

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

In the Matter of the Accusation Against:

**COMMUNITY PHARMACY; BHARGAV PATEL, Owner and
Shareholder; RICKY PATEL, Owner and Shareholder,**

Pharmacy Permit No. PHY 45573,

and

ANITA BHARGAV PATEL,

Pharmacist License No. RPH 36851,

Respondents

Agency Case No. 6762

DECISION AND ORDER

The attached Proposed Decision of the Administrative Law Judge 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 August 26, 2020.

It is so ORDERED on July 27, 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

1 XAVIER BECERRA
Attorney General of California
2 SHAWN P. COOK
Supervising Deputy Attorney General
3 ELAINE YAN
Deputy Attorney General
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7 *Attorneys for Complainant*

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

12 In the Matter of the Accusation Against:

Case No. 6762

13 **COMMUNITY PHARMACY; BHARGAV**
14 **PATEL, Owner and Shareholder; RICKY**
15 **PATEL, Owner and Shareholder**
10401 Lakewood Blvd.
Downey, CA 90241

STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER FOR PUBLIC
REPROVAL

[Bus. & Prof. Code § 495]

16 Pharmacy Permit No. PHY 45573,

17 **and**

18 **ANITA BHARGAV PATEL**
19 6481 E. Camino Grande
Anaheim Hills, CA 92807

20 Registered Pharmacist License No. RPH 36851

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

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1 **PARTIES**

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

6 2. Respondent Community Pharmacy (Respondent Pharmacy) and Respondent Anita
7 Patel (Respondent Patel) are represented in this proceeding by attorney Tony Park, whose address
8 is: 55 Cetus, 1st Floor, Irvine, CA 92618.

9 **JURISDICTION**

10 3. On or about October 30, 2001, the Board issued Pharmacy Permit No. PHY 45573 to
11 Respondent Pharmacy. The Pharmacy Permit was in full force and effect at all times relevant to
12 the charges brought in First Amended Accusation No. 6762 and will expire on October 1, 2020,
13 unless renewed.

14 4. On or about February 2, 1982, the Board issued Registered Pharmacist License
15 Number RPH 36851 to Respondent Patel. The Registered Pharmacist License was in full force
16 and effect at all times relevant to the charges brought in First Amended Accusation No. 6762 and
17 will expire on January 31, 2022, unless renewed.

18 5. First Amended Accusation No. 6762 was filed before the Board and is currently
19 pending against Respondents. The First Amended Accusation and all other statutorily required
20 documents were properly served on Respondent on February 10, 2020. Respondents timely filed
21 their Notices of Defense contesting the Accusation. A copy of First Amended Accusation No.
22 6762 is attached as exhibit A and incorporated herein by reference.

23 **ADVISEMENT AND WAIVERS**

24 6. Respondents have carefully read, fully discussed with counsel, and understand the
25 charges and allegations in First Amended Accusation No. 6762. Respondents have also carefully
26 read, fully discussed with counsel, and understand the effects of this Stipulated Settlement and
27 Disciplinary Order for Public Reapproval.

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

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

CULPABILITY

9. Respondent Pharmacy and Respondent Patel understand and agree that the charges and allegations in First Amended Accusation No. 6762, if proven at a hearing, constitute cause for imposing discipline upon their Pharmacy Permit No. PHY 45573 and Registered Pharmacist License No. RPH 36851, respectively.

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

11. Respondent Pharmacy agrees that its Pharmacy Permit is subject to discipline and it agrees to be bound by the Disciplinary Order below.

12. Respondent Patel agrees that her Registered Pharmacist License is subject to discipline and she agrees to be bound by the Disciplinary Order below.

CONTINGENCY

13. This stipulation shall be subject to approval by the Board of Pharmacy. Respondents understand and agree that counsel for Complainant and the staff of the Board of Pharmacy may communicate directly with the Board regarding this stipulation and settlement, without notice to or participation by Respondents or their counsel. By signing the stipulation, Respondents 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 Settlement and Disciplinary Order for Public
3 Reproval shall be of no force or effect, except for this paragraph, it shall be inadmissible in any
4 legal action between the parties, and the Board shall not be disqualified from further action by
5 having considered this matter.

