

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

In the Matter of the Accusation Against:

**UNIVERSITY OF SOUTHERN CALIFORNIA dba USC MEDICAL PLAZA
PHARMACY, EDWARD ROSKI, Chairman, C.L. MAX NIKIAS,
President, ALBERT CHECCIO, SVP, ELIZABETH GARRETT, SVP, TODD
DICKY, SVP, THOMAS SAYLES, SVP, THOMAS JACKIEWICZ, SVP,
JAMES STATEN, VP/Treas./CFO, CAROL AMIR, Secretary,
Pharmacy Permit No. PHY 37195; and**

**SHARON KAY COCHRAN,
Pharmacist License No. RPH 30753; and**

**ERIC ISRAEL MONTERO,
Pharmacy Technician Registration No. TCH 139367; and**

**MICHAEL SALDANA,
Pharmacy Technician Registration No. TCH 107278,**

Respondents

Agency Case No. 6584

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order for Public Repeval 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 May 20, 2020.

It is so ORDERED on April 20, 2020.

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 President

XAVIER BECERRA
Attorney General of California
KENT D. HARRIS
Supervising Deputy Attorney General
KRISTINA T. JARVIS
Deputy Attorney General
State Bar No. 258229
1300 I Street, Suite 125
P.O. Box 944255
Sacramento, CA 94244-2550
Telephone: (916) 210-6088
Facsimile: (916) 327-8643
Attorneys for Complainant

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THOMAS SAYLES, SVP
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JAMES STATEN, VP/Treas./CFO
CAROL AMIR, Secretary
1510 San Pablo St, Ste 144
Los Angeles, CA 90033**

Pharmacy Permit No. PHY 37195

**SHARON KAY COCHRAN
1510 San Pablo St., #144
San Diego, CA 90033**

Pharmacist License No. RPH 30753

**ERIC ISRAEL MONTERO
2665 Marengo St.
Los Angeles, CA 90033**

**Pharmacy Technician Registration No. TCH
139367**

Case No. 6584

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER FOR PUBLIC
REPROVAL**

**(AS TO RESPONDENT SHARON KAY
COCHRAN ONLY)**

[Bus. & Prof. Code § 495]

MICHAEL SALDANA
11041 Biella Way
Whittier, CA 90604

Respondents.

PARTIES

3. Respondent Cochran is represented in this proceeding by attorneys Keith Carlson and Kathy W. Nichols, Carlson & Jayakumar LLP, 2424 S. E. Bristol, Suite 300, Newport Beach, California 92660.

4. Accusation No. 6584 was filed before the Board of Pharmacy (Board), Department of Consumer Affairs and is currently pending against Respondent Cochran. The Accusation and all other statutorily required documents were properly served on Respondent Cochran on August 14, 2019. Respondent Cochran timely filed her Notice of Defense contesting the Accusation. A copy of Accusation No. 6584 is attached as exhibit A and incorporated herein by reference.

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1 without notice to or participation by Respondent Cochran or her counsel. By signing the
2 stipulation, Respondent Cochran understands and agrees that she may not withdraw her
3 agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it.
4 If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and
5 Disciplinary Order for Public Reprimand shall be of no force or effect, except for this paragraph, it
6 shall be inadmissible in any legal action between the parties, and the Board shall not be
7 disqualified from further action by having considered this matter.

8 12. The parties understand and agree that Portable Document Format (PDF) and facsimile
9 copies of this Stipulated Settlement and Disciplinary Order for Public Reprimand, including PDF
10 and facsimile signatures thereto, shall have the same force and effect as the originals.

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

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

21 **DISCIPLINARY ORDER**

22 IT IS HEREBY ORDERED that Pharmacist License No. RPH 30753 issued to Respondent
23 Sharon Kay Cochran shall be publicly reprimanded by the Board of Pharmacy under Business and
24 Professions Code section 495 in resolution of Accusation No. 6584, attached as exhibit A.

