

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

In the Matter of the Accusation Against:

NANCY NORA REICHLE, Respondent

Pharmacist License No. RPH 40475

Agency Case No. 6963

DECISION AND ORDER

The attached Stipulated Surrender of License 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 November 10, 2021.

It is so ORDERED on October 11, 2021.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

By



Seung W. Oh, Pharm.D.
Board President

1 ROB BONTA
Attorney General of California
2 ANDREW STEINHEIMER
Supervising Deputy Attorney General
3 KEVIN W. BELL
Deputy Attorney General
4 State Bar No. 192063
1300 I Street, Suite 125
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 Telephone: (916) 210-7511
Facsimile: (916) 327-8643
7 E-mail: Kevin.Bell@doj.ca.gov
Attorneys for Complainant
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. 6963

14 **NANCY NORA REICHLÉ**
15 **P.O. Box 113**
Twain Harte, CA 95383

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

16 **Pharmacist No. 40475**

17 Respondent.
18
19

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

22 **PARTIES**

23 1. Anne Sodergren (Complainant) is the Executive Officer of the Board of Pharmacy
24 (Board). She brought this action solely in her official capacity and is represented in this matter by
25 Rob Bonta, Attorney General of the State of California, by Kevin W. Bell, Deputy Attorney
26 General.

27 2. Nancy Nora Reichle (Respondent) is representing herself in this proceeding and has
28 chosen not to exercise her right to be represented by counsel.

CONTINGENCY

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

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

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

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

ORDER

22
23 IT IS HEREBY ORDERED that Pharmacist No. 40475, issued to Respondent Nancy Nora
24 Reichle, is surrendered and accepted by the Board.

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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 her pocket license and, if one was issued, her wall certificate on or before the effective date of the Decision and Order.

4. If she 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. 6963 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the application or petition.

5. Respondent shall pay the agency its costs of investigation and enforcement in the amount of \$4,705.00 prior to issuance of a new or reinstated license.

6. If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation, No. 6963 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure.

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. 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: 8-18-2024

Nancy Nora Reichle
NANCY NORA REICHLÉ
Respondent

///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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,
ROB BONTA
Attorney General of California
ANDREW STEINHEIMER
Supervising Deputy Attorney General

KEVIN W. BELL
Deputy Attorney General
Attorneys for Complainant

SA2021301033
Reichle Surrender.docx

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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: 8/19/21

Respectfully submitted,
ROB BONTA
Attorney General of California
ANDREW STEINHEIMER
Supervising Deputy Attorney General



KEVIN W. BELL
Deputy Attorney General
Attorneys for Complainant

SA2021301033
35362933.docx

Exhibit A

Accusation No. 6963

1 ROB BONTA
Attorney General of California
2 KAREN R. DENVER
Supervising Deputy Attorney General
3 KEVIN W. BELL
Deputy Attorney General
4 State Bar No. 192063
1300 I Street, Suite 125
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 Telephone: (916) 210-7511
Facsimile: (916) 327-8643
7 E-mail: Kevin.Bell@doj.ca.gov
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:

Agency Case No. 6963

13 **NANCY NORA REICHLE**
14 **22780 Twain Harte Drive**
Twain Harte, CA 95383
15 **P.O. Box 113**
Twain Harte, CA 95383

ACCUSATION

16 **Pharmacist License No. 40475**

17 Respondent.

18
19
20 **PARTIES**

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

23 2. On or about August 29, 1986, the Board issued Pharmacist License Number 40475 to
24 Nancy Nora Reichle (Respondent). The license was cancelled on June 17, 2021.

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 **STATUTORY AND REGULATORY PROVISIONS**

2 4. Section 4300 of the Code states, in pertinent part:

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

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

7 (1) Suspending judgment.

8 (2) Placing him or her upon probation.

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

10 (4) Revoking his or her license.

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

13 . . .