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

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

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

20 **DISCIPLINARY ORDER**

21 IT IS HEREBY ORDERED that Pharmacy Permit No. PHY 45573 issued to Respondent
22 Community Pharmacy (Respondent Pharmacy) shall be publicly reprovved by the Board of
23 Pharmacy under Business and Professions Code section 495 in resolution of First Amended
24 Accusation No. 6762, attached as exhibit A.

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1 IT IS ALSO HEREBY ORDERED that Registered Pharmacist License No. RPH 36851
2 issued to Respondent Anita Patel (Respondent Patel) shall be publicly reprovred by the Board of
3 Pharmacy under Business and Professions Code section 495 in resolution of First Amended
4 Accusation No. 6762, attached as exhibit A.

5 **Remedial Education.** No later than twelve months from the effective date of the public
6 reprovral, Respondent Patel, at her own expense, shall enroll, successfully complete and submit
7 verification of ten hours of live webinar or in person continuing education training on the role of
8 the pharmacist-in-charge, inventory control, and physical operations. Respondent Patel shall
9 obtain prior approval from the Board before enrolling in the course(s). Respondent Patel shall
10 submit to the Board the original transcripts or certificates of completion for the above-required
11 course(s). If Respondent Patel fails to comply with this term, Respondent Patel shall not be
12 allowed to renew her Registered Pharmacist License. Failure to comply with this term shall
13 constitute cause for discipline and will result in further action by the Board.

14 **Cost Recovery.** Respondent Pharmacy and Respondent Patel shall pay a total of \$6,500.00
15 to the Board for its costs associated with the investigation and enforcement of this matter.
16 Respondents shall be permitted to pay these costs in a payment plan approved by the Board. If
17 Respondents fail to pay the Board costs as ordered, Respondents shall not be allowed to renew
18 their Pharmacy Permit and Registered Pharmacist License until Respondents pay costs in full.

19 **Full Compliance.** As a resolution of the charges in First Amended Accusation No. 6762,
20 this stipulated settlement is contingent upon Respondents' full compliance with all conditions of
21 this Order. If Respondents fail to satisfy any of these conditions, such failure to comply
22 constitutes cause for discipline, including outright revocation, of Respondent Pharmacy's
23 Pharmacy Permit No. PHY 45573 and Respondent Patel's Registered Pharmacist License No.
24 RPH 36851.

25 **Record of Discipline.** This Decision and Order constitutes a record of discipline and shall
26 become a part of Respondents' license history with the Board.

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ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order for Public Reprimand and have fully discussed it with my attorney, Tony J. Park. I understand the stipulation and the effect it will have on my Pharmacy Permit. I enter into this Stipulated Settlement and Disciplinary Order for Public Reprimand voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: _____

BHARGAV PATEL, Owner and Shareholder
On behalf of COMMUNITY PHARMACY
Respondent

I have carefully read the above Stipulated Settlement and Disciplinary Order for Public Reprimand and have fully discussed it with my attorney, Tony J. Park. I understand the stipulation and the effect it will have on my Registered Pharmacist License. I enter into this Stipulated Settlement and Disciplinary Order for Public Reprimand voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: _____

ANITA PATEL
Respondent

I have read and fully discussed with Respondents the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order for Public Reprimand. I approve its form and content.

DATED: _____

TONY J. PARK
Attorney for Respondent

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ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order for Public Repeval and have fully discussed it with my attorney, Tony J. Park. I understand the stipulation and the effect it will have on my Pharmacy Permit. I enter into this Stipulated Settlement and Disciplinary Order for Public Repeval voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED:

6/18/2020

Bhargav Patel
BHARGAV PATEL, Owner and Shareholder
On behalf of COMMUNITY PHARMACY
Respondent

I have carefully read the above Stipulated Settlement and Disciplinary Order for Public Repeval and have fully discussed it with my attorney, Tony J. Park. I understand the stipulation and the effect it will have on my Registered Pharmacist License. I enter into this Stipulated Settlement and Disciplinary Order for Public Repeval voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED:

06/18/2020

Anita Bhargav Patel
ANITA PATEL
Respondent

I have read and fully discussed with Respondents the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order for Public Repeval. I approve its form and content.