25 **Cost Recovery.** Respondent Cochran shall pay \$2,500 to the Board for its costs associated
26 with the investigation and enforcement of this matter. Respondent shall be permitted to pay these
27 costs in a payment plan approved by the Board. If Respondent fails to pay the Board costs as

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ordered, Respondent shall not be allowed to renew her Pharmacist License until Respondent pays costs in full.

ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order for Public Reproval and have fully discussed it with my attorneys, Keith Carlson and Kathy Nichols. I understand the stipulation and the effect it will have on my Pharmacist License. I enter into this Stipulated Settlement and Disciplinary Order for Public Reproval voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: _____

SHARON KAY COCHRAN
Respondent

I have read and fully discussed with Respondent Sharon Kay Cochran the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order for Public Reproval. I approve its form and content.

DATED: _____

Attorney for Respondent

Print Name of Signatory

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order for Public Reproval is hereby respectfully submitted for consideration by the Board of Pharmacy of the Department of Consumer Affairs.

DATED: _____

Respectfully submitted,
XAVIER BECERRA
Attorney General of California
KENT D. HARRIS
Supervising Deputy Attorney General

KRISTINA T. JARVIS
Deputy Attorney General
Attorneys for Complainant

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ordered, Respondent shall not be allowed to renew her Pharmacist License until Respondent pays costs in full.

ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order for Public Reproval and have fully discussed it with my attorneys, Keith Carlson and Kathy Nichols. I understand the stipulation and the effect it will have on my Pharmacist License. I enter into this Stipulated Settlement and Disciplinary Order for Public Reproval voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: 1/27/2020 Sharon Kay Cochran
SHARON KAY COCHRAN
Respondent

I have read and fully discussed with Respondent Sharon Kay Cochran the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order for Public Reproval. I approve its form and content.

DATED: 3/3/2020 Keith W. Carlson
Attorney for Respondent

Keith W. Carlson
Print Name of Signatory

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order for Public Reproval is hereby respectfully submitted for consideration by the Board of Pharmacy of the Department of Consumer Affairs.

DATED: March 6, 2020

Respectfully submitted,
XAVIER BECERRA
Attorney General of California
KENT D. HARRIS
Supervising Deputy Attorney General

Kristina Jarvis
KRISTINA T. JARVIS
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 6584

1 XAVIER BECERRA
Attorney General of California
2 JANICE K. LACHMAN
Supervising Deputy Attorney General
3 KRISTINA T. JARVIS
Deputy Attorney General
4 State Bar No. 258229
1300 I Street, Suite 125
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 Telephone: (916) 210-6088
Facsimile: (916) 327-8643
7 *Attorneys for Complainant*

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

11 In the Matter of the Accusation Against:

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13 **CALIFORNIA DBA USC MEDICAL**
PLAZA PHARMACY
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15 **ALBERT CHECCIO, SVP**
ELIZABETH GARRETT, SVP
16 **TODD DICKEY, SVP**
THOMAS SAYLES, SVP
17 **THOMAS JACKIEWICZ, SVP**
JAMES STATEN, VP/Treas./CFO
18 **CAROL AMIR, Secretary**
1510 San Pablo St, Ste 144
19 **Los Angeles, CA 90033**

A C C U S A T I O N

20 **Pharmacy Permit No. PHY 37195**

21 **SHARON KAY COCHRAN**
1510 San Pablo St., #144
22 **San Diego, CA 90033**

23 **Pharmacist License No. RPH 30753**

24 **ERIC ISRAEL MONTERO**
2665 Marengo St.
25 **Los Angeles, CA 90033**

26 **Pharmacy Technician Registration No. TCH**
139367

27 **and**
28

MICHAEL SALDANA
11041 Biella Way
Whittier, CA 90604

Pharmacy Technician Registration No. TCH
107278

Respondents.

