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

In the Matter of the Accusation Against:  
**VICTOR MANUEL ROMERO**  
10228 Gerald Ave.  
North Hills, CA 91343  
**Pharmacy Technician Registration No.  
TCH 116284**  
  
Respondent.

Case No. 5907  
**DEFAULT DECISION AND ORDER**  
[Gov. Code, §11520]

**FINDINGS OF FACT**

1. On or about February 3, 2017, Complainant Virginia K. Herold, in her official capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs, filed Accusation No. 5907 against Victor Manuel Romero (Respondent) before the Board of Pharmacy. (Accusation attached as Exhibit A.)

2. On or about April 26, 2012, the Board of Pharmacy (Board) issued Pharmacy Technician Registration No. TCH 116284 to Respondent. The Pharmacy Technician Registration expired on September 23, 2012, and has not been renewed.

3. On or about February 15, 2017, Respondent was served by Certified and First Class Mail copies of the Accusation No. 5907, Statement to Respondent, Notice of Defense, Request for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6, and

1 11507.7) at Respondent's address of record which, pursuant to Business and Professions Code  
2 section 4100, is required to be reported and maintained with the Board. Respondent's address of  
3 record was and is: 10228 Gerald Ave., North Hills, CA 91343.

4 4. Service of the Accusation was effective as a matter of law under the provisions of  
5 Government Code section 11505, subdivision (c) and/or Business & Professions Code section  
6 124.

7 5. Government Code section 11506(c) states, in pertinent part:

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

13 6. Respondent failed to file a Notice of Defense within 15 days after service upon him  
14 of the Accusation, and therefore waived his right to a hearing on the merits of Accusation No.  
15 5907.

16 7. California Government Code section 11520(a) states, in pertinent part:

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

21 8. Pursuant to its authority under Government Code section 11520, the Board finds  
22 Respondent is in default. The Board will take action without further hearing and, based on the  
23 relevant evidence contained in the Default Decision Evidence Packet in this matter, as well as  
24 taking official notice of all the investigatory reports, exhibits and statements contained therein on  
25 file at the Board's offices regarding the allegations contained in Accusation No. 5907, finds that  
26 the charges and allegations in Accusation No. 5907, are separately and severally, found to be true  
27 and correct by clear and convincing evidence.

28 9. Taking official notice of its own internal records, pursuant to Business and  
Professions Code section 125.3, it is hereby determined that the reasonable costs for Investigation  
and Enforcement are \$1,497.50 as of March 24, 2017.

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1 **DETERMINATION OF ISSUES**

2 1. Based on the foregoing findings of fact, Respondent Victor Manuel Romero has  
3 subjected his Pharmacy Technician Registration No. TCH 116284 to discipline.

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

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

8 a. Business and Professions Code section 4301, subdivision (f), in conjunction with  
9 California Code of Regulations, title 16, section 1770, in that Respondent was convicted of  
10 crimes substantially related to qualifications, functions, or duties of a registered pharmacy  
11 technician which to a substantial degree evidence his present or potential unfitness to perform the  
12 functions authorized by his registration in a manner consistent with the public health, safety, or  
13 welfare, as follow:

14 i. On or about July 2, 2015, Respondent was convicted of one felony count of  
15 violating Penal Code section 273.5, subdivision (a) [inflict corporal injury to spouse,  
16 cohabitant, or girlfriend], with a further allegation of violating Penal Code section  
17 12022.7, subdivision (e) [inflict great bodily injury], in the criminal proceeding entitled  
18 *The People of the State of California v. Victor Romero* (Super. Ct. LA County, 2015, No.  
19 YA092476). The court sentenced Respondent to 180 days in jail, placed him on five years  
20 formal probation, ordered him to participate in a program of education, treatment or  
21 rehabilitation aimed at drug abuse, and ordered him not to annoy, harass, molest,  
22 intimidate, or have unwanted contact with a victim. On or about May 10, 2016,  
23 Respondent's formal probation was revoked and reinstated due to another conviction in  
24 the criminal proceeding entitled *The People of the State of California v. Victor Manuel*  
25 *Romero* (Super. Ct. LA County, 2016, No. 6AR00366).