DATED:

TONY J. PARK
Attorney for Respondent

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ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order for Public Reprimand and have fully discussed it with my attorney, Tony J. Park. I understand the stipulation and the effect it will have on my Pharmacy Permit. I enter into this Stipulated Settlement and Disciplinary Order for Public Reprimand voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: _____

BHARGAV PATEL, Owner and Shareholder
On behalf of COMMUNITY PHARMACY
Respondent

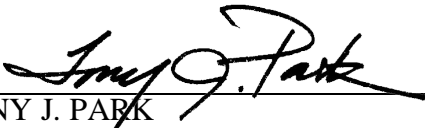
I have carefully read the above Stipulated Settlement and Disciplinary Order for Public Reprimand and have fully discussed it with my attorney, Tony J. Park. I understand the stipulation and the effect it will have on my Registered Pharmacist License. I enter into this Stipulated Settlement and Disciplinary Order for Public Reprimand voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: _____

ANITA PATEL
Respondent

I have read and fully discussed with Respondents the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order for Public Reprimand. I approve its form and content.

DATED: 06/18/2020



TONY J. PARK
Attorney for Respondent

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ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order for Public Reapproval 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
SHAWN P. COOK
Supervising Deputy Attorney General

ELAINE YAN
Deputy Attorney General
Attorneys for Complainant

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ENDORSEMENT

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

DATED: June 18, 2020

Respectfully submitted,

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


ELAINE YAN
Deputy Attorney General
Attorneys for Complainant

LA2019502803
63342837.docx

Exhibit A

First Amended Accusation No. 6762

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7 *Attorneys for Complainant*

8
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13 **COMMUNITY PHARMACY; BHARGAV**
14 **PATEL, Owner and Shareholder; RICKY**
15 **PATEL, Owner and Shareholder**
10401 Lakewood Blvd.
Downey, CA 90241

FIRST AMENDED ACCUSATION

16 Pharmacy Permit No. PHY 45573,

17 and

18 **ANITA BHARGAV PATEL**
19 6481 E. Camino Grande
Anaheim Hills, CA 92807

20 Registered Pharmacist License No. RPH 36851

21 Respondents.
22

23 **PARTIES**

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

26 2. On or about October 30, 2001, the Board of Pharmacy (Board) issued Pharmacy
27 Permit Number PHY 45573 to Community Pharmacy to do business as Community Pharmacy;
28 Bhargav Patel, Owner and Shareholder; Ricky Patel, Owner and Shareholder (Respondent

1 Pharmacy). The Pharmacy Permit was in full force and effect at all times relevant to the charges
2 brought herein and will expire on October 1, 2019, unless renewed.

3 3. On or about February 2, 1982, the Board of Pharmacy issued Registered Pharmacist
4 License Number RPH 36851 to Anita Bhargav Patel (Respondent Patel). The Registered
5 Pharmacist License was in full force and effect at all times relevant to the charges brought herein
6 and will expire on January 31, 2020, unless renewed.

7 **JURISDICTION**

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

11 5. Section 118, subdivision (b), of the Code provides that the suspension, expiration,
12 surrender, or cancellation of a license shall not deprive the Board of jurisdiction to proceed with a
13 disciplinary action during the period within which the license may be renewed, restored, reissued
14 or reinstated.

15 6. Section 4300.1 of the Code states, "The expiration, cancellation, forfeiture, or
16 suspension of a board-issued license by operation of law or by order or decision of the board or a
17 court of law, the placement of a license on a retired status, or the voluntary surrender of a license
18 by a licensee shall not deprive the board of jurisdiction to commence or proceed with any
19 investigation of, or action or disciplinary proceeding against, the licensee or to render a decision
20 suspending or revoking the license."

21 7. Section 4307, subsection (a), of the Code states:

22 "Any person who has been denied a license or whose license has been revoked or is under
23 suspension, or who has failed to renew his or her license while it was under suspension, or who
24 has been a manager, administrator, owner member, officer, director, associate, or partner of any
25 partnership, corporation, firm, or association whose application for a license has been denied or
26 revoked, is under suspension or has been placed on probation, and while acting as the manger,
27 administrator, owner, member, officer, director, associate, or partner had knowledge or
28 knowingly participated in any conduct for which the license was denied, revoked, suspended, or

placed on probation, shall be prohibited from serving as a manger, administrator, owner, member, officer, director, associate, or partner of a licensee as follows:

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

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

....”