Complainant alleges:

PARTIES

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

2. On or about May 20, 1991, the Board of Pharmacy issued Pharmacy Permit Number PHY 37195 to University of Southern California doing business as (dba) USC Medical Plaza Pharmacy (Respondent Pharmacy). At all times relevant to the charges brought herein, Edward Roski was the chairman, C.L. Max Nikias was the president, Albert Checcio, Elizabeth Garrett, Todd Dickey, Thomas Sayles, and Thomas Jackiewicz, were senior vice-presidents (SVP), James Staten was the vice-president (VP) and treasurer/chief financial officer, Carol Amir was the secretary, and Sharon Kay Cochran was the Pharmacist-In-Charge (PIC) of Respondent Pharmacy. The Pharmacy Permit was in full force and effect at all times relevant to the charges brought herein and will expire on May 1, 2020, unless renewed.

3. On or about December 20, 1976, the Board of Pharmacy issued Pharmacist License Number RPH 30753 to Sharon Kay Cochran (Respondent Cochran). From approximately October 1, 1997, through September 1, 2018, Respondent Cochran was the Pharmacist in Charge (PIC) for Respondent Pharmacy. The Pharmacist License was in full force and effect at all times relevant to the charges brought herein and will expire on February 29, 2020, unless renewed.

4. On or about March 21, 2014, the Board of Pharmacy issued Pharmacy Technician Registration Number TCH 139367 to Eric Israel Montero (Respondent Montero). The Pharmacy Technician Registration was in full force and effect at all times relevant to the charges brought herein and will expire on July 31, 2019, unless renewed.

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5. On or about October 1, 2010, the Board of Pharmacy issued Pharmacy Technician Registration Number TCH 107278 to Michael Saldana (Respondent Saldana). The Pharmacy Technician Registration was in full force and effect at all times relevant to the charges brought herein and will expire on March 31, 2020, unless renewed.

JURISDICTION

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

7. Section 4300 of the Code states in pertinent part:

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

“ . . .

“(e) The proceedings under this article shall be conducted in accordance with 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 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.”

8. Section 4300.1 of the Code states:

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

BUSINESS AND PROFESSIONS CODE

9. Section 4301 of the Code states in pertinent part:

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

“ . . .

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

4 “...

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

7 “...

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

12 10. Section 4307 of the Code states:

13 “(a) Any person who has been denied a license or whose license has been revoked
14 or is under suspension, or who has failed to renew his or her license while it was under
15 suspension, or who has been a manager, administrator, owner, member, officer,
16 director, associate, partner, or any other person with management or control of any
17 partnership, corporation, trust, firm, or association whose application for a license has
18 been denied or revoked, is under suspension or has been placed on probation, and while
19 acting as the manager, administrator, owner, member, officer, director, associate,
20 partner, or any other person with management or control had knowledge of or
21 knowingly participated in any conduct for which the license was denied, revoked,
22 suspended, or placed on probation, shall be prohibited from serving as a manager,
23 administrator, owner, member, officer, director, associate, partner, or in any other
24 position with management or control of a licensee as follows:

25 (1) Where a probationary license is issued or where an existing license is placed
26 on probation, this prohibition shall remain in effect for a period not to exceed five
27 years.

28 (2) Where the license is denied or revoked, the prohibition shall continue until the
license is issued or reinstated.

(b) “Manager, administrator, owner, member, officer, director, associate, partner,
or any other person with management or control of a license” as used in this section and
Section 4308, may refer to a pharmacist or to any other person who serves in such
capacity in or for a licensee.

(c) The provisions of subdivision (a) may be alleged in any pleading filed
pursuant to Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of the
Government Code. However, no order may be issued in that case except as to a person
who is named in the caption, as to whom the pleading alleges the applicability of this
section, and where the person has been given notice of the proceeding as required by
Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of the Government

Code. The authority to proceed as provided by this subdivision shall be in addition to the board's authority to proceed under Section 4339 or any other provision of law."

11. Section 4022 of the Code states in pertinent part:

"Dangerous drug" or "dangerous device" means any drug or device unsafe for self-use in humans or animals, and includes the following:

"(a) Any drug that bears the legend: "Caution: federal law prohibits dispensing without prescription," "Rx only," or words of similar import..."

