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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. 6836

13 **LEANEL NARVAEZ;**
14 **AKA LENEAL IGNAICA NARVAEZ;**
15 **AKA LEA NEZ NARVAEZ;**
16 **AKA LEA NEL NARVAEZ**
17 **152 Loma Ln. #2**
18 **San Clemente, CA 92672**

DEFAULT DECISION AND ORDER

[Gov. Code, §11520]

16 **Pharmacy Technician Registration No. TCH**
17 **160498**

18 Respondent.

19
20 **FINDINGS OF FACT**

21 1. On or about January 21, 2020, Complainant Anne Sodergren, in her official capacity
22 as the Interim Executive Officer of the Board of Pharmacy (Board), Department of Consumer
23 Affairs, filed Accusation No. 6836 against Leanel Narvaez; aka Leneal Ignaica Narvaez; aka Lea
24 Nez Narvaez; aka Lea Nel Narvaez (Respondent) before the Board. (Accusation attached as
25 Exhibit A.)

26 2. On or about April 24, 2017, the Board issued Pharmacy Technician Registration No.
27 TCH 160498 to Respondent. The Pharmacy Technician Registration expired on October 31,
28 2018, and has not been renewed.

1 3. On or about January 22, 2020, Respondent was served by Certified and First Class
2 Mail copies of the Accusation No. 6836, Statement to Respondent, Notice of Defense, Request
3 for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6, and
4 11507.7) at Respondent's address of record which, pursuant to Business and Professions Code
5 section 4100, is required to be reported and maintained with the Board. Respondent's address of
6 record was and is: 152 Loma Ln. #2, San Clemente, CA 92672.

7 4. Service of the Accusation was effective as a matter of law under the provisions of
8 Government Code section 11505(c) and/or Business and Professions Code section 124.

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

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

15 6. The Board takes official notice of its records and the fact that Respondent failed to
16 file a Notice of Defense within 15 days after service upon her of the Accusation, and therefore
17 waived her right to a hearing on the merits of Accusation No. 6836.

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

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

23 8. Pursuant to its authority under Government Code section 11520, the Board finds
24 Respondent is in default. The Board will take action without further hearing and, based on the
25 relevant evidence contained in the Default Decision Investigatory Evidence Packet in this matter,
26 as well as taking official notice of all the investigatory reports, exhibits and statements contained
27 therein on file at the Board's offices regarding the allegations contained in Accusation No. 6836,
28 finds that the charges and allegations in Accusation No. 6836, are separately and severally, found
to be true and correct by clear and convincing evidence.

 9. The Board finds that the actual costs for Investigation and Enforcement are
\$3,017.50 as of February 12, 2020.

DETERMINATION OF ISSUES

1. Based on the foregoing findings of fact, Respondent Leanel Narvaez; aka Leneal Ignaica Narvaez; aka Lea Nez Narvaez; aka Lea Nel Narvaez has subjected her Pharmacy Technician Registration No. TCH 160498 to discipline.

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

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

a. Respondent has subjected her Pharmacy Technician Registration to discipline under Code sections 490 and 4301, subdivision (l), in that she was convicted on September 28, 2018, August 7, 2018, September 30, 2019, and December 9, 2019 of crimes that are substantially related to the qualifications, functions, and duties of a registered pharmacy technician.

b. Respondent has subjected her registration to disciplinary action under section 4301, subdivision (f) of the Code, in that on September 19, 2018, she committed an act of unprofessional conduct, when was in possession of burglary tools.

c. Respondent has subjected her registration to disciplinary action under section 4301, subdivision (j), of the Code, in that on July 2, 2018, August 5, 2018, January 19, 2019, and September 19, 2019, she violated the following: Health and Safety Code section 11364, subdivision (a), by being in unlawful possession of drug paraphernalia; and Health and Safety Code section 11377, subdivision (a), possession of a controlled substance; to wit: methamphetamine.

d. Respondent has subjected her registration to disciplinary action under section 4301, subdivision (k), of the Code, in that on August 7, 2018, September 28, 2018, September 30, 2019, and December 9, 2019, she was convicted of four drug related criminal convictions.

