

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

**In the Matter of the Accusation Against:**

**DENNIS STEVEN TONEY,**

**Pharmacist License No. RPH 35784,**

**Respondent**

**Agency Case No. 6885**

**DECISION AND ORDER**

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

This Decision shall become effective at 5:00 p.m. on September 10, 2020.

It is so ORDERED on August 11, 2020.

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

A handwritten signature in black ink, appearing to read "Greg M. Lippe", written in a cursive style.

By

Greg Lippe  
Board President

1 XAVIER BECERRA  
Attorney General of California  
2 DAVID E. BRICE  
Supervising Deputy Attorney General  
3 SUMMER D. HARO  
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8

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. 6885

14 **DENNIS STEVEN TONEY**

9273 Chaps Lane  
Palo Cedro, CA 96073

15 **Pharmacist License No. RPH 35784**

16 Respondent.  
17

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

18 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
19 entitled proceedings that the following matters are true:

20 **PARTIES**

21 1. Anne Sodergren (Complainant) is the Executive Officer of the Board of Pharmacy  
22 (Board). She brought this action solely in her official capacity and is represented in this matter by  
23 Xavier Becerra, Attorney General of the State of California, by Summer D. Haro, Deputy  
24 Attorney General.

25 2. Dennis Steven Toney (Respondent) is representing himself in this proceeding and has  
26 chosen not to exercise his right to be represented by counsel.  
27  
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1           3.     On or about August 25, 1980, the Board issued Pharmacist License No. RPH 35784  
2 to Respondent. The Pharmacist License was in full force and effect at all times relevant to the  
3 charges brought in Accusation No. 6885 and will expire on June 30, 2020, unless renewed.

4                                   **JURISDICTION**

5           4.     Accusation No. 6885 was filed before the Board, and is currently pending against  
6 Respondent. The Accusation and all other statutorily required documents were properly served  
7 on Respondent on March 4, 2020. Respondent timely filed his Notice of Defense contesting the  
8 Accusation. A copy of Accusation No. 6885 is attached as **Exhibit A** and incorporated by  
9 reference.

10                               **ADVISEMENT AND WAIVERS**

11          5.     Respondent has carefully read, and understands the charges and allegations in  
12 Accusation No. 6885. Respondent also has carefully read, and understands the effects of this  
13 Stipulated Surrender of License and Order.

14          6.     Respondent is fully aware of his legal rights in this matter, including the right to a  
15 hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at  
16 his own expense; the right to confront and cross-examine the witnesses against him; the right to  
17 present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel  
18 the attendance of witnesses and the production of documents; the right to reconsideration and  
19 court review of an adverse decision; and all other rights accorded by the California  
20 Administrative Procedure Act and other applicable laws.

21          7.     Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
22 every right set forth above.

23                               **CULPABILITY**

24          8.     Respondent admits the truth of each and every charge and allegation in Accusation  
25 No. 6885, agrees that cause exists for discipline and hereby surrenders his Pharmacist License  
26 No. RPH 35784 for the Board's formal acceptance.

27          9.     Respondent understands that by signing this stipulation he enables the Board to issue  
28 an order accepting the surrender of his Pharmacist License without further process.

**CONTINGENCY**

10. This stipulation shall be subject to approval by the Board. Respondent understands and agrees that counsel for Complainant and the staff of the Board may communicate directly with the Board regarding this stipulation and surrender, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

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

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

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

**ORDER**

IT IS HEREBY ORDERED that Pharmacist License No. RPH 35784, issued to Respondent Dennis Steven Toney, is surrendered and accepted by the Board.

1. The surrender of Respondent's Pharmacist License and the acceptance of the surrendered license by the Board shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Board.

2. Respondent shall lose all rights and privileges as a pharmacist in California as of the effective date of the Board's Decision and Order.

3. Respondent shall cause to be delivered to the Board his pocket license and, if one was issued, his wall certificate on or before the effective date of the Decision and Order.