12. Section 4059 of the Code states in pertinent part:

"(a) A person may not furnish any dangerous drug, except upon the prescription of a physician, dentist, podiatrist, optometrist, veterinarian, or naturopathic doctor pursuant to Section 3640.7. A person may not furnish any dangerous device, except upon the prescription of a physician, dentist, podiatrist, optometrist, veterinarian, or naturopathic doctor pursuant to Section 3640.7..."

13. Section 4060 of the Code states in pertinent part:

"No person shall possess any controlled substance, except that furnished to a person upon the prescription of a physician..."

14. Section 4113 of the Code states in pertinent part:

"(a) Every pharmacy shall designate a pharmacist-in-charge..."

"..."

"(c) The pharmacist-in-charge shall be responsible for a pharmacy's compliance with all state and federal laws and regulations pertaining to the practice of pharmacy..."

15. California Code of Regulations, title 16 (Regulations) Code section 1714, subdivision (b), states:

"(b) Each pharmacy licensed by the board shall maintain its facilities, space, fixtures, and equipment so that drugs are safely and properly prepared, maintained, secured and distributed. The pharmacy shall be of sufficient size and unobstructed area to accommodate the safe practice of pharmacy."

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“ . . .

“(c) This section shall apply to any material, compound, mixture, or preparation containing
of the following substances:

“ . . .

DRUGS

18. Promethazine with codeine syrup is the generic name for Phenergan with Codeine
 19. and is a dangerous drug pursuant to Business and Professions Code section 4022, and a
 20. Schedule V controlled substance pursuant to Health and Safety Code section 11058, subdivision
 21. (b).

19. 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 a licensing act to pay a sum not to exceed the reasonable costs of the investigation and settlement of the case.

(Violation of Regulations Governing Pharmacy)

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1 2018, Respondent Pharmacy failed to maintain operational standards and security to the extent
2 that approximately 31,456 tablets of alprazolam and 587,684 milliliters of promethazine with
3 codeine were lost due to employee theft or other unknown reasons.

4 **SECOND CAUSE FOR DISCIPLINE**

5 **(Violation of Regulations Governing Pharmacy)**

6 21. Respondent Cochran is subject to disciplinary action for unprofessional conduct
7 pursuant to section 4301, subdivision (o), for failing to comply with Regulations section 1714,
8 subdivision (b). The circumstances are that between approximately July 1, 2015, and August 6,
9 2018, Respondent Cochran failed to maintain operational standards and security to the extent that
10 approximately 31,456 tablets of alprazolam and 587,684 milliliters of promethazine with codeine
11 were lost due to employee theft or other unknown reasons.

12 **THIRD CAUSE FOR DISCIPLINE**

13 **(Acts of Moral Turpitude, Dishonesty, Fraud, Deceit, or Corruption)**

14 22. Respondent Montero is subject to disciplinary action for unprofessional conduct
15 pursuant to section 4301, subdivision (f), for committing acts involving moral turpitude,
16 dishonesty, fraud, deceit, or corruption. The circumstances are that between August 1, 2016, and
17 July 1, 2018, Respondent Montero ordered and removed approximately 21,000 tablets of
18 alprazolam and 13,244 milliliters of promethazine with codeine from Respondent Pharmacy
19 without a prescription.

20 **FOURTH CAUSE FOR DISCIPLINE**

21 **(Violation of Statutes Regulating Controlled Substances and Dangerous Drugs)**

22 23. Respondent Montero is subject to disciplinary action for unprofessional conduct
23 pursuant to section 4301, subdivision (j), for violating Code sections 4059 and 4060, and Health
24 and Safety Code section 11375, subdivision (b), when he furnished to himself and possessed
25 dangerous drugs and controlled substances without a prescription. The circumstances are that
26 between August 1, 2016, and July 1, 2018, Respondent Montero ordered and removed
27 approximately 21,000 tablets of alprazolam and 13,244 milliliters of promethazine with codeine
28 from Respondent Pharmacy without a prescription.

