

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

In the Matter of the Accusation Against:

**CARDINAL HEALTH, DBA PARMED
PHARMACEUTICALS, LLC**

4220 Hyde Park Blvd.
Niagara Falls, NY 14305

**Out of State Distributor License No. OSD
4895**

and

LINDA J. DUNKLE

5796 West St.
Sanborn, NY 14132

**Designated Representative License No. EXC
21821**

Respondents.

Case No. 6329

DECISION AND ORDER

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

This Decision shall become effective at 5:00 p.m. on September 26, 2019.

It is so ORDERED on August 27, 2019.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

A handwritten signature in black ink, appearing to read "Greg M. Lippe", is written over a horizontal line.

By

Greg Lippe
Board Vice President (Acting President)

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Attorney General of California
2 SHAWN P. COOK
Supervising Deputy Attorney General
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9 **BEFORE THE**
BOARD OF PHARMACY
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

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13 In the Matter of the Accusation Against:

Case No. 6329

14 **CARDINAL HEALTH, DBA PARMED**
PHARMACEUTICALS, LLC
15 4220 Hyde Park Blvd.
Niagara Falls, NY 14305

STIPULATED SURRENDER OF
LICENSES AND DISCIPLINARY
ORDER

16 **Out of State Distributor License No. OSD**
17 **4895,**

18 **and**

19 **LINDA J. DUNKLE**
5796 West St.
20 Sanborn, NY 14132

21 **Designated Representative License No. EXC**
21821

22 Respondents.
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27 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
28 entitled proceedings that the following matters are true:

1 **PARTIES**

2 1. Anne Sodergren (Complainant) is the Interim Executive Officer of the Board of
3 Pharmacy (Board). She brought this action solely in her official capacity and is represented in
4 this matter by Xavier Becerra, Attorney General of the State of California, by Elaine Yan, Deputy
5 Attorney General.

6 2. Respondent Cardinal Health, d.b.a., Parmed Pharmaceuticals, LLC and Respondent
7 Linda J. Dunkle (Respondents) are represented in this proceeding by attorney Anne Marchant,
8 whose address is: Klein, Hockel, Iezza & Patel P.C., 455 Market Street, Suite 1480, San
9 Francisco, CA 94105.

10 3. On or about May 10, 2007, the Board issued Out of State Distributor License No.
11 OSD 4895 to Respondent Cardinal Health. The Out of State Distributor License was in full force
12 and effect at all times relevant to the charges brought in Accusation No. 6329, was cancelled on
13 June 28, 2018, and has not been reinstated.

14 4. On or about September 11, 2012, the Board issued Designated Representative
15 License Number EXC 21821 to Respondent Dunkle. The Designated Representative License was
16 in full force and effect at all times relevant to the charges brought in Accusation No. 6329 and
17 will expire on September 1, 2019, unless renewed.

18 **JURISDICTION**

19 5. Accusation No. 6329 was filed before the Board, and is currently pending against
20 Respondents. The Accusation and all other statutorily required documents were properly served
21 on Respondents on May 17, 2019. Respondents timely filed their Notices of Defense contesting
22 the Accusation.

23 6. A copy of Accusation No. 6329 is attached as exhibit A and incorporated herein by
24 reference.

25 **ADVISEMENT AND WAIVERS**

26 7. Respondents have carefully read, fully discussed with counsel, and understand the
27 charges and allegations in Accusation No. 6329. Respondents have also carefully read, fully
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1 discussed with counsel, and understand the effects of this Stipulated Surrender of License and
2 Disciplinary Order.

3 8. Respondents are fully aware of their legal rights in this matter, including the right to a
4 hearing on the charges and allegations in the Accusation; the right to confront and cross-examine
5 the witnesses against them; the right to present evidence and to testify on their own behalf; the
6 right to the issuance of subpoenas to compel the attendance of witnesses and the production of
7 documents; the right to reconsideration and court review of an adverse decision; and all other
8 rights accorded by the California Administrative Procedure Act and other applicable laws.