STATUTORY PROVISIONS

8. Section 4301, states, “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 includes, but is not limited to, any of the following:

...

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

9. Section 4342, subsection (a), states, “The board may institute any action or actions as may be provided by law and that, in its discretion, are necessary, to prevent the sale of pharmaceutical preparations and drugs that do not conform to the standard and tests as to quality and strength, provided in the latest edition of the United States Pharmacopoeia or the National Formulary, or that violate any provision of the Sherman Food, Drug, and Cosmetic Law (Part 5 (commencing with Section 109875) of Division 104 of the Health and Safety Code).”

10. California Health and Safety Code section 111295 states, “It is unlawful for any person to manufacture, sell, deliver, hold, or offer for sale any drug or device that is adulterated.”

REGULATORY PROVISIONS

11. California Code of Regulations, title 16, section 1714, states,

...

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

5 (c) The pharmacy and fixtures and equipment shall be maintained in a clean and orderly
6 condition. The pharmacy shall be dry, well-ventilated, free from rodents and insects, and properly
7 lighted. The pharmacy shall be equipped with a sink with hot and cold running water for
8 pharmaceutical purposes.”

9 12. California Code of Regulations, title 16, section 1715, states,

10 “(a) The pharmacist-in-charge of each pharmacy as defined under section 4029 or section
11 4037 of the Business and Professions Code shall complete a self-assessment of the pharmacy's
12 compliance with federal and state pharmacy law. The assessment shall be performed before July 1
13 of every odd-numbered year. The primary purpose of the self-assessment is to promote
14 compliance through self-examination and education.

15 (b) In addition to the self-assessment required in subdivision (a) of this section, the
16 pharmacist-in-charge shall complete a self-assessment within 30 days whenever:

17 (1) A new pharmacy permit has been issued, or

18 (2) There is a change in the pharmacist-in-charge, and he or she becomes the new
19 pharmacist-in-charge of a pharmacy.

20 (3) There is a change in the licensed location of a pharmacy to a new address.

21 (c) The components of this assessment shall be on Form 17M-13 (Rev. 10/14) entitled
22 “Community Pharmacy Self-Assessment Hospital Outpatient Pharmacy Self-Assessment” and on
23 Form 17M-14 (Rev. 10/14) entitled “Hospital Pharmacy Self-Assessment” which are hereby
24 incorporated by reference to evaluate compliance with federal and state laws and regulations.

25 (d) Each self-assessment shall be kept on file in the pharmacy for three years after it is
26 performed.”

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1 **COST RECOVERY**

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

5 **DEFINITIONS**

6 14. Section 4021 of the Code states:

7 “‘Controlled substance’ means any substance listed in Chapter 2 (commencing with
8 Section 11053) of Division 10 of the Health and Safety Code.”

9 15. Section 4022 of the Code states, in pertinent part:

10 “‘Dangerous drug’ or ‘dangerous device’ means any drug or device unsafe for self use,
11 except veterinary drugs that are labeled as such, and includes the following:

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

14 (b) Any device that bears the statement: “Caution: federal law restricts this device to sale
15 by or on the order of a _____,” “Rx only,” or words of similar import, the blank to be filled
16 in with the designation of the practitioner licensed to use or order use of the device.

17 (c) Any other drug or device that by federal or state law can be lawfully dispensed only on
18 prescription or furnished pursuant to Section 4006.”

19 **FACTUAL ALLEGATIONS**

20 16. On July 16, 2018, a Board inspector conducted a routine inspection of Respondent
21 Pharmacy. During the inspection, the inspector observed expired medications on the shelves.
22 The expired medications totaled 280 containers, the majority of which were tablets and capsules.

23 17. The inspector had requested Respondent Patel, the pharmacist-in-charge, to produce
24 her self-assessment of Respondent Pharmacy’s compliance with state and federal pharmacy law
25 that was due July 1, 2017. Respondent Patel had not completed this self-assessment.

