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

In the Matter of the Accusation Against:

**SUSAN LOUISE LIM
P.O. Box 742034
Los Angeles, CA 90004

3810 Wilshire Blvd #1202
Los Angeles, CA 90010**

**Registered Pharmacist License No. RPH
63428**

Respondent.

Case No. 6903

DEFAULT DECISION AND ORDER

[Gov. Code, §11520]

FINDINGS OF FACT

1. On or about May 24, 2021, Complainant Anne Sodergren, in her official capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs, filed Accusation No. 6903 against Susan Louise Lim (Respondent) before the Board of Pharmacy. (Accusation attached as Exhibit A.)

1 2. On or about November 19, 2008, the Board of Pharmacy (Board) issued Registered
2 Pharmacist License No. RPH 63428 to Respondent. The Registered Pharmacist License expired
3 on March 31, 2019, and has not been renewed.

4 3. On or about May 27, 2021, Respondent was served by Certified and First Class Mail
5 copies of the Accusation No. 6903, Statement to Respondent, Notice of Defense, Request for
6 Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6, and 11507.7) at
7 Respondent's address of record which, pursuant to Business and Professions Code section 4100,
8 is required to be reported and maintained with the Board. Respondent's address of record was
9 and is: P.O. Box 742034 Los Angeles, CA 90004. Respondent was also served at 3810 Wilshire
10 Blvd #1202 Los Angeles, CA 90010.

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

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

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

19 6. The Board takes official notice of its records and the fact that Respondent failed to
20 file a Notice of Defense within 15 days after service upon her of the Accusation, and therefore
21 waived her right to a hearing on the merits of Accusation No. 6903.

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

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

27 8. Pursuant to its authority under Government Code section 11520, the Board finds
28 Respondent is in default. The Board will take action without further hearing and, based on the
relevant evidence contained in the Default Decision Investigatory Evidence Packet in this matter,
as well as taking official notice of all the investigatory reports, exhibits and statements contained
therein on file at the Board's offices regarding the allegations contained in Accusation No. 6903,

1 finds that the charges and allegations in Accusation No. 6903, are separately and severally, found
2 to be true and correct by clear and convincing evidence.

3 9. The Board finds that the actual costs for Investigation and Enforcement are \$1,796.25
4 as of July 6, 2021.

5 **DETERMINATION OF ISSUES**

6 1. Based on the foregoing findings of fact, Respondent Susan Louise Lim has subjected
7 her Registered Pharmacist License No. RPH 63428 to discipline.

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

9 3. The Board of Pharmacy is authorized to revoke Respondent's Registered Pharmacist
10 License based upon the following violations alleged in the Accusation which are supported by the
11 evidence contained in the Default Decision Investigatory Evidence Packet in this case:

12 a. Conviction of a crime substantially related to the qualifications, functions, and duties
13 of a registered pharmacist (Business and Professions Code sections 490 and 4301, subdivision
14 (l));

15 b. Use of alcohol and/or dangerous drugs to an extent or in a manner dangerous or
16 injurious to oneself, another person, or the public (Business and Professions Code section 4301,
17 subdivision (h)); and

18 c. Acts involving moral turpitude (Business and Professions Code section 4301,
19 subdivision (f)).

20 **ORDER**

21 IT IS SO ORDERED that Registered Pharmacist License No. RPH 63428, issued to
22 Respondent Susan Louise Lim, is revoked.

23 Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a
24 written motion requesting that the Decision be vacated and stating the grounds relied on within
25 seven (7) days after service of the Decision on Respondent. The agency in its discretion may
26 vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

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This Decision shall become effective at 5:00 p.m. on September 15, 2021.

It is so ORDERED on August 16, 2021.

FOR THE BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS



By _____

DOJ Matter ID:LA2021600467

Seung W. Oh, Pharm D
Board President

Attachment:
Exhibit A: Accusation

Exhibit A

Accusation

1 XAVIER BECERRA
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Supervising Deputy Attorney General
3 MICHELLE NIJM
Deputy Attorney General
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5 Los Angeles, CA 90013
Telephone: (213) 269-6049
6 Facsimile: (916) 731-2126
E-mail: Michelle.Nijm@doj.ca.gov
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. 6903

13 **SUSAN LOUISE LIM**
14 **P.O. Box 742034**
Los Angeles, CA 90004

ACCUSATION

15 **Registered Pharmacist License No. RPH**
16 **63428**

17 Respondent.

18
19 **PARTIES**

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

22 2. On or about November 19, 2009, the Board of Pharmacy issued Registered
23 Pharmacist License Number RPH 63428 to Susan L. Lim (Respondent). The Registered
24 Pharmacist License expired on March 31, 2019, and has not been renewed.

25 **JURISDICTION**

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

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

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

4 (l) The conviction of a crime substantially related to the qualifications,
5 functions, and duties of a licensee under this chapter. The record of conviction of a
6 violation of Chapter 13 (commencing with Section 801) of Title 21 of the United
7 States Code regulating controlled substances or of a violation of the statutes of this
8 state regulating controlled substances or dangerous drugs shall be conclusive
9 evidence of unprofessional conduct. In all other cases, the record of conviction shall
10 be conclusive evidence only of the fact that the conviction occurred. The board may
11 inquire into the circumstances surrounding the commission of the crime, in order to
12 fix the degree of discipline or, in the case of a conviction not involving controlled
13 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
contendere is deemed to be a conviction within the meaning of this provision. The
board may take action when the time for appeal has elapsed, or the judgment of
conviction has been affirmed on appeal or when an order granting probation is made
suspending the imposition of sentence, irrespective of a subsequent order under
Section 1203.4 of the Penal Code allowing the person to withdraw his or her plea of
guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or
dismissing the accusation, information, or indictment.