9 9. Respondents voluntarily, knowingly, and intelligently waive and give up each and
10 every right set forth above.

11 **CULPABILITY**

12 10. Respondents understand and agree that the charges and allegations in Accusation No.
13 6329, if proven at a hearing, constitute cause for imposing discipline upon Respondent Cardinal
14 Health's Out of State Distributor License and Respondent Dunkle's Designated Representative
15 License.

16 11. For the purpose of resolving the Accusation without the expense and uncertainty of
17 further proceedings, Respondents agree that, at a hearing, Complainant could establish a factual
18 basis for the charges in the Accusation, and that Respondents hereby give up their right to contest
19 those charges.

20 12. Respondents agree that their Out of State Distributor License and Designated
21 Representative License are subject to discipline and they agree to be bound by the Board's
22 imposition of discipline as set forth in the Disciplinary Order below.

23 **CONTINGENCY**

24 13. This stipulation shall be subject to approval by the Board of Pharmacy. Respondents
25 understand and agree that counsel for Complainant and the staff of the Board of Pharmacy may
26 communicate directly with the Board regarding this stipulation and settlement, without notice to
27 or participation by Respondents or their counsel. By signing the stipulation, Respondents
28 understand and agree that they may not withdraw their agreement or seek to rescind the

1 stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this
2 stipulation as its Decision and Order, the Stipulated Surrender of Licenses and Disciplinary Order
3 shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action
4 between the parties, and the Board shall not be disqualified from further action by having
5 considered this matter.

6 14. The parties understand and agree that Portable Document Format (PDF) and facsimile
7 copies of this Stipulated Surrender of Licenses and Disciplinary Order, including PDF and
8 facsimile signatures thereto, shall have the same force and effect as the originals.

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

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

19 **DISCIPLINARY ORDER**

20 IT IS HEREBY ORDERED that Out of State Distributor License No. OSD 4895 issued to
21 Cardinal Health dba Parmed Pharmaceuticals, LLC is surrendered and accepted by the Board of
22 Pharmacy as of the effective date of this Decision and Order.

23 1. The surrender of Respondent Cardinal Health's Out of State Distributor License
24 No. OSD 4895 and the acceptance of the surrendered license by the Board shall constitute the
25 imposition of discipline against Respondent Cardinal Health. This stipulation constitutes a record
26 of the discipline and shall become a part of Respondent Cardinal Health's license history with the
27 Board of Pharmacy.

28 2. Respondent Cardinal Health shall lose any and all remaining rights and privileges

1 associated with Out of State Distributor License No. OSD 4895 in California as of the effective
2 date of the Board's Decision and Order.

3 3. Respondent Cardinal Health shall cause to be delivered to the Board its pocket
4 licenses and, if issued, its wall certificates on or before the effective date of the Decision and
5 Order.

6 4. If Respondent Cardinal Health ever applies for licensure or petitions for
7 reinstatement in the State of California, the Board shall treat it as a new application for licensure.
8 Respondent Cardinal Health must comply with all the laws, regulations and procedures for
9 licensure in effect at the time the application or petition is filed, and all of the charges and
10 allegations contained in Accusation No. 6329 shall be deemed to be true, correct, and admitted by
11 Respondent Cardinal Health when the Board determines whether to grant or deny the application
12 or petition.

13 5. Respondent Cardinal Health shall pay the Board its costs of investigation and
14 enforcement in the amount of \$6,009.25 prior to the issuance of a new or reinstated license.

15 6. If Respondent Cardinal Health should ever apply or reapply for a new license,
16 certification, or petition for reinstatement of a license, to any other health care licensing agency in
17 the State of California, all of the charges and allegations in Accusation No. 6329 shall be deemed
18 to be true, correct, and admitted by Respondent Cardinal Health for the purpose of any Statement
19 of Issues or any other proceeding seeking to deny or restrict licensure.