1 **FIFTH CAUSE FOR DISCIPLINE**

2 **(Violation of Laws Governing Pharmacy)**

3 24. Respondent Montero is subject to disciplinary action for unprofessional conduct
4 pursuant to section 4301, subdivision (o), for violating Code sections 4059 and 4060, which
5 govern the practice of pharmacy. The circumstances are that between August 1, 2016, and July 1,
6 2018, Respondent Montero ordered and removed approximately 21,000 tablets of alprazolam and
7 13,244 milliliters of promethazine with codeine from Respondent Pharmacy without a
8 prescription.

9 **SIXTH CAUSE FOR DISCIPLINE**

10 **(Acts of Moral Turpitude, Dishonesty, Fraud, Deceit, or Corruption)**

11 25. Respondent Saldana is subject to disciplinary action for unprofessional conduct
12 pursuant to section 4301, subdivision (f), for committing acts involving moral turpitude,
13 dishonesty, fraud, deceit, or corruption. The circumstances are that between August 1, 2016, and
14 July 1, 2018, Respondent Saldana ordered and removed approximately 3,000 tablets of
15 alprazolam and 323,059 milliliters of promethazine with codeine from Respondent Pharmacy
16 without a prescription.

17 **SEVENTH CAUSE FOR DISCIPLINE**

18 **(Violation of Statutes Regulating Controlled Substances and Dangerous Drugs)**

19 26. Respondent Saldana is subject to disciplinary action for unprofessional conduct
20 pursuant to section 4301, subdivision (j), for violating Code sections 4059 and 4060, and Health
21 and Safety Code section 11375, subdivision (b), when he furnished to himself and possessed
22 dangerous drugs and controlled substances without a prescription. The circumstances are that
23 between August 1, 2016, and July 1, 2018, Respondent Saldana ordered and removed
24 approximately 3,000 tablets of alprazolam and 323,059 milliliters of promethazine with codeine
25 from Respondent Pharmacy without a prescription.

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1 **EIGHTH CAUSE FOR DISCIPLINE**

2 **(Violation of Laws Governing Pharmacy)**

3 27. Respondent Saldana is subject to disciplinary action for unprofessional conduct
4 pursuant to section 4301, subdivision (o), for violating Code sections 4059 and 4060, which
5 govern the practice of pharmacy. The circumstances are that between August 1, 2016, and July 1,
6 2018, Respondent Saldana ordered and removed approximately 3,000 tablets of alprazolam and
7 323,059 milliliters of promethazine with codeine from Respondent Pharmacy without a
8 prescription.

9 **DISCIPLINE CONSIDERATIONS**

10 28. To determine the degree of discipline, if any, to be imposed on Respondent Montero,
11 Complainant alleges that on or about August 19, 2015, in a prior action, the Board of Pharmacy
12 issued Citation Number CI 2014 65512 for violating Section 4301, subdivisions (g), (h), and (l).
13 Respondent was ordered to pay a fine in the amount of \$900, and Respondent complied. That
14 Citation is now final and is incorporated by reference as if fully set forth.

15 **OTHER MATTERS**

16 29. Pursuant to section 4307 of the Code, if discipline is imposed on Pharmacy License
17 number PHY 37195 issued to University of Southern California dba USC Medical Plaza
18 Pharmacy, then the University of Southern California, shall be prohibited from serving as a
19 manager, administrator, owner, member, officer, director, associate, or partner of a licensee for 1)
20 a period not to exceed five (5) years if Pharmacy Permit number PHY 37195 is placed on
21 probation; or, 2) if the pharmacy permit is revoked, the prohibition shall continue until the
22 pharmacy permit is reinstated.