26 ii. The circumstances surrounding the conviction are that on or about May 26,  
27 2015, Inglewood Police Department officers responded to a report of a stabbing. Upon  
28 arrival, a female victim informed the officers that she and Respondent were dating for

1 about nine months and had gotten into an argument because she thought Respondent was  
2 using controlled substances. When the victim confronted Respondent, he got upset,  
3 picked up the victim by the arms, and threw her onto a couch. Subsequently, the victim  
4 fell to the floor and when she attempted to get up, Respondent would grab and throw her  
5 against the floor multiple times. Respondent struck the victim's left side of her head with  
6 his fist, put his hands around her neck attempting to choke her, and bit her left bicep. At  
7 one point, the victim lost consciousness from Respondent throwing her around in the  
8 living room. The victim, in self defense, stabbed Respondent's back with a knife and  
9 jumped out through the window.

10 iii. On or about May 10, 2016, Respondent was convicted of one misdemeanor  
11 count of violating Vehicle Code section 23152, subdivision (b) [drive while having 0.08  
12 percent or more, by weight, of blood alcohol content], with further allegations of a prior  
13 conviction and willfully refusing to submit to a chemical test to determine the alcoholic  
14 content in the criminal proceeding entitled *The People of the State of California v. Victor*  
15 *Manuel Romero* (Super. Ct. LA County, 2016, No. 6AR00366). The court sentenced  
16 Respondent to 10 days in jail, placed him on 60 months summary probation, ordered him  
17 to complete a 18-month licensed second-offender alcohol and other drug education and  
18 counseling program, and pay fines.

19 iv. The circumstances surrounding the conviction are that on or about February 13,  
20 2016, Los Angeles Police Department officers stopped a vehicle driven by Respondent for  
21 traffic violations. Upon contact, an officer observed that Respondent had watery eyes,  
22 slurred speech, and a strong odor of an alcoholic beverage emitting from his breath.  
23 Respondent was unable to satisfactorily perform the Field Sobriety Tests as instructed.  
24 Respondent's Preliminary Alcohol Screening revealed blood alcohol contents of 0.235%  
25 and 0.216%. Respondent willfully refused to submit to a chemical test of his blood or  
26 breath to determine the alcohol content as required by Vehicle Code section 23612.

27 v. On or about June 30, 2015, Respondent was convicted of one misdemeanor  
28 count of violating Vehicle Code section 14601.1, subdivision (a) [drive while license

1 suspended], in the criminal proceeding entitled *The People of the State of California v.*  
2 *Victor Manuel Romero* (Super. Ct. LA County, 2015, No. 4MP07626). The court  
3 sentenced Respondent to 60 days in jail and ordered him to pay fines.

4 vi. The circumstances surrounding the conviction are that on or about April 23,  
5 2014, a California Highway Patrol officer stopped Respondent for a traffic violation. The  
6 traffic stop investigation revealed Respondent was driving with a suspended driver's  
7 license.

8 b. Business and Professions Code section 4301, subdivision (f), on the grounds of  
9 unprofessional conduct, in that on or about May 26, 2015 and April 23, 2014, Respondent  
10 committed acts involving moral turpitude, dishonesty, fraud, deceit, or corruption.

11 c. Business and Professions Code section 4301, subdivision (h), on the grounds of  
12 unprofessional conduct, in that Respondent administered to oneself of alcoholic beverages to the  
13 extent or in a manner as to be dangerous or injurious to oneself, or to others or to the public which  
14 driving under the influence of alcohol.