4. If he ever applies for licensure or petitions for reinstatement in the State of California, the Board shall treat it as a new application for licensure. Respondent must comply with all the laws, regulations and procedures for licensure in effect at the time the application or petition is filed, and all of the charges and allegations contained in Accusation No. 6885 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the application or petition. Respondent may not reapply for any license, permit, or registration from the Board for three years from the effective date of this decision.

5. Respondent shall pay the agency its costs of investigation and enforcement in the amount of \$9,194.00, prior to issuance of a new or reinstated license.

#### **ACCEPTANCE**

I have carefully read the Stipulated Surrender of License and Order. I understand the stipulation and the effect it will have on my Pharmacist License. I enter into this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: \_\_\_\_\_

\_\_\_\_\_  
DENNIS STEVEN TONEY  
*Respondent*

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2. Respondent shall lose all rights and privileges as a pharmacist in California as of the effective date of the Board's Decision and Order.

3. Respondent shall cause to be delivered to the Board his pocket license and, if one was issued, his wall certificate on or before the effective date of the Decision and Order.

4. If he ever applies for licensure or petitions for reinstatement in the State of California, the Board shall treat it as a new application for licensure. Respondent must comply with all the laws, regulations and procedures for licensure in effect at the time the application or petition is filed, and all of the charges and allegations contained in Accusation No. 6885 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the application or petition. Respondent may not reapply for any license, permit, or registration from the Board for three years from the effective date of this decision.

5. Respondent shall pay the agency its costs of investigation and enforcement in the amount of \$9,194.00, prior to issuance of a new or reinstated license.

## ACCEPTANCE

I have carefully read the Stipulated Surrender of License and Order. I understand the stipulation and the effect it will have on my Pharmacist License. I enter into this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED:

7/8/2020

DENNIS STEVEN TONEY  
*Respondent*

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**ENDORSEMENT**

The foregoing Stipulated Surrender of License and Order 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  
DAVID E. BRICE  
Supervising Deputy Attorney General

SUMMER D. HARO  
Deputy Attorney General  
*Attorneys for Complainant*

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**ENDORSEMENT**

The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted  
for consideration by the Board of Pharmacy of the Department of Consumer Affairs.

DATED: 7/15/2020

Respectfully submitted,

XAVIER BECERRA  
Attorney General of California  
DAVID E. BRICE  
Supervising Deputy Attorney General

  
SUMMER D. HARO  
Deputy Attorney General  
*Attorneys for Complainant*

SA2020100049  
34181465.docx

**Exhibit A**

**Accusation No. 6885**

1 XAVIER BECERRA  
Attorney General of California  
2 DAVID E. BRICE  
Supervising Deputy Attorney General  
3 SUMMER D. HARO  
Deputy Attorney General  
4 State Bar No. 245482  
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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. 6885

14 **DENNIS STEVEN TONEY**  
15 **9273 Chaps Lane**  
**Palo Cedro, CA 96073**

**ACCUSATION**

16 **Original Pharmacist License No. RPH 35784**

17 Respondent.

18  
19 **PARTIES**

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

23 2. On or about August 25, 1980, the Board issued Original Pharmacist License Number  
24 RPH 35784 to Dennis Steven Toney ("Respondent"). The Original Pharmacist License was in  
25 full force and effect at all times relevant to the charges brought herein and will expire on June 30,  
26 2020, unless renewed.

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## JURISDICTION

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

4. Code section 4300 states, in pertinent part:

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

(b) The board shall discipline the holder of any license issued by the board, whose default has been entered or whose case has been heard by the board and found guilty, by any of the following methods:

(1) Suspending judgment.

(2) Placing him or her upon probation.

(3) Suspending his or her right to practice for a period not exceeding one year.

(4) Revoking his or her license.

(5) Taking any other action in relation to disciplining him or her as the board in its discretion may deem proper . . .

5. Code section 4300.1 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.

6. Code section 4307 states:

(a) Any person who has been denied a license or whose license has been revoked or is under suspension, or who has failed to renew his or her license while it was under suspension, or who has been a manager, administrator, owner, member, officer, director, associate, partner, or any other person with management or control of any partnership, corporation, trust, firm, or association whose application for a license has been denied or revoked, is under suspension or has been placed on probation, and while acting as the manager, administrator, owner, member, officer, director, associate, partner, or any other person with management or control had knowledge of or knowingly participated in any conduct for which the license was denied, revoked, suspended, or placed on probation, shall be prohibited from serving as a manager, administrator, owner, member, officer, director, associate, partner, or in any other position with management or control 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.