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ORDER

IT IS SO ORDERED that Pharmacy Technician Registration No. TCH 160498, issued to Respondent Leanel Narvaez; aka Leneal Ignaica Narvaez; aka Lea Nez Narvaez; aka Lea Nel Narvaez, 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 on May 6, 2020.

It is so ORDERED on April 6, 2020.



Greg Lippe
Board President
FOR THE BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS

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DOJ Matter ID:SD2019800731

Attachment:
Exhibit A: Accusation

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Attorneys for Complainant

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

13 In the Matter of the Accusation Against:

Case No. 6836

14 **LEANEL NARVAEZ;**
15 **AKA LENAEL IGNAICA NARVAEZ;**
16 **AKA LEA NEZ NARVAEZ;**
17 **AKA LEA NEL NARVAEZ**
18 **152 Loma Ln. #2**
19 **San Clemente, CA 92672**

ACCUSATION

Pharmacy Technician Registration No. TCH
160498

Respondent.

20
21 **PARTIES**

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

25 2. On or about April 24, 2017, the Board issued Pharmacy Technician Registration
26 Number TCH 160498 to Leanel Narvaez, also known as *Leanel Ignacia Narvaez, aka Lea Nez*
27 *Narvaez, aka Lea Nel Narvaez* (Respondent). The Pharmacy Technician Registration expired on
28 October 31, 2018, and has not been renewed.

1 **JURISDICTION**

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

5 4. Section 4300, subdivision (a), of the Code states, "Every license issued may be
6 suspended or revoked."

7 5. 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 placement
10 of a license on a retired status, or the voluntary surrender of a license by a licensee shall
11 not deprive the board of jurisdiction to commence or proceed with any investigation
12 of, or action or disciplinary proceeding against, the licensee or to render a decision
13 suspending or revoking the license.

14 **STATUTORY PROVISIONS**

15 6. Section 4022 of the Code states

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

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

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

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

26 7. Section 482 of the Code states:

27 (a) Each board under the provisions of this code shall develop criteria to evaluate
28 the rehabilitation of a person when:

(1) Considering the denial of a license by the board under Section 480; or

(2) Considering suspension or revocation of a license under Section 490.

(b) Each board shall take into account all competent evidence of rehabilitation
furnished by the applicant or licensee.

...

1 8. Code section 490 provides, in pertinent part, that a board may suspend or revoke a
2 license on the ground that the licensee has been convicted of a crime substantially related to the
3 qualifications, functions, or duties of the business or profession for which the license was issued.

4 9. Code section 493 states:

5 Notwithstanding any other provision of law, successful completion of any
6 diversion program under the Penal Code, or successful completion of an alcohol
7 and drug problem assessment program under Article 5 (commencing with Section
8 23249.50) of Chapter 12 of Division 11 of the Vehicle Code, shall not prohibit
9 any agency established under Division 2 (commencing with Section 500) of this
10 code, or any initiative act referred to in that division, from taking disciplinary
11 action against a licensee or from denying a license for professional misconduct,
12 notwithstanding that evidence of that misconduct may be recorded in a record
13 pertaining to an arrest. This section shall not be construed to apply to any drug
14 diversion program operated by any agency established under Division 2
15 (commencing with Section 500) of this code, or any initiative act referred to in
16 that division.

17 10. Section 4301 of the Code states:

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

21 ...

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

25 ...