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1 IT IS ALSO HEREBY ORDERED that Designated Representative License Number EXC
2 21821 issued to Respondent Linda J. Dunkle is surrendered and accepted by the Board of
3 Pharmacy as of the effective date of this Decision and Order.

4 1. The surrender of Respondent Dunkle's Designated Representative License
5 Number EXC 21821 and the acceptance of the surrendered license by the Board shall constitute
6 the imposition of discipline against Respondent Dunkle. This stipulation constitutes a record of
7 the discipline and shall become a part of Respondent Dunkle's license history with the Board of
8 Pharmacy.

9 2. Respondent Dunkle shall lose any and all remaining rights and privileges
10 associated with Designated Representative License Number EXC 21821 in California as of the
11 effective date of the Board's Decision and Order.

12 3. Respondent Dunkle shall cause to be delivered to the Board her pocket licenses
13 and, if issued, her wall certificates on or before the effective date of the Decision and Order.

14 4. If Respondent Dunkle ever applies for licensure or petitions for reinstatement in
15 the State of California, the Board shall treat it as a new application for licensure. Respondent
16 Dunkle must comply with all the laws, regulations and procedures for licensure in effect at the
17 time the application or petition is filed, and all of the charges and allegations contained in
18 Accusation No. 6329 shall be deemed to be true, correct, and admitted by Respondent Dunkle
19 when the Board determines whether to grant or deny the application or petition.

20 5. If Respondent Dunkle should ever apply or reapply for a new license, certification,
21 or petition for reinstatement of a license, to any other health care licensing agency in the State of
22 California, all of the charges and allegations in Accusation No. 6329 shall be deemed to be true,
23 correct, and admitted by Respondent Dunkle for the purpose of any Statement of Issues or any
24 other proceeding seeking to deny or restrict licensure.

25 6. Respondent Dunkle shall not apply for any licensure, permit, registration or
26 petition for reinstatement for three (3) years from the effective date of the Decision and Order.


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ACCEPTANCE

I have carefully read the above Stipulated Surrender of Licenses and Disciplinary Order and have fully discussed it with my attorney, Anne Marchant. I understand the stipulation and the effect it will have on my Out of State Distributor License. I enter into this Stipulated Surrender of Licenses and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: 7/8/19.


ULLRICH C. MAYESKI
VICE PRESIDENT
QUALITY & REGULATORY AFFAIRS
CARDINAL HEALTH DBA PARMED
PHARMACEUTICALS, LLC
Respondent

I have carefully read the above Stipulated Surrender of Licenses and Disciplinary Order and have fully discussed it with my attorney, Anne Marchant. I understand the stipulation and the effect it will have on my Designated Representative License Number EXC 21821. I enter into this Stipulated Surrender of Licenses and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: _____

LINDA J. DUNKLE
Respondent

I have read and fully discussed with Respondent Cardinal Health dba Parmed Pharmaceuticals, LLC and Respondent Linda J. Dunkle the terms and conditions and other matters contained in the above Stipulated Surrender of Licenses and Disciplinary Order. I approve its form and content.

DATED: _____

ANNE MARCHANT
Attorney for Respondents

///

ACCEPTANCE

I have carefully read the above Stipulated Surrender of Licenses and Disciplinary Order and have fully discussed it with my attorney, Anne Marchant. I understand the stipulation and the effect it will have on my Out of State Distributor License. I enter into this Stipulated Surrender of Licenses and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: _____

ULLRICH C. MAYESKI
VICE PRESIDENT
QUALITY & REGULATORY AFFAIRS
CARDINAL HEALTH DBA PARMED
PHARMACEUTICALS, LLC
Respondent


I have carefully read the above Stipulated Surrender of Licenses and Disciplinary Order and have fully discussed it with my attorney, Anne Marchant. I understand the stipulation and the effect it will have on my Designated Representative License Number EXC 21821. I enter into this Stipulated Surrender of Licenses and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: 7/1/2019


LINDA J. DUNKLE
Respondent

I have read and fully discussed with Respondent Cardinal Health dba Parmed Pharmaceuticals, LLC and Respondent Linda J. Dunkle the terms and conditions and other matters contained in the above Stipulated Surrender of Licenses and Disciplinary Order. I approve its form and content.