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

3 (b) Manager, administrator, owner, member, officer, director, associate,  
4 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.

5 (c) The provisions of subdivision (a) may be alleged in any pleading filed  
6 pursuant to Chapter 5 (commencing with Section 11500) of Part 1 of Division 3  
7 of the Government Code. However, no order may be issued in that case except as  
8 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  
9 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.

## 10 **STATUTORY AND REGULATORY PROVISIONS**

### 11 **A. Business & Professions Code**

12 7. Code section 4301 states, in pertinent part:

13 The board shall take action against any holder of a license who is guilty of  
14 unprofessional conduct . . . Unprofessional conduct shall include, but is not  
limited to, any of the following:

15 . . . .

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

18 (g) Knowingly making or signing any certificate or other document that falsely  
represents the existence or nonexistence of a state of facts.

19 . . . .

20 (o) Violating or attempting to violate, directly or indirectly, or assisting in or  
21 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  
22 pharmacy, including regulations established by the board or by any other state or  
federal regulatory agency . . . .

23 . . . .

### 24 **B. Health & Safety Code**

25 8. Health and Safety Code section 11173 states, in pertinent part:

26 (a) No person shall obtain or attempt to obtain controlled substances, or  
27 procure or attempt to procure the administration of or prescription for controlled  
substances, (1) by fraud, deceit, misrepresentation, or subterfuge; or (2) by the  
28 concealment of a material fact.

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28

1 (b) No person shall make a false statement in any prescription, order, report,  
2 or record, required by this division.

3 . . .

#### 4 **COST RECOVERY**

5 9. Code section 125.3 provides, in pertinent part, that a Board may request the  
6 administrative law judge to direct a licentiate found to have committed a violation or violations of  
7 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
8 enforcement of the case.

9 10. Code section 4022 states:

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

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

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

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

#### 17 **DRUG CLASSIFICATIONS**

18 11. Hydrocodone/acetaminophen is a Schedule II controlled substance pursuant to Health  
19 and Safety Code section 11056, subdivision (e), and a Schedule II controlled substance pursuant  
20 to Title 21, CFR, section 1308.12, subdivision (b)(1)(vi).<sup>1</sup> Hydrocodone/acetaminophen is also a  
21 dangerous drug pursuant to Code section 4022. Hydrocodone/acetaminophen is used to treat  
22 pain. "Norco" is a brand of hydrocodone/acetaminophen.

23 12. Morphine sulfate is a Schedule II controlled substance pursuant to Health and Safety  
24 Code section 11056, subdivision (b)(1)(L). Morphine sulfate is also a dangerous drug pursuant to  
25 Code section 4022. Morphine sulfate is used to treat pain. "Roxanel" is a brand of morphine  
26 sulfate.

27 <sup>1</sup> Hydrocodone/acetaminophen was rescheduled to a Schedule II controlled substance  
28 effective October 6, 2014.

**FACTUAL ALLEGATIONS**

13. On or about June 24, 2019, the Board received a fax from CWD Closed Door Pharmacy ("CWD"), in Cottonwood, California, with an attached DEA 106, Report of Theft or Loss of Controlled Substances form listing Morphine sulfate, 20 mg/ml, and Hydrocodone-Acetaminophen, 10 mg-325 mg, as lost due to employee theft.