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

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

 (l) The conviction of a crime substantially related to the qualifications,
functions, and duties of a licensee under this chapter. The record of conviction of a
violation of Chapter 13 (commencing with Section 801) of Title 21 of the United
States Code regulating controlled substances or of a violation of the statutes of this
state regulating controlled substances or dangerous drugs shall be conclusive
evidence of unprofessional conduct. In all other cases, the record of conviction shall
be conclusive evidence only of the fact that the conviction occurred. The board may
inquire into the circumstances surrounding the commission of the crime, in order to
fix the degree of discipline or, in the case of a conviction not involving controlled
substances or dangerous drugs, to determine if the conviction is of an offense
substantially related to the qualifications, functions, and duties of a licensee under this
chapter. A plea or verdict of guilty or a conviction following a plea of nolo

1 contendere is deemed to be a conviction within the meaning of this provision. The
2 board may take action when the time for appeal has elapsed, or the judgment of
3 conviction has been affirmed on appeal or when an order granting probation is made
4 suspending the imposition of sentence, irrespective of a subsequent order under
5 Section 1203.4 of the Penal Code allowing the person to withdraw his or her plea of
6 guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or
7 dismissing the accusation, information, or indictment.

8

9 11. Health and Safety Code section 11377, subdivision (a) states:

10 (a) Except as authorized by law and as otherwise provided in subdivision (b) or
11 Section 11375, or in Article 7 (commencing with Section 4211) of Chapter 9 of
12 Division 2 of the Business and Professions Code, every person who possesses any
13 controlled substance which is (1) classified in Schedule III, IV, or V, and which is not
14 a narcotic drug, (2) specified in subdivision (d) of Section 11054, except paragraphs
15 (13), (14), (15), and (20) of subdivision (d), (3) specified in paragraph (11) of
16 subdivision (c) of Section 11056, (4) specified in paragraph (2) or (3) of subdivision
17 (f) of Section 11054, or (5) specified in subdivision (d), (e), or (f) of Section 11055,
18 unless upon the prescription of a physician, dentist, podiatrist, or veterinarian, licensed
19 to practice in this state, shall be punished by imprisonment in a county jail for a period
20 of not more than one year, except that such person may instead be punished pursuant
21 to subdivision (h) of Section 1170 of the Penal Code if that person has one or more
22 prior convictions for an offense specified in clause (iv) of subparagraph (C) of
23 paragraph (2) of subdivision (e) of Section 667 of the Penal Code or for an offense
24 requiring registration pursuant to subdivision (c) of Section 290 of the Penal Code.

25 12. Health and Safety Code section 11364, subdivision (a) states:

26 (a) It is unlawful to possess an opium pipe or any device, contrivance, instrument,
27 or paraphernalia used for unlawfully injecting or smoking (1) a controlled substance
28 specified in subdivision (b), (c), or (e) or paragraph (1) of subdivision (f) of Section
29 11054, specified in paragraph (14), (15), or (20) of subdivision (d) of Section 11054,
30 specified in subdivision (b) or (c) of Section 11055, or specified in paragraph (2) of
31 subdivision (d) of Section 11055, or (2) a controlled substance that is a narcotic drug
32 classified in Schedule III, IV, or V.

33 **REGULATORY PROVISIONS**

34 13. California Code of Regulations, title 16, section 1769, subdivision (b) states:

35 (b) When considering the suspension or revocation of a facility or a personal
36 License on the ground that the licensee or the registrant has been convicted of a crime,
37 the board, in evaluating the rehabilitation of such person and his present eligibility for
38 a license will consider the following criteria:

39 (1) Nature and severity of the act(s) or offense(s).

40 (2) Total criminal record.

41 (3) The time that has elapsed since commission of the act(s) or offense(s).

42 (4) Whether the licensee has complied with all terms of parole, probation,
43 restitution or any other sanctions lawfully imposed against the licensee.

1 (5) Evidence, if any, of rehabilitation submitted by the licensee.

2 14. California Code of Regulations, title 16, section 1770, states:

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

7 **COSTS**

8 15. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
9 administrative law judge to direct a licentiate found to have committed a violation or violations of
10 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
11 enforcement of the case, with failure of the licentiate to comply subjecting the license to not being
12 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be
13 included in a stipulated settlement.

14 **DRUG**

15 16. Methamphetamine is a Schedule II controlled substance as designated by Health and
16 Safety Code section 11055, subdivision (d)(2), and is a dangerous drug pursuant to Business and
17 Professions Code section 4022.