DATED: 7/2/19


ANNE MARCHANT
Attorney for Respondents

///

ENDORSEMENT

The foregoing Stipulated Surrender of Licenses and Disciplinary Order is hereby respectfully submitted for consideration by the Board of Pharmacy.

DATED: July 8, 2019

Respectfully submitted,

XAVIER BECERRA
Attorney General of California
SHAWN P. COOK
Supervising Deputy Attorney General



ELAINE YAN
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 6329

1 XAVIER BECERRA
Attorney General of California
2 SHAWN P. COOK
Supervising Deputy Attorney General
3 ELAINE YAN
Deputy Attorney General
4 State Bar No. 277961
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
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Attorneys for Complainant
7

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

12 In the Matter of the Accusation Against:

Case No. 6329

13 **CARDINAL HEALTH, DBA PARMED**
14 **PHARMACEUTICALS, LLC**

4220 Hyde Park Blvd.
Niagara Falls, NY 14305

FIRST AMENDED ACCUSATION

15 **Out of State Distributor License No.**
16 **OSD 4895**

17 **LINDA J. DUNKLE**

5796 West St.
Sanborn, NY 14132

18 **Designated Representative License No.**
19 **EXC 21821**

20 Respondents.

21 Complainant alleges:

22 **PARTIES**

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

26 2. On or about May 10, 2007, the Board issued Out of State Distributor License Number
27 OSD 4895 to Cardinal Health, d.b.a., Parmed Pharmaceuticals, LLC (Respondent Cardinal
28 Health). The Out of State Distributor License was in full force and effect at all times relevant to

1 the charges brought herein, was cancelled on June 28, 2018, and has not been reinstated.

2 3. On or about September 11, 2012, the Board issued Designated Representative
3 License Number EXC 21821 to Linda J. Dunkle (Respondent Dunkle). The Designated
4 Representative License was in full force and effect at all times relevant to the charges brought
5 herein and will expire on September 1, 2019, unless renewed.

6 **JURISDICTION**

7 4. This Accusation is brought before the Board, under the authority of the following
8 laws. All section references are to the Business and Professions Code (Code) unless otherwise
9 indicated.

10 5. Section 4300(a) of the Code provides that every license issued by the Board may be
11 suspended or revoked.

12 6. Section 4300.1 of the Code provides that the expiration, cancellation, forfeiture, or
13 suspension of a Board-issued license, the placement of a license on a retired status, or the
14 voluntary surrender of a license by a licensee, shall not deprive the Board of jurisdiction to
15 commence or proceed with any investigation of, or action or disciplinary proceeding against, the
16 licensee or to render a decision suspending or revoking the license.

17 **STATUTORY PROVISIONS**

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

19 “The board shall take action against any holder of a license who is guilty of unprofessional
20 conduct or whose license has been issued by mistake. Unprofessional conduct includes, but is not
21 limited to, any of the following:

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

24

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

1 8. Section 4022.5 of the Code states, in pertinent part:

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3 (b) “Designated representative-in-charge” means a designated representative or designated
4 representative-reverse distributor, or a pharmacist proposed by a wholesaler or veterinary food-
5 animal drug retailer and approved by the board as the supervisor or manager responsible for
6 ensuring the wholesaler's or veterinary food-animal drug retailer's compliance with all state and
7 federal laws and regulations pertaining to practice in the applicable license category.”

8 9. Section 4043 of the Code, state:

9 (a) “Wholesaler” means and includes a person who acts as a wholesale merchant,
10 broker, jobber, customs broker, reverse distributor, agent, or a nonresident wholesaler, who sells
11 for resale, or negotiates for distribution, or takes possession of, any drug or device included in
12 Section 4022. Unless otherwise authorized by law, a wholesaler may not store, warehouse, or
13 authorize the storage or warehousing of drugs with any person or at any location not licensed by
14 the board.