14 ...
(o) Violating or attempting to violate, directly or indirectly, or assisting in or
15 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,
16 including regulations established by the board or by any other state or federal
regulatory agency.

17 (p) Actions or conduct that would have warranted denial of a license.

18 ...

19 **REGULATORY PROVISIONS**

20 9. California Code of Regulations, title 16, section 1770, states:

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

25 **COST RECOVERY**

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

1 enforcement of the case, with failure of the licensee to comply subjecting the license to not being
2 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be
3 included in a stipulated settlement.

4 **FACTUAL ALLEGATIONS**

5 11. On or about February 29, 2019, police officers responded to a hotel in Glendale,
6 California regarding a trespass violation. A hotel manager informed the officers that an unknown
7 female had refused to leave a room on the property. The officers repeatedly knocked on the door
8 before Respondent answered. When she did so, the officers noted that Respondent had numerous
9 open sores on her face consistent with “pick marks,” which are commonly associated with
10 persons who smoke methamphetamine. The officers instructed Respondent to leave the room, but
11 she made no effort to do so. The officers discovered a glass pipe with white powdery residue on
12 it in plain view.

13 12. On or about May 25, 2019, police officers responded to a hotel in Santa Monica,
14 California regarding a possible family disturbance. The officers separated Respondent and a male
15 who identified himself as Respondent’s fiancé. Respondent’s fiancé stated that the parties had
16 argued because Respondent was upset about the food at the hotel. While talking to Respondent’s
17 fiancé, the officers observed that he had multiple scratches, bruises, and cuts on his body.
18 Respondent’s fiancé eventually admitted that Respondent had lunged at him and had tried to
19 attack him out of anger and that Respondent had inflicted multiple cuts and bite marks on his
20 person. Respondent’s fiancé stated that he believed Respondent had been behaving in this
21 manner because she had been drinking alcohol and that she had a history of being violent towards
22 him which he attributed to her alcohol and drug use. On or about May 29, 2019, Respondent was
23 convicted of one misdemeanor count of violating Penal Code section 242 [battery] in the criminal
24 proceeding entitled *The People of the State of California v. Susan Louise Lim* (Super. Ct. Los
25 Angeles County, 2019, No. 9AR22497). Respondent was placed on probation for a term of thirty
26 six (36) months on terms and conditions.

27 13. On or about July 20, 2019, police responded to a lifeguard tower on the beach
28 regarding a possible assault with a deadly weapon. The officers found the victim holding his arm,

1 with blood on his arm and hand. The victim stated that Respondent was his girlfriend and that
2 they resided together in a tent on the beach. The victim stated that Respondent had become angry
3 with him because he had gotten sand in her soda. Respondent had begun by throwing food at the
4 victim and then retrieved an approximately three foot long hollow metal pipe. Respondent used
5 to strike the victim multiple times, and he suffered visible abrasions. The pipe eventually bent in
6 half due to the force of the impact. Respondent next retrieved an approximately one foot long
7 metal pipe and struck the victim with it multiple times. As the victim walked away, Respondent
8 punched him from behind while holding an unknown metal object, causing a cut to the victim's
9 back. On or about August 22, 2019, Respondent entered a plea of nolo contendere to one
10 misdemeanor count of violating Penal Code section 273.5, subdivision (a) [inflicting corporal
11 injury on a spouse/cohabitant/etc.] in the criminal proceeding entitled *The People of the State of*
12 *California v. Susan Louise Lim* (Super. Ct. Los Angeles County, 2019, No. SA101008). On or
13 about September 5, 2019, the court appointed a county approved psychologist to examine
14 Respondent and prepare a report within the meaning of section 1368 of the Penal Code.

15 **FIRST CAUSE FOR DISCIPLINE**

16 **(May 29, 2019 Criminal Conviction for Battery)**

17 14. Respondent is subject to disciplinary action under sections 490 and 4301, subdivision
18 (I), in conjunction with California Code of Regulations, title 16, section 1770, in that Respondent
19 was convicted of a crime substantially related to the qualifications, functions, and duties of a
20 registered pharmacist.

21 **SECOND CAUSE FOR DISCIPLINE**

22 **(Use of Alcohol and/or Dangerous Drugs)**

23 15. Respondent is subject to disciplinary action under section 4301, subdivision (h), in
24 that Respondent used alcoholic beverages and/or dangerous drugs to an extent or in a manner as
25 to be dangerous or injurious to herself, another person or to the public. Complainant refers to,
26 and by this reference incorporates, the allegations set forth above in paragraphs 11 through 13, as
27 though set forth fully herein.

28 ///

1 **THIRD CAUSE FOR DISCIPLINE**

2 **(Act Involving Moral Turpitude)**

3 16. Respondent is subject to disciplinary action under section 4301, subdivision (f), in
4 that Respondent committed acts involving moral turpitude. Complainant refers to, and by this
5 reference incorporates, the allegations set forth above in paragraphs 12 through 13, as though set
6 forth fully herein.

7 **PRAYER**

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

- 10 1. Revoking or suspending Registered Pharmacist License Number RPH 63428, issued
11 to Susan Louise Lim;
- 12 2. Ordering Susan Louise Lim to pay the Board of Pharmacy the reasonable costs of the
13 investigation and enforcement of this case, pursuant to Business and Professions Code section
14 125.3; and,
- 15 3. Taking such other and further action as deemed necessary and proper.
- 16
17

18 DATED: 5/24/2021

Signature on File

19 _____
20 ANNE SODERGREN
21 Executive Officer
22 Board of Pharmacy
23 Department of Consumer Affairs
24 State of California
25 *Complainant*

26
27
28 LA2021600467