18 **FIRST CAUSE FOR DISCIPLINE**

19 **(September 28, 2018 Criminal Conviction)**

20 17. Respondent has subjected her Pharmacy Technician Registration to discipline
21 under Code sections 490 and 4301, subdivision (l), in that she was convicted of a crime
22 substantially related to the qualifications, functions, and duties of a registered pharmacy
23 technician. The circumstances are that on September 28, 2018, in a criminal proceeding entitled
24 *The People of the State of California v. Leanel Narvaez, aka Leanel Ignacia Narvaez, aka Lea*
25 *Nez Narvaez, aka Lea Nel Narvaez*, Orange County Superior Court, case number 18CM08236,
26 Respondent was convicted on her plea of guilty of violating Health and Safety Code section
27 11364, subdivision (a) (possession of controlled substance paraphernalia, to wit: opium pipe), a
28

1 misdemeanor. Respondent was ordered to serve four days in the Orange County Jail with four
2 days of credit for time served.

3 18. The facts are that on July 2, 2018, at approximately 6:44 a.m., officers with the
4 Orange Police Department were on patrol when they observed a female, later identified as
5 Respondent, and male laying down in front of a business. During the investigation, the officer
6 searched Respondent's purse and located a glass bulb pipe, which resembled an instrument used
7 for smoking methamphetamine. The officer observed that the pipe had burn marks, which
8 indicated signs of recent use. Respondent was placed under arrest for possession of drug
9 paraphernalia. Upon further questioning, Respondent admitted that she used the pipe to smoke
10 methamphetamine the day prior.

11 **SECOND CAUSE FOR DISCIPLINE**

12 **(August 7, 2018 Criminal Conviction)**

13 19. Respondent has subjected her Pharmacy Technician Registration to discipline
14 under Code sections 490 and 4301, subdivision (l), in that she was convicted of a crime
15 substantially related to the qualifications, functions, and duties of a registered pharmacy
16 technician. The circumstances are that on August 7, 2018, in a criminal proceeding entitled *The*
17 *People of the State of California v. Leanel Narvaez, aka Leanel Ignacia Narvaez, aka Lea Nez*
18 *Narvaez, aka Lea Nel Narvaez*, Orange County Superior Court, case number 18CM08117,
19 Respondent was convicted on her plea of guilty of violating Health and Safety Code section
20 11377, subdivision (a) (possession of a controlled substance, to wit: methamphetamine), a
21 misdemeanor. Respondent was ordered to serve thirty days in the Orange County Jail with six
22 days of credit for time served.

23 20. The facts are that on August 5, 2018, at approximately 18:40 p.m., an officer with the
24 Santa Ana Police Department was on patrol when he was dispatched to investigate a domestic
25 dispute. Upon arrival the reporting party stated Respondent became violent when he noticed she
26 had methamphetamine inside her purse. During the investigation, the officer searched
27 Respondent's purse and located a chunk of clear crystal substance resembling methamphetamine.
28 Respondent was placed under arrest for possession of a controlled substance.

1 **THIRD CAUSE FOR DISCIPLINE**

2 **(September 30, 2019 Criminal Conviction)**

3 21. Respondent has subjected her Pharmacy Technician Registration to discipline
4 under Code sections 490 and 4301, subdivision (l), in that she was convicted of a crime
5 substantially related to the qualifications, functions, and duties of a registered pharmacy
6 technician. The circumstances are that on September 30, 2019, in a criminal proceeding entitled
7 *The People of the State of California v. Leanel Narvaez, aka Leanel Ignacia Narvaez, aka Lea*
8 *Nez Narvaez, aka Lea Nel Narvaez*, Orange County Superior Court, case number 19CM00570,
9 Respondent was convicted on her plea of guilty of violating Health and Safety Code section
10 11377, subdivision (a), possession of a controlled substance; to wit: methamphetamine; and
11 Health and Safety Code section 11364, subdivision (a) (possession of controlled substance
12 paraphernalia, to wit: opium pipe), both misdemeanors. Respondent was ordered to serve sixty
13 days in the Orange County Jail.