14. On or about June 28, 2019, Board Inspector D.P. traveled to CWD to conduct an investigative inspection. Inspector D.P. was assisted in her investigation by CWD's Pharmacist-In-Charge B.C., who informed Inspector D.P. that Respondent was allowed to do the ordering of controlled substances and inventory control. B.C. further informed Inspector D.P. that CWD kept a running total ("Perpetual Inventory") on Schedule II Controlled Substances, and that when such drugs were dispensed a label was placed on the book for each order dispensed and the amount dispensed was deducted from the previous total. B.C. advised Inspector D.P. that staff pharmacist T.M. was asked to do a Schedule II Controlled Substance reconciliation, and that in doing so T.M. discovered a pattern of duplicate entries in the Perpetual Logs for morphine sulfate 20mg/ml and hydrocodone/acetaminophen 10/325mg, where Respondent added a duplicate prescription label to subtract a controlled substance out of the inventory. Those duplicate prescription labels did not correspond to an actual dispensation of drugs to a patient. B.C. learned of those duplicate entries on or about June 16, 2019, and confirmed the bookkeeping discrepancies. Respondent's employment with CWD was terminated on or about June 18, 2019.

15. On or about July 1, 2019, and July 29, 2019, the Board received documents from CWD regarding the lost or stolen drugs. Inspector D.P. reviewed those documents, which included an audit by CWD, a monthly inventory from February 2019, and CWD's Perpetual Inventory sheets for morphine sulfate 20mg/ml. Those Perpetual Inventory sheets contained entries for a prescription number, with a date written, the quantity of the drug before dispensed, the quantity dispensed, the quantity after dispensing, the pharmacist listed on the label, the pharmacist's initials in the log, and whether the prescription was new or a refill. Upon reviewing those records, Inspector D.P. determined that from April 3, 2019, to July 2, 2019, the Perpetual Inventory for morphine sulfate 20mg/ml contained the following pattern of duplicate entries: (a) a

1 prescription label with its number would be listed on a specific date, with the pertinent quantities,  
2 and listed as a new prescription; (b) the next entry on the log would be the same prescription  
3 label, with its number, listed with the same date as the prior entry, and subtracting an identical  
4 quantity of the drug, but listing the prescription as a “refill.” Inspector D.P. determined that the  
5 Perpetual Inventory for morphine sulfate 20mg/ml contained twenty-three (23) occasions where  
6 the prescriptions were entered multiple times using duplicate prescription labels. Eighteen (18) of  
7 those duplicate entries were initialed by Respondent; the other five (5) were not initialed.

8 16. On or about August 31, 2019, the Board’s investigation of CWD’s lost or stolen drugs  
9 was transferred to Board Inspector J.F. In addition to the documents received by Inspector D.P.,  
10 Inspector J.F. received and reviewed CWD’s Perpetual Inventory Log for hydrocodone/  
11 acetaminophen 10/325mg, Respondent’s work schedule with CWD from March 1, 2019, to June  
12 17, 2019, and documents from Amerisource Bergen, the wholesaler for CWD. The documents  
13 from Amerisource Bergen included copies of the controlled substance invoices for CWD from  
14 March 1, 2019, through June 17, 2019, along with copies of the delivery signature logs for the  
15 controlled substances delivered to CWD during that time period. Upon reviewing those records,  
16 Inspector J.F. determined the following:

17 a. On or about May 3, 2019, Respondent signed the delivery signature log for  
18 Amerisource Bergen invoice number 953182954, which listed five (5) 100-tablet bottles of  
19 hydrocodone/acetaminophen 10/325mg that were not entered into CWD’s Perpetual Inventory;  
20 the other two controlled substance medications listed on that same invoice were entered into their  
21 respective Perpetual Logs;

22 b. From March 27, 2019, to May 24, 2019, the Perpetual Inventory for  
23 hydrocodone/acetaminophen 10/325mg had the same pattern of duplicate entries that the  
24 Perpetual Inventory for morphine sulfate 20mg/ml. The Perpetual Inventory for  
25 hydrocodone/acetaminophen 10/325mg contained six (6) occasions where the prescriptions were  
26 entered multiple times using duplicate prescription labels; four (4) of those duplicate entries were  
27 initialed by Respondent and two (2) were not initialed;

28 ///

1 c. On or about April 3, 2019, the Perpetual Log for hydrocodone/acetaminophen  
2 10/325mg contained a discrepancy of 100 missing tablets. Respondent's initials were on the  
3 Perpetual Log entries for the entries surrounding that discrepancy.