23 30. Pursuant to section 4307 of the Code, if discipline is imposed on Pharmacy License
24 number PHY 37195 issued to University of Southern California dba USC Medical Plaza
25 Pharmacy, then Edward Roski, Chairman, shall be prohibited from serving as a manager,
26 administrator, owner, member, officer, director, associate, or partner of a licensee for 1) a period
27 not to exceed five (5) years if Pharmacy Permit number PHY 37195 is placed on probation; or, 2)

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1 if the pharmacy permit is revoked, the prohibition shall continue until the pharmacy permit is
2 reinstated.

3 31. Pursuant to section 4307 of the Code, if discipline is imposed on Pharmacy License
4 number PHY 37195 issued to University of Southern California dba USC Medical Plaza
5 Pharmacy, then C.L. Max Nikias, President, shall be prohibited from serving as a manager,
6 administrator, owner, member, officer, director, associate, or partner of a licensee for 1) a period
7 not to exceed five (5) years if Pharmacy Permit number PHY 37195 is placed on probation; or, 2)
8 if the pharmacy permit is revoked, the prohibition shall continue until the pharmacy permit is
9 reinstated.

10 32. Pursuant to section 4307 of the Code, if discipline is imposed on Pharmacy License
11 number PHY 37195 issued to University of Southern California dba USC Medical Plaza
12 Pharmacy, then Albert Checcio, Senior Vice-President, shall be prohibited from serving as a
13 manager, administrator, owner, member, officer, director, associate, or partner of a licensee for 1)
14 a period not to exceed five (5) years if Pharmacy Permit number PHY 37195 is placed on
15 probation; or, 2) if the pharmacy permit is revoked, the prohibition shall continue until the
16 pharmacy permit is reinstated.

17 33. Pursuant to section 4307 of the Code, if discipline is imposed on Pharmacy License
18 number PHY 37195 issued to University of Southern California dba USC Medical Plaza
19 Pharmacy, then Elizabeth Garrett, Senior Vice-President, shall be prohibited from serving as a
20 manager, administrator, owner, member, officer, director, associate, or partner of a licensee for 1)
21 a period not to exceed five (5) years if Pharmacy Permit number PHY 37195 is placed on
22 probation; or, 2) if the pharmacy permit is revoked, the prohibition shall continue until the
23 pharmacy permit is reinstated.

24 34. Pursuant to section 4307 of the Code, if discipline is imposed on Pharmacy License
25 number PHY 37195 issued to University of Southern California dba USC Medical Plaza
26 Pharmacy, then Todd Dickey, Senior Vice-President, shall be prohibited from serving as a
27 manager, administrator, owner, member, officer, director, associate, or partner of a licensee for 1)
28 a period not to exceed five (5) years if Pharmacy Permit number PHY 37195 is placed on

1 probation; or, 2) if the pharmacy permit is revoked, the prohibition shall continue until the
2 pharmacy permit is reinstated.

3 35. Pursuant to section 4307 of the Code, if discipline is imposed on Pharmacy License
4 number PHY 37195 issued to University of Southern California dba USC Medical Plaza
5 Pharmacy, then Thomas Sayles, Senior Vice-President, shall be prohibited from serving as a
6 manager, administrator, owner, member, officer, director, associate, or partner of a licensee for 1)
7 a period not to exceed five (5) years if Pharmacy Permit number PHY 37195 is placed on
8 probation; or, 2) if the pharmacy permit is revoked, the prohibition shall continue until the
9 pharmacy permit is reinstated.

10 36. Pursuant to section 4307 of the Code, if discipline is imposed on Pharmacy License
11 number PHY 37195 issued to University of Southern California dba USC Medical Plaza
12 Pharmacy, then Thomas Jackiewicz, Senior Vice-President, shall be prohibited from serving as a
13 manager, administrator, owner, member, officer, director, associate, or partner of a licensee for 1)
14 a period not to exceed five (5) years if Pharmacy Permit number PHY 37195 is placed on
15 probation; or, 2) if the pharmacy permit is revoked, the prohibition shall continue until the
16 pharmacy permit is reinstated.