14 22. The facts are that on January 19, 2019, at approximately 11:27 a.m., officers with the
15 Orange Police Department responded to a call of a domestic dispute inside a business. Officers
16 then searched Respondent's belongings and located a glass bulb pipe which resembled an
17 instrument used for smoking methamphetamine, and small baggies containing a white crystalline
18 substance, which resembled methamphetamine. The officer observed that the pipe had burn
19 marks which indicated signs of recent use. Officers found Respondent to be under the influence
20 of a controlled substance. Respondent was placed under arrest for possession of a controlled
21 substance and drug paraphernalia.

22 **FOURTH CAUSE FOR DISCIPLINE**

23 **(December 9, 2019 Criminal Conviction)**

24 23. Respondent has subjected her Pharmacy Technician Registration to discipline
25 under Code sections 490 and 4301, subdivision (l), in that she was convicted of a crime
26 substantially related to the qualifications, functions, and duties of a registered pharmacy
27 technician. The circumstances are that on December 9, 2019, in a criminal proceeding entitled
28 *The People of the State of California v. Leanel Narvaez, aka Leanel Ignacia Narvaez, aka Lea*

1 *Nez Narvaez, aka Lea Nel Narvaez*, Orange County Superior Court, case number 19HM12153,
2 Respondent was convicted on her plea of guilty of violating Health and Safety Code section
3 11364, subdivision (a) (possession of controlled substance paraphernalia, to wit: opium pipe);
4 and Business and Professions Code section 4060, (possession of a controlled substance without a
5 prescription), both misdemeanors. Respondent was ordered to serve ten days in the Orange
6 County Jail, with ten days of credit for time served.

7 **FIFTH CAUSE FOR DISCIPLINE**

8 **(Unprofessional Conduct-Possession of Burglary Tools)**

9 24. Respondent has subjected her registration to disciplinary action under section 4301,
10 subdivision (f) of the Code, in that on September 19, 2018, she committed an act of
11 unprofessional conduct, when was in possession of burglary tools. The facts and circumstances
12 are that on September 19, 2018, an officer with the Orange Police Department, while on patrol
13 recognized Respondent from previous contacts. The officer searched Respondent's backpack
14 incident to arrest and located a set of shaved keys, commonly used for theft of vehicles. At first
15 Respondent denied the keys belonged to her, and then started to cry. Respondent was
16 subsequently arrested for possession of burglary tools. On September 30, 2019, in a criminal
17 proceeding entitled *The People of the State of California v. Leanel Narvaez, aka Leanel Ignacia*
18 *Narvaez, aka Lea Nez Narvaez, aka Lea Nel Narvaez*, Orange County Superior Court, case
19 number 18CM11180, Respondent was convicted on her plea of guilty to violating Penal Code
20 section 466, possession of burglary tools, a misdemeanor.

21 **SIXTH CAUSE FOR DISCIPLINE**

22 **(Violation of Statute Regulating Controlled Substances)**

23 25. Respondent has subjected her registration to disciplinary action under section 4301,
24 subdivision (j), of the Code, in that on July 2, 2018, August 5, 2018, January 19, 2019, and
25 September 19, 2019 as described in paragraphs 17 through 23, which are incorporated here by
26 this reference, she violated the following: Health and Safety Code section 11364, subdivision (a),
27 by being in unlawful possession of drug paraphernalia; and Health and Safety Code section
28 11377, subdivision (a), possession of a controlled substance; to wit: methamphetamine.

1 **SEVENTH CAUSE FOR DISCIPLINE**

2 **(Drug Related Criminal Convictions)**

3 26. Respondent has subjected her registration to disciplinary action under section 4301,
4 subdivision (k), of the Code, in that on August 7, 2018, September 28, 2018, September 30, 2019,
5 and December 9, 2019, as described in paragraphs 17 through 23, which are incorporated here by
6 this reference, in that she was convicted of four drug related criminal convictions.