15 d. Business and Professions Code section 4301, subdivision (k), on the grounds of  
16 unprofessional conduct, in that Respondent has convictions of more than one misdemeanor  
17 involving the use, consumption, or self-administration of alcoholic beverage.

18 e. Business and Professions Code section 4301, subdivisions (o) and (p), on the grounds  
19 of unprofessional conduct, in that Respondent committed acts violating the Pharmacy Law and/or  
20 federal and state laws that would have warranted denial of a license.

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**ORDER**

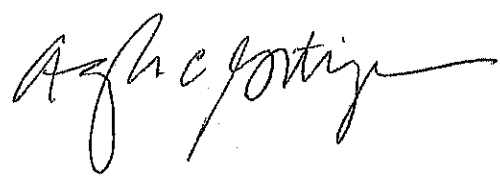
IT IS SO ORDERED that Pharmacy Technician Registration No. TCH 116284, heretofore issued to Respondent Victor Manuel Romero, is revoked.

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 at 5:00 p.m. on June 7, 2017.

It is so ORDERED on May 8, 2017.

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA



By \_\_\_\_\_  
Amy Gutierrez, Pharm.D.  
Board President

52429272.DOC  
DOJ Matter ID:LA2016602156

Attachment:  
Exhibit A: Accusation

# Exhibit A

Accusation

1 XAVIER BECERRA  
Attorney General of California  
2 LINDA K. SCHNEIDER  
Senior Assistant Attorney General  
3 ARMANDO ZAMBRANO  
Supervising Deputy Attorney General  
4 State Bar No. 225325  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 897-2542  
6 Facsimile: (213) 897-2804

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 Accusation Against:

Case No. 5907

12 **VICTOR MANUEL ROMERO**  
10228 Gerald Ave.  
13 North Hills, CA 91343

**A C C U S A T I O N**

14 Pharmacy Technician Registration No.  
TCH 116284

15 Respondent.

17  
18 Complainant alleges:

19 **PARTIES**

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

22 2. On or about April 26, 2012, the Board of Pharmacy ("Board") issued Pharmacy  
23 Technician Registration No. TCH 116284 to Victor Manuel Romero ("Respondent"). The  
24 Pharmacy Technician Registration expired on September 23, 2012, and has not been renewed.

25 **JURISDICTION**

26 3. This Accusation is brought before the Board under the authority of the following  
27 laws. All section references are to the Business and Professions Code ("Code") unless otherwise  
28 indicated.



1 4. Section 4011 of the Code provides that "[t]he board shall administer and enforce this  
2 chapter [Pharmacy Law, (Business and Professions Code, Sec 4000 et seq.)] and the Uniform  
3 Controlled Substances Act (Division 10 (commencing with Section 11000) of the Health and  
4 Safety Code)."

5 5. Section 4300, subdivision (a), of the Code states, in pertinent part, that "[e]very  
6 license issued may be suspended or revoked."

7 6. Section 4300.1 of the Code states:

8 The expiration, cancellation, forfeiture, or suspension of a board-issued license  
9 by operation of law or by order or decision of the board or a court of law, the  
10 placement of a license on a retired status, or the voluntary surrender of a license by a  
11 licensee shall not deprive the board of jurisdiction to commence or proceed with any  
12 investigation of, or action or disciplinary proceeding against, the licensee or to render  
13 a decision suspending or revoking the license.

12 STATUTORY AND REGULATORY PROVISIONS

13 7. Section 4301 of the Code states, in pertinent part:

14 The board shall take action against any holder of a license who is guilty of  
15 unprofessional conduct or whose license has been issued by mistake. Unprofessional  
16 conduct shall include, but is not limited to, any of the following:

16 ...

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

19 ....

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

23 ....

24 (i) The violation of any of the statutes of this state, or any other state, or of  
25 the United States regulating controlled substances and dangerous drugs.

26 (k) The conviction of more than one misdemeanor or any felony involving the  
27 use, consumption, or self-administration of any dangerous drug or alcoholic beverage,  
28 or any combination of those substances.