26 18. During the inspection, the inspector observed that the pharmacy shelves were dusty
27 and the toilet bowl in the bathroom was not clean.

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1 **FIRST CAUSE FOR DISCIPLINE**

2 (Unprofessional Conduct – Failure to Comply with Pharmacy Law)

3 19. Respondent Pharmacy and Respondent Patel are subject to disciplinary action under
4 Section 4301, subsection (o), in that Respondents violated California Health and Safety Code
5 section 111295 by holding and storing 280 containers of expired medications on the medication
6 storage shelves. Paragraphs 16 to 18 are re-alleged as if fully set forth herein.

7 **SECOND CAUSE FOR DISCIPLINE**

8 (Unprofessional Conduct – Failure to Comply with Regulations)

9 20. Respondent Pharmacy and Respondent Patel are subject to disciplinary action under
10 Section 4301, subsection (o), in that Respondents failed to comply with the following sections of
11 the California Code of Regulations, title 16:

12 a. Section 1715, subsection (a): Respondent Patel failed, and Respondent Pharmacy
13 allowed her to fail, to complete a self-assessment in 2017.

14 b. Section 1714, subsections (b) and (c): Respondents failed to maintain its facilities,
15 space, fixtures, and equipment in a clean and orderly condition so that drugs are safely and
16 properly prepared, maintained, secured, and distributed. Respondent Pharmacy's shelves were
17 dusty, and the toilet bowl in the bathroom was not clean.

18 Paragraphs 16 to 19 are re-alleged as if fully set forth herein.

19 **OTHER MATTERS**

20 21. Pursuant to Code section 4307, if discipline is imposed on Pharmacy Permit Number
21 PHY 45573 issued to Community Pharmacy, Community Pharmacy shall be prohibited from
22 serving as a manager, administrator, owner, member, officer, director, associate, or partner of a
23 licensee for five years if Pharmacy Permit Number PHY 45573 is placed on probation or until
24 Pharmacy Permit Number PHY 45573 is reinstated if it is revoked.

25 22. Pursuant to Code section 4307, if discipline is imposed on Pharmacy Permit Number
26 PHY 45573 issued to Community Pharmacy while Bhargav C. Patel and/or Ricky Patel have been
27 an officer and owner and had knowledge of or knowingly participated in any conduct for which
28 the licensee was disciplined, Bhargav C. Patel and Ricky Patel shall be prohibited from serving as

1 a manager, administrator, owner, member, officer, director, associate, or partner of a licensee for
2 five years if Pharmacy Permit Number PHY 45573 is placed on probation or until Pharmacy
3 Permit Number PHY 45573 is reinstated if it is revoked.

4 **PRAYER**

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

7 1. Revoking or suspending Pharmacy Permit Number PHY 45573, issued to Community
8 Pharmacy; Bhargav Patel, Shareholder; Ricky Patel, Shareholder;

9 2. Revoking or suspending Registered Pharmacist License Number RPH 36851, issued
10 to Anita Bhargav Patel;

11 3. Prohibiting Bhargav C. Patel from serving as a manager, administrator, owner,
12 member, officer, director, associate, or partner of a licensee for five years if Pharmacy Permit
13 Number PHY 45573 is placed on probation or until Pharmacy Permit Number PHY 45573 is
14 reinstated if Pharmacy Permit Number 45573 issued to Community Pharmacy is revoked;

15 4. Prohibiting Ricky Patel from serving as a manager, administrator, owner, member,
16 officer, director, associate, or partner of a licensee for five years if Pharmacy Permit Number
17 PHY 45573 is placed on probation or until Pharmacy Permit Number PHY 45573 is reinstated if
18 Pharmacy Permit Number 45573 issued to Community Pharmacy is revoked;

19 5. Ordering Community Pharmacy and Anita Bhargav Patel to pay the Board of
20 Pharmacy the reasonable costs of the investigation and enforcement of this case, pursuant to
21 Business and Professions Code section 125.3; and,

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

DATED: February 4, 2020



ANNE SODERGREN
Executive Officer
Board of Pharmacy
Department of Consumer Affairs
State of California
Complainant

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