14 5. Section 4300.1 of the Code states:

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

21 6. Section 4301 of the Code states, in pertinent part:

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

25 . . .

26 (h) The administering to oneself, of any controlled substance, or the use of any
27 dangerous drug or of alcoholic beverages to the extent or in a manner as to be
28 dangerous or injurious to oneself, to a person holding a license under this chapter, or
to any other person or to the public, or to the extent that the use impairs the ability of
the person to conduct with safety to the public the practice authorized by the license.

(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.

7. Section 4022 of the Code states

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

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

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

(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.

5 8. Health and Safety Code Section 11350 subdivision (a) provides, in pertinent part:

6 Except as otherwise provided in this division, every person who possesses ...
7 any controlled substance classified in Schedule III, IV, or V which is a narcotic drug,
8 unless upon the written prescription of a physician, dentist, podiatrist, or veterinarian
9 licensed to practice in this state, shall be punished by imprisonment in a county jail
10 for not more than one year. . .

9 9. Vehicle Code Section 23152 provides in pertinent part:

10 (a) It is unlawful for a person who is under the influence of any alcoholic
11 beverage to drive a vehicle.

11 . . .

12 (f) It is unlawful for a person who is under the influence of any drug to drive a
13 vehicle.

14 (g) It is unlawful for a person who is under the combined influence of any
15 alcoholic beverage and drug to drive a vehicle.

15 COST RECOVERY

16 10. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
17 administrative law judge to direct a licensee found to have committed a violation or violations of
18 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
19 enforcement of the case, with failure of the licensee to comply subjecting the license to not being
20 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be
21 included in a stipulated settlement.

22 DRUG CLASSIFICATIONS

23 11. **Ativan (Lorazepam)** is a Schedule IV controlled substance as designated by Health
24 and Safety Code section 11057(d)(16) and a dangerous drug pursuant to Code section 4022.
25 Ativan is a sedative used to treat anxiety and seizure disorders and is a mind-altering drug.

26 12. **Zolpidem Tartrate (Ambien)** is a Schedule IV controlled substance as designated by
27 Health and Safety Code section 11057(d)(32) and a dangerous drug pursuant to Code section
28 4022. Zolpidem is a sedative used to treat insomnia and is a mind-altering drug.

1 **FIRST CAUSE FOR DISCIPLINE**

2 Unprofessional Conduct

3 (Use of any Dangerous Drug or Alcoholic Beverage to the Extent or in a Manner as to be
4 Dangerous or Injurious to oneself or others)

5 17. Respondent is subject to disciplinary action under Code section 4301 subdivision (h),
6 in that the Respondent used alcohol and/or dangerous drugs when she violated Vehicle Code
7 section 23152 subdivisions (a), (f), and (g), as more fully set forth in paragraphs 14 and 16 above
8 and incorporated herein by reference.

9 **SECOND CAUSE FOR DISCIPLINE**

10 Unprofessional Conduct,

11 (Violation of the statutes of this state regulating controlled substances and dangerous drugs)

12 18. Respondent is subject to disciplinary action under Code section 4301 subdivision (j),
13 in that the Respondent violated the statutes of this state regulating controlled substances and
14 dangerous drugs when she violated Health and Safety Code subdivision (a), as more fully set
15 forth in paragraphs 14 and 15 above and incorporated herein by reference.

16 **PRAYER**

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

- 19 1. Revoking or suspending Pharmacist License Number 40475, issued to Nancy Nora
- 20 Reichle;
- 21 2. Ordering Nancy Nora Reichle to pay the Board of Pharmacy the reasonable costs of
- 22 the investigation and enforcement of this case, pursuant to Code section 125.3; and,
- 23 3. Taking such other and further action as deemed necessary and proper.

24 DATED: 7/1/2021 _____

Signature on File

25 ANNE SODERGREN
26 Executive Officer, Board of Pharmacy
27 Department of Consumer Affairs
28 State of California
Complainant