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

20 ....

21 (o) Violating or attempting to violate, directly or indirectly, or assisting in or  
22 abetting the violation of or conspiring to violate any provision or term of this chapter  
23 or of the applicable federal and state laws and regulations governing pharmacy,  
24 including regulations established by the board or by any other state or federal  
25 regulatory agency.

26 (p) Actions or conduct that would have warranted denial of a license. . . .

27 8. California Code of Regulations, title 16, section 1770, states, in pertinent part:

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

#### COST RECOVERY

9. Section 125.3 of the Code states, in pertinent part, that the Board may request the  
administrative law judge to direct a licentiate 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, with failure of the licentiate to comply subjecting the license to not  
being renewed or reinstated. If a case settles, recovery of investigation and enforcement costs  
may be included in a stipulated settlement.

///

1 FIRST CAUSE FOR DISCIPLINE

2 (Conviction of a Substantially Related Crime)

3 10. Respondent is subject to disciplinary action under Code section 4301, subdivision (l),  
4 in conjunction with California Code of Regulations, title 16, section 1770, in that Respondent was  
5 convicted of a crime substantially related to qualifications, functions, or duties of a registered  
6 pharmacy technician which to a substantial degree evidence his present or potential unfitness to  
7 perform the functions authorized by his registration in a manner consistent with the public health,  
8 safety, or welfare, as follow:

9 a. On or about July 2, 2015, Respondent was convicted of one felony count of violating  
10 Penal Code section 273.5, subdivision (a) [inflict corporal injury to spouse, cohabitant, or  
11 girlfriend], with a further allegation of violating Penal Code section 12022.7, subdivision (e)  
12 [inflict great bodily injury], in the criminal proceeding entitled *The People of the State of*  
13 *California v. Victor Romero* (Super. Ct. LA County, 2015, No. YA092476). The court sentenced  
14 Respondent to 180 days in jail, placed him on five years formal probation, ordered him to  
15 participate in a program of education, treatment or rehabilitation aimed at drug abuse, and  
16 ordered him not to annoy, harass, molest, intimidate, or have unwanted contact with a victim. On  
17 or about May 10, 2016, Respondent's formal probation was revoked and reinstated due to another  
18 conviction in the criminal proceeding entitled *The People of the State of California v. Victor*  
19 *Manuel Romero* (Super. Ct. LA County, 2016, No. 6AR00366).

20 b. The circumstances surrounding the conviction are that on or about May 26, 2015,  
21 Inglewood Police Department officers responded to a report of a stabbing. Upon arrival, a female  
22 victim informed the officers that she and Respondent were dating for about nine months and had  
23 gotten into an argument because she thought Respondent was using controlled substances. When  
24 the victim confronted Respondent, he got upset, picked up the victim by the arms, and threw her  
25 onto a couch. Subsequently, the victim fell to the floor and when she attempted to get up,  
26 Respondent would grab and throw her against the floor multiple times. Respondent struck the  
27 victim's left side of her head with his fist, put his hands around her neck attempting to choke her,  
28 and bit her left bicep. At one point, the victim lost consciousness from Respondent throwing her

1 around in the living room. The victim, in self defense, stabbed Respondent's back with a knife  
2 and jumped out through the window.

3 SECOND CAUSE FOR DISCIPLINE

4 (Conviction of a Substantially Related Crime)

5 11. Respondent is subject to disciplinary action under Code section 4301, subdivision (I),  
6 in conjunction with California Code of Regulations, title 16, section 1770, in that Respondent was  
7 convicted of a crime substantially related to qualifications, functions, or duties of a registered  
8 pharmacy technician which to a substantial degree evidence his present or potential unfitness to  
9 perform the functions authorized by his registration in a manner consistent with the public health,  
10 safety, or welfare, as follow:

11 a. On or about May 10, 2016, Respondent was convicted of one misdemeanor count of  
12 violating Vehicle Code section 23152, subdivision (b) [drive while having 0.08 percent or more,  
13 by weight, of blood alcohol content], with further allegations of a prior conviction and willfully  
14 refusing to submit to a chemical test to determine the alcoholic content in the criminal proceeding  
15 entitled *The People of the State of California v. Victor Manuel Romero* (Super. Ct. LA County,  
16 2016, No. 6AR00366). The court sentenced Respondent to 10 days in jail, placed him on 60  
17 months summary probation, ordered him to complete a 18-month licensed second-offender  
18 alcohol and other drug education and counseling program, and pay fines.

19 b. The circumstances surrounding the conviction are that on or about February 13, 2016,  
20 Los Angeles Police Department officers stopped a vehicle driven by Respondent for traffic  
21 violations. Upon contact, an officer observed that Respondent had watery eyes, slurred speech,  
22 and a strong odor of an alcoholic beverage emitting from his breath. Respondent was unable to  
23 satisfactorily perform the Field Sobriety Tests as instructed. Respondent's Preliminary Alcohol  
24 Screening revealed blood alcohol contents of 0.235% and 0.216%. Respondent willfully refused  
25 to submit to a chemical test of his blood or breath to determine the alcohol content as required by  
26 Vehicle Code section 23612.

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1 THIRD CAUSE FOR DISCIPLINE

2 (Conviction of a Substantially Related Crime)

3 12. Respondent is subject to disciplinary action under Code section 4301, subdivision (I),  
4 in conjunction with California Code of Regulations, title 16, section 1770, in that Respondent was  
5 convicted of a crime substantially related to qualifications, functions, or duties of a registered  
6 pharmacy technician which to a substantial degree evidence his present or potential unfitness to  
7 perform the functions authorized by his registration in a manner consistent with the public health,  
8 safety, or welfare, as follow:

9 a. On or about June 30, 2015, Respondent was convicted of one misdemeanor count of  
10 violating Vehicle Code section 14601.1, subdivision (a) [drive while license suspended], in the  
11 criminal proceeding entitled *The People of the State of California v. Victor Manuel Romero*  
12 (Super. Ct. LA County, 2015, No. 4MP07626). The court sentenced Respondent to 60 days in  
13 jail and ordered him to pay fines.

14 b. The circumstances surrounding the conviction are that on or about April 23, 2014, a  
15 California Highway Patrol officer stopped Respondent for a traffic violation. The traffic stop  
16 investigation revealed Respondent was driving with a suspended driver's license.

17 FOURTH CAUSE FOR DISCIPLINE

18 (Acts Involving Moral Turpitude, Dishonesty, Fraud, Deceit, or Corruption)

19 13. Respondent is subject to disciplinary action under Code section 4301, subdivision (F),  
20 on the grounds of unprofessional conduct, in that on or about May 26, 2015 and April 23, 2014,  
21 Respondent committed acts involving moral turpitude, dishonesty, fraud, deceit, or corruption.  
22 Complainant refers to and by this reference incorporates the allegations set forth above in  
23 paragraph 10, as though set forth fully.

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1 FIFTH CAUSE FOR DISCIPLINE

2 (Dangerous Use of Alcohol)

3 14. Respondent is subject to disciplinary action under section Code section 4301,  
4 subdivision h, on the grounds of unprofessional conduct, in that on or about February 13, 2016,  
5 Respondent administered to oneself of alcoholic beverages to the extent or in a manner as to be  
6 dangerous or injurious to oneself, or to others or to the public which driving under the influence  
7 of alcohol. Complainant refers to and by this reference incorporates the allegations set forth  
8 above in paragraph 11, subparagraph b, inclusive, as though set forth fully.