15 10. Section 4059.5, subdivision (a) of the Code, states in pertinent part that, “except as
16 otherwise provided in this chapter, dangerous drugs or dangerous devices may only be ordered by
17 an entity licensed by the board and shall be delivered to the licensed premises and signed for and
18 received by a pharmacist. Where a licensee is permitted to operate through a designated
19 representative, the designated representative shall sign for and receive the delivery.”

20 11. Section 4116, subsection (a) of the Code states that, no person other than a
21 pharmacist, an intern pharmacist, an authorized officer of the law, or a person authorized to
22 prescribe shall be permitted in that area, place, or premises described in the license issued by the
23 board wherein controlled substances or dangerous drugs or dangerous devices are stored,
24 possessed, prepared, manufactured, derived, compounded, dispensed, or repackaged. However, a
25 pharmacist shall be responsible for any individual who enters the pharmacy for the purposes of
26 receiving consultation from the pharmacist or performing clerical, inventory control,
27 housekeeping, delivery, maintenance, or similar functions relating to the pharmacy if the
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1 pharmacist remains present in the pharmacy during all times as the authorized individual is
2 present.

3 12. Section 4163, subdivision (a) of the Code, states in pertinent part: “A manufacturer,
4 wholesaler, repackager, or pharmacy may not furnish a dangerous drug or dangerous device to an
5 unauthorized person.”

6 13. Health and Safety Code section 11209, states, in pertinent part:

7 “(a) No person shall deliver Schedule II, III, or IV controlled substances to a pharmacy or
8 pharmacy receiving area, nor shall any person receive controlled substances on behalf of a
9 pharmacy unless, at the time of delivery, a pharmacist or authorized receiving personnel signs a
10 receipt showing the type and quantity of the controlled substances received. Any discrepancy
11 between the receipt and the type or quantity of controlled substances actually received shall be
12 reported to the delivering wholesaler or manufacturer by the next business day after delivery to
13 the pharmacy.

14 (b) The delivery receipt and any record of discrepancy shall be maintained by the
15 wholesaler or manufacturer for a period of three years.

16 (c) A violation of this section is a misdemeanor.”

17

18 **REGULATIONS**

19 14. California Code of Regulations, title 16, section 1783, states, in pertinent part:

20 “(a) A manufacturer or wholesaler shall furnish dangerous drugs or devices only to an
21 authorized person; prior to furnishing dangerous drugs and devices to a person not known to the
22 furnisher, the manufacturer or wholesaler shall contact the board or, if the person is licensed or
23 registered by another government entity, that entity, to confirm the recipient is an authorized
24 person.”

25 **COSTS**

26 15. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
27 administrative law judge to direct a licensee found to have committed a violation of the licensing
28 act to pay a sum not to exceed its reasonable costs of investigation and enforcement.

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21. The Board's investigation revealed that Respondent Cardinal Health made sales and caused delivery of dangerous drugs and controlled substances to Lane Pharmacy, which were signed for by non-pharmacists, as follows:

Before Mr. Lane Frankel's Death

a). Purchases were made on January 15, 2015 and signed for delivery by non-pharmacist Sigrid Higueros (former pharmacy technician).

b). Purchases were made on February 3, 2015 and signed for delivery by non-pharmacist Sigrid Higueros.

c). Purchases were made on February 14, 2015 and signed for delivery by non-pharmacist Sigrid Higueros.

After Mr. Lane Frankel's Death

d). Purchases were made on March 29, 2016 and signed for delivery by non-pharmacist Elida Garcia (former pharmacy technician).

e). Purchases were made on August 30, 2016 and signed for delivery by non-pharmacist Elida Garcia.

f). Purchases were made on November 11, 2016 and signed for delivery by non-pharmacist Elida Garcia.

g). Purchases were made on December 19, 2016 and signed for delivery under the name of "Lane Frankel," after Mr. Frankel had deceased.

h). Purchases were made on January 30, 2017 and signed for delivery by an unknown signatory.

i). Purchases were made on February 23, 2017 and signed for delivery under the name of "Lane Frankel," after Mr. Frankel had deceased.

j). Purchases were made on March 30, 2017 and signed for delivery under the name of "Lane Frankel," after Mr. Frankel had deceased.

k). Purchases were made on May 11, 2017 and signed for delivery under the name of "Lane Frankel," after Mr. Frankel had deceased.