4 17. From the review of documents, Inspector J.F. also determined that Respondent was  
5 scheduled as working at CWD during the time periods when the duplicate Perpetual Log entries  
6 occurred for both the for morphine sulfate 20mg/ml and the hydrocodone/acetaminophen  
7 10/325mg. Respondent's work schedule also showed that he was scheduled as working on May  
8 3, 2019, when the five (5) 100-tablet bottles of hydrocodone/acetaminophen 10/325mg were  
9 delivered to CWD, and signed for by Respondent, but not entered into CWD's Perpetual  
10 Inventory.

11 **FIRST CAUSE FOR DISCIPLINE**

12 (Unprofessional Conduct)

13 18. Respondent is subject to disciplinary action for unprofessional conduct pursuant to  
14 Code section 4301, subdivisions (f) and (g), in that from March 1, 2019 to June 17, 2019  
15 Respondent, while working as a staff pharmacist for CWD, manipulated the manual inventory log  
16 books and perpetual inventory sheets for controlled substances by falsely creating and initialing  
17 duplicate records for refill dispensing, as set forth in detail above in paragraphs 13 through 17,  
18 and their subparts.

19 **SECOND CAUSE FOR DISCIPLINE**

20 (Fraudulent Inventory of Controlled Substances)

21 19. Respondent is subject to disciplinary action for making false inventories of controlled  
22 substances in violation of Health and Safety Code section 11173, subdivisions (a) and (b), by and  
23 through Code section 4301, subdivision (o), in that from March 1, 2019, to June 17, 2019,  
24 Respondent, while working as a staff pharmacist for CWD, manipulated the manual inventory log  
25 books and perpetual inventory sheets for controlled substances by falsely creating and initialing  
26 duplicate records for refill dispensing, as set forth in detail above in paragraphs 13 through 17,  
27 and their subparts.

28 ///

1 **DISCIPLINE CONSIDERATIONS**

2 20. To determine the degree of discipline, if any, to be imposed on Respondent,  
3 Complainant alleges that on or about May 23, 2011, in a prior disciplinary action titled *In the*  
4 *Matter of the Accusation Against Dennis Steven Toney* before the Board of Pharmacy, in Case  
5 Number 3206, Respondent's license was revoked, however, the revocation was stayed and  
6 Respondent's license was placed on probation for 4 years, with a ninety (90) day suspension, for:  
7 (a) engaging in acts involving moral turpitude, dishonesty, fraud, deceit, or corruption (Code  
8 §4301(f)); (b) the creation/signature of false documents (Code § 4301(g)); (c) the self-  
9 administration of controlled substances/dangerous drugs (Code § 4301(h)); (d) furnishing of  
10 controlled substances/dangerous drugs (Code §§ 4301(j), (o), 4059; Health & Saf. Code § 11170);  
11 (e) the possession of controlled substances (Code §§ 4301(j), (o), 4060; Health & Saf. Code §  
12 11350); (f) obtaining controlled substances by fraud, deceit, or subterfuge (Code § 4301(j), (o);  
13 Health & Saf. Code §§ 11173(a)); (g) the self-administration/use of controlled substances (Code  
14 §§ 4301(j), (o); Health & Saf. Code §§ 11170, 11550), (h) subverting/attempting to subvert Board  
15 investigation (Code § 4301(q)); and (i) unprofessional conduct (Code § 4301). That decision is  
16 now final. Respondent successfully completed probation and his license was returned.

17 **PRAYER**


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

- 20 1. Revoking or suspending Original Pharmacist License Number RPH 35784, issued to  
21 Dennis Steven Toney;
- 22 2. Prohibiting Dennis Steven Toney from serving as a manager, administrator, owner,  
23 member, officer, director, associate, partner, or in any other position with management or control  
24 of a licensee;
- 25 3. Ordering Dennis Steven Toney to pay the Board of Pharmacy the reasonable costs of  
26 the investigation and enforcement of this case, pursuant to Business and Professions Code section  
27 125.3; and,

28 ///

1           4.     Taking such other and further action as deemed necessary and proper.

2  
3     DATED:   March 2, 2020

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

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