9 SIXTH CAUSE FOR DISCIPLINE

10 (Multiple Convictions Relating to Alcohol Use)

11 15. Respondent is subject to disciplinary action under section Code section 4301,  
12 subdivision k, on the grounds of unprofessional conduct, in that Respondent has convictions of  
13 more than one misdemeanor involving the use, consumption, or self-administration of alcoholic  
14 beverage, as follows:

15 a. On or about October 27, 2008, Respondent was convicted of one misdemeanor count  
16 of violating Vehicle Code section 23152, subdivision (b) [drive while having 0.08 percent or  
17 more, by weight, of blood alcohol content], in the criminal proceeding entitled *The People of the*  
18 *State of California v. Victor Manuel Romero* (Super. Ct. LA County, 2008, No. 8MP13030). The  
19 court placed Respondent on 36 months summary probation, ordered him to complete a 3-month  
20 licensed first-offender alcohol and other drug education and counseling program, attend 10  
21 alcoholics anonymous meetings, and pay fines.

22 b. On or about May 10, 2016, Respondent was convicted of one misdemeanor count of  
23 violating Vehicle Code section 23152, subdivision (b) [drive while having 0.08 percent or more,  
24 by weight, of blood alcohol content], in the criminal proceeding entitled *The People of the State*  
25 *of California v. Victor Manuel Romero* (Super. Ct. LA County, 2016, No. 6AR00366).

26 Complainant refers to and by this reference incorporates the allegations set forth above in  
27 paragraph 11, subparagraph a, inclusive, as though set forth fully.

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1 SEVENTH CAUSE FOR DISCIPLINE

2 (Violating Pharmacy Law / Acts Warranting Denial of Licensure)

3 16. Respondent is subject to disciplinary action under Code section 4301, subdivisions  
4 (o) and (p), on the grounds of unprofessional conduct, in that Respondent committed acts  
5 violating the Pharmacy Law and/or federal and state laws that would have warranted denial of a  
6 license. Complainant refers to and by this reference incorporates the allegations set forth above  
7 in paragraphs 10 through 15, inclusive, as though set forth fully.

8 DISCIPLINE CONSIDERATIONS

9 17. To determine the degree of discipline, Complainant further alleges:

10 a. On or about April 13, 2010, Respondent was convicted of one misdemeanor count of  
11 violating Penal Code section 166, subdivision (a)(1) [contempt of court: disobey court order], in  
12 the criminal proceeding entitled *The People of the State of California v. Victor Manuel Romero*  
13 (Super. Ct. LA County, 2010, No. 0CW00041). The court placed Respondent on 36 months  
14 summary probation, and ordered him to pay fines.

15 b. On or about October 27, 2008, Respondent was convicted of one misdemeanor count  
16 of violating Vehicle Code section 23152, subdivision (b) [drive while having 0.08 percent or  
17 more, by weight, of blood alcohol content], in the criminal proceeding entitled *The People of the*  
18 *State of California v. Victor Manuel Romero* (Super. Ct. LA County, 2008, No. 8MP13030). The  
19 court placed Respondent on 36 months summary probation, ordered him to complete a 3-month  
20 licensed first-offender alcohol and other drug education and counseling program, attend 10  
21 alcoholics anonymous meetings, and pay fines. Complainant refers to and by this reference  
22 incorporates the allegations set forth above in paragraph 15, subparagraph a, inclusive, as though  
23 set forth fully.

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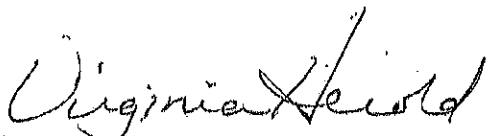
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PRAYER

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

1. Revoking or suspending Pharmacy Technician Registration No. TCH 116284, issued to Victor Manuel Romero;
2. Ordering Victor Manuel Romero to pay the Board the reasonable costs of the investigation and enforcement of this case, pursuant to Code section 125.3; and,
3. Taking such other and further action as deemed necessary and proper.

DATED: 2/13/17



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

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