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1 l). Purchases were made on June 16, 2017 and signed for delivery by non-pharmacist Sigrid
2 Higueros.

3 m). Purchases were made on July 31, 2017 and signed for delivery under the name of “Lane
4 Frankel,” after Mr. Frankel had deceased.

5 22. During the course of the Board’s investigation, former pharmacy technician Sigrid
6 Higueros admitted to signing the name of “Lane Frankel” after Mr. Frankel had deceased.

7 **FIRST CAUSE FOR DISCIPLINE**

8 **(Failure to Comply with Statutes)**

9 23. Respondents’ licenses are subject to disciplinary action under Code section 4301,
10 subdivision (o), in that they engaged in unprofessional conduct by violating California Health and
11 Safety Code section 11209. Respondents sold and/or delivered dangerous drugs and controlled
12 substances and allowed non-pharmacists to sign for these deliveries, as set forth more fully in
13 paragraphs 18 to 22 above, which are incorporated herein by reference.

14 **SECOND CAUSE FOR DISCIPLINE**

15 **(Failure to Comply with Regulations)**

16 24. Respondents’ licenses are subject to disciplinary action under Code section 4301,
17 subdivision (o), in that they engaged in unprofessional conduct by violating California Code of
18 Regulations, title 16, section 1783, subdivision (a). Respondents furnished dangerous drugs and
19 controlled substances to unauthorized persons and/or failed to contact the Board prior to
20 furnishing dangerous drugs and controlled substances to unauthorized or unknown persons.
21 Paragraphs 18 to 22 are incorporated herein by reference.

22 **THIRD CAUSE FOR DISCIPLINE**

23 **(Failure to Comply with Pharmacy Law)**

24 25. Respondents’ licenses are subject to disciplinary action under Code section 4301,
25 subdivision (j), in that they engaged in unprofessional conduct by violating California Business
26 and Professions Code sections 4163 and 4059.5, subdivision (a). Respondents furnished and
27 delivered dangerous drugs and controlled substances to unauthorized persons, as set forth more
28 fully in paragraphs 18 to 22 above, which are incorporated herein by reference.

1 **DISCIPLINE CONSIDERATIONS**

2 26. On June 18, 2018, the Board issued Citation No. CI 2017 80280 to Respondent
3 Cardinal Health. The Board cited Respondent Cardinal Health for violating California Business
4 and Professions Code section 4059.5, subdivision (a), in that Respondent Cardinal Health sold
5 and shipped dangerous drugs to a pharmacy, but the dangerous drugs were not signed for by a
6 pharmacist. The Board fined Respondent Cardinal Health in the amount of \$1,000.00.

7 **PRAYER**

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

10 1. Revoking or suspending Out of State Distributor License Number OSD 4895, issued
11 to Cardinal Health, doing business as Parmed Pharmaceuticals, LLC;

12 2. Revoking or suspending Designated Representative License Number EXC 21821,
13 issued to Linda J. Dunkle;

14 2. Ordering Cardinal Health, doing business as Parmed Pharmaceuticals, LLC, and
15 Linda J. Dunkle to pay the Board of Pharmacy the reasonable costs of the investigation and
16 enforcement of this case, pursuant to Business and Professions Code section 125.3; and

17 3. Taking such other and further action as deemed necessary and proper.
18

19
20 DATED: May 10, 2019



21 ANNE SODERGREN
22 Interim Executive Officer
23 Board of Pharmacy
24 Department of Consumer Affairs
25 State of California
26 Complainant