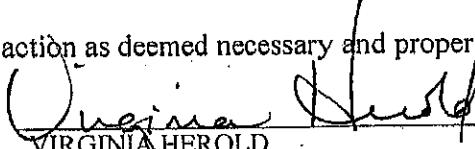
1 labeled with directions for use of the drug. Respondent Badria was ordered to pay a fine in the
2 amount of \$1,375.00 by July 9, 2011. That Citation is now final and is incorporated by reference
3 as if fully set forth.

4 **PRAYER**

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

- 7 1. Revoking or suspending Pharmacy Permit No. PHY 49147 issued to Southern
8 California Compounding Pharmacy LLC;
- 9 2. Revoking or suspending Sterile Compounding Permit No. LSC 99510, issued to
10 Southern California Compounding Pharmacy LLC;
- 11 3. Revoking or suspending Pharmacist License No. RPH 41678 issued to Mark John
12 Badria;
- 13 4. Ordering Respondents to pay the Board of Pharmacy the reasonable costs of the
14 investigation and enforcement of this case, pursuant to Business and Professions Code section
15 125.3;
- 16 5. Taking such other and further action as deemed necessary and proper

17 DATED: 8/27/14


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

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