7 **DISCIPLINARY CONSIDERATION**

8 27. To determine the degree of discipline, if any, to be imposed on Respondent, pursuant
9 to California Code of Regulations, title 16, section 1769, Complainant alleges the following:

10 a. On or about August 7, 2018, in a criminal proceeding entitled *The People of*
11 *the State of California v. Leanel Narvaez, aka Leanel Ignacia Narvaez, aka Lea Nez Narvaez,*
12 *aka Lea Nel Narvaez*, Orange County Superior Court, case number 18CM07983, Respondent
13 was convicted on her plea of guilty of violating Orange Municipal Code 12.66.030(a), illegal
14 camping, a misdemeanor. Respondent was ordered to serve thirty days in the Orange County
15 Jail with six days of credit for time served. The facts and circumstances that led to the conviction
16 are that on the early morning on July 7, 2018, Respondent was issued a citation and notice to
17 appear by the Orange Police Department.

18 28. To determine the degree of discipline, if any, to be imposed on Respondent, pursuant
19 to California Code of Regulations, title 16, section 1769, Complainant alleges the following:

20 a. On or about September 28, 2018, in a criminal proceeding entitled *The People*
21 *of the State of California v. Leanel Narvaez, aka Leanel Ignacia Narvaez, aka Lea Nez Narvaez,*
22 *aka Lea Nel Narvaez*, Orange County Superior Court, case number 18CM09526, Respondent
23 was convicted on her plea of guilty of violating Orange Municipal Code 12.48.090, enter/remain
24 in park afterhours, a misdemeanor. Respondent was ordered to serve four days in the Orange
25 County Jail with four days of credit for time served. The facts and circumstances that led to the
26 conviction are that on the September 1, 2018 at 1:30 a.m., Respondent was issued a citation and
27 notice to appear by the Orange Police Department.

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29. To determine the degree of discipline, if any, to be imposed on Respondent, pursuant to California Code of Regulations, title 16, section 1769, Complainant alleges the following:

a. On or about September 30, 2019, in a criminal proceeding entitled *The People of the State of California v. Leanel Narvaez, aka Leanel Ignacia Narvaez, aka Lea Nez Narvaez, aka Lea Nel Narvaez*, Orange County Superior Court, case number 19CM08074, Respondent was convicted on her plea of guilty of violating Santa Ana Municipal Code 10-402, subdivision (a), unlawful camping in any street, a misdemeanor. Respondent was ordered to serve sixty days in the Orange County Jail. The facts and circumstances that led to the conviction are that on the August 6, 2019, Respondent was issued a citation.

30. To determine the degree of discipline, if any, to be imposed on Respondent, pursuant to California Code of Regulations, title 16, section 1769, Complainant alleges the following:

a. On or about January 6, 2020, in a criminal proceeding entitled *The People of the State of California v. Leanel Narvaez, aka Leanel Ignacia Narvaez, aka Lea Nez Narvaez, aka Lea Nel Narvaez*, Orange County Superior Court, case number 19CM11479, Respondent was convicted on her plea of guilty of violating Santa Ana Municipal Code 10-402, subdivision (a), unlawful camping in any street, a misdemeanor. Respondent was ordered to serve ten days in the Orange County Jail. The facts and circumstances that led to the conviction are that on the November 6, 2018, Respondent was issued a citation.

PRAAYER

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 Number TCH 160498,
issued to Leanel Narvaez;

2. Ordering Leanel Narvaez to pay the Board the reasonable costs of the investigation and enforcement of this case, pursuant to Code section 125.3; and,

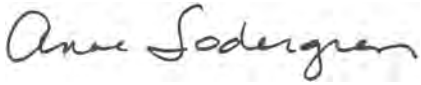
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1 3. Taking such other and further action as deemed necessary and proper.
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4 DATED: January 21, 2020
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ANNE SODERGREN
Interim Executive Officer
Board of Pharmacy
Department of Consumer Affairs
State of California
Complainant

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