17 37. Pursuant to section 4307 of the Code, if discipline is imposed on Pharmacy License
18 number PHY 37195 issued to University of Southern California dba USC Medical Plaza
19 Pharmacy, then James Staten, Vice-President and Treasurer/Chief Financial Officer, shall be
20 prohibited from serving as a manager, administrator, owner, member, officer, director, associate,
21 or partner of a licensee for 1) a period not to exceed five (5) years if Pharmacy Permit number
22 PHY 37195 is placed on probation; or, 2) if the pharmacy permit is revoked, the prohibition shall
23 continue until the pharmacy permit is reinstated.

24 38. Pursuant to section 4307 of the Code, if discipline is imposed on Pharmacy License
25 number PHY 37195 issued to University of Southern California dba USC Medical Plaza
26 Pharmacy, then Carol Amir, Secretary, shall be prohibited from serving as a manager,
27 administrator, owner, member, officer, director, associate, or partner of a licensee for 1) a period
28 not to exceed five (5) years if Pharmacy Permit number PHY 37195 is placed on probation; or, 2)

1 if the pharmacy permit is revoked, the prohibition shall continue until the pharmacy permit is
2 reinstated.

3 **PRAYER**

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

6 1. Revoking or suspending Pharmacy Permit Number PHY 37195, issued to University
7 of Southern California dba USC Medical Plaza Pharmacy;

8 2. Prohibiting University of Southern California from serving as a manager,
9 administrator, owner, member, officer, director, associate, partner, or in any other position with
10 management or control of any Pharmacy licensee;

11 3. Prohibiting Edward Roski from serving as a manager, administrator, owner, member,
12 officer, director, associate, partner, or in any other position with management or control of any
13 Pharmacy licensee;

14 4. Prohibiting C.L. Max Nikias from serving as a manager, administrator, owner,
15 member, officer, director, associate, partner, or in any other position with management or control
16 of any Pharmacy licensee;

17 5. Prohibiting Albert Checcio from serving as a manager, administrator, owner,
18 member, officer, director, associate, partner, or in any other position with management or control
19 of any Pharmacy licensee;

20 6. Prohibiting Elizabeth Garrett from serving as a manager, administrator, owner,
21 member, officer, director, associate, partner, or in any other position with management or control
22 of any Pharmacy licensee;

23 7. Prohibiting Todd Dickey from serving as a manager, administrator, owner, member,
24 officer, director, associate, partner, or in any other position with management or control of any
25 Pharmacy licensee;

26 8. Prohibiting Thomas Sayles from serving as a manager, administrator, owner,
27 member, officer, director, associate, partner, or in any other position with management or control
28 of any Pharmacy licensee;

1 9. Prohibiting Thomas Jackiewicz from serving as a manager, administrator, owner,
2 member, officer, director, associate, partner, or in any other position with management or control
3 of any Pharmacy licensee;

4 10. Prohibiting James Staten from serving as a manager, administrator, owner, member,
5 officer, director, associate, partner, or in any other position with management or control of any
6 Pharmacy licensee;

7 11. Prohibiting Carol Amir from serving as a manager, administrator, owner, member,
8 officer, director, associate, partner, or in any other position with management or control of any
9 Pharmacy licensee;

10 12. Revoking or suspending Pharmacist License Number RPH 30753, issued to Sharon
11 Kay Cochran;

12 13. Revoking or suspending Pharmacy Technician Registration Number TCH 139367,
13 issued to Eric Israel Montero;

14 14. Revoking or suspending Pharmacy Technician Registration Number TCH 107278,
15 issued to Michael Saldana;

16 15. Ordering USC Medical Plaza Pharmacy, Sharon Kay Cochran, Eric Israel Montero,
17 and Michael Saldana to pay the Board of Pharmacy the reasonable costs of the investigation and
18 enforcement of this case, pursuant to Business and Professions Code section 125.3; and,

19 16. Taking such other and further action as deemed necessary and proper.

20 DATED: August 12, 2019



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

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