

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

In the Matter of the Accusation Against:

**COUNTY OF KERN, CALIFORNIA, dba
KERN MEDICAL CENTER CAMPUS PHARMACY,
Hospital Pharmacy License No. PHE 54462;**

and

**ALISIA LIRA CARABANTES,
Pharmacy Technician Registration No. TCH 28141;**

and

**SANJIT SINGH DHILLON,
Pharmacist License No. RPH 58780,**

Respondents

Agency Case No. 7026

OAH No. 2021040550

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order for Public Repeval 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 March 9, 2022.

It is so ORDERED on February 7, 2022.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

A handwritten signature in black ink, appearing to read "Seung W. Oh". The signature is fluid and cursive, with the first name "Seung" and last name "Oh" clearly visible, and "W." in the middle.

Seung W. Oh, Pharm.D.
Board President

1 ROB BONTA
Attorney General of California
2 SHAWN P. COOK
Supervising Deputy Attorney General
3 MARIO CUAHUTLE
Deputy Attorney General
4 State Bar No. 305067
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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:

13 **COUNTY OF KERN, CALIFORNIA, DBA**
14 **KERN MEDICAL CENTER CAMPUS**
15 **PHARMACY**
16 **2014 Collage Ave.**
Bakersfield, CA 93305
Hospital Pharmacy License No. PHE 54462,

17 **ALICIA LIRA CARABANTES**
18 **620 Voorhies Lane**
Bakersfield, CA 93306
19 **Pharmacy Technician Registration No. TCH**
28141,

20 **and**

21 **SANJIT SINGH DHILLON**
22 **15732 San Marco Pl.**
Bakersfield, CA 93314
23 **Pharmacist License No. RPH 58780**

24 Respondents.

Case No. 7026

OAH No. 2021040550

STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER FOR PUBLIC
REPROVAL AS TO SANJIT SINGH
DHILLON ONLY

[Bus. & Prof. Code § 495]

25
26 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
27 entitled proceedings that the following matters are true:

28 ///

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 Rob Bonta, Attorney General of the State of California, by Mario Cuahutle, Deputy Attorney
5 General.

6 2. Respondent Sanjit Singh Dhillon (Respondent) is represented in this proceeding by
7 attorney Adam B. Brown whose address is: 3848 W. Carson Street, Suite 206, Torrance, CA
8 90503.

9 **JURISDICTION**

10 3. On or about September 7, 2006, the Board of Pharmacy (Board) issued Pharmacist
11 License No. RPH 58780 to Respondent. The Pharmacist License was in full force and effect at
12 all times relevant to the charges brought herein and will expire on March 31, 2022, unless
13 renewed.

14 4. Accusation No. 7026 was filed before the Board, Department of Consumer Affairs
15 and is currently pending against Respondent. The Accusation and all other statutorily required
16 documents were properly served on Respondent on February 1, 2021. Respondent timely filed
17 his Notice of Defense contesting the Accusation. A copy of Accusation No. 7026 is attached as
18 exhibit A and incorporated herein by reference.

19 **ADVISEMENT AND WAIVERS**

20 5. Respondent has carefully read, fully discussed with counsel, and understands the
21 charges and allegations in Accusation No. 7026. Respondent has also carefully read, fully
22 discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary
23 Order for Public Reproval.

24 6. Respondent is fully aware of his legal rights in this matter, including the right to a
25 hearing on the charges and allegations in the Accusation; the right to be represented by counsel at
26 its own expense; the right to confront and cross-examine the witnesses against them; the right to
27 present evidence and to testify on its own behalf; the right to the issuance of subpoenas to compel
28 the attendance of witnesses and the production of documents; the right to reconsideration and

1 court review of an adverse decision; and all other rights accorded by the California
2 Administrative Procedure Act and other applicable laws.

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

5 **CULPABILITY**

6 8. Respondent admits the truth of each and every charge and allegation in Accusation
7 No. 7026.

8 9. Respondent agrees that his Pharmacist License is subject to discipline and he agrees
9 to be bound by the Disciplinary Order below.

10 **CONTINGENCY**

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

21 11. The parties understand and agree that Portable Document Format (PDF) and facsimile
22 copies of this Stipulated Settlement and Disciplinary Order for Public Reapproval, including PDF
23 and facsimile signatures thereto, shall have the same force and effect as the originals.

24 12. This Stipulated Settlement and Disciplinary Order for Public Reapproval is intended by
25 the parties to be an integrated writing representing the complete, final, and exclusive embodiment
26 of their agreement. It supersedes any and all prior or contemporaneous agreements,
27 understandings, discussions, negotiations, and commitments (written or oral). This Stipulated
28 Settlement and Disciplinary Order for Public Reapproval may not be altered, amended, modified,

1 supplemented, or otherwise changed except by a writing executed by an authorized representative
2 of each of the parties.

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

6 **DISCIPLINARY ORDER**

7 IT IS HEREBY ORDERED that Pharmacist License No. RPH 58780 issued to Respondent
8 shall be publicly reprovved by the Board of Pharmacy under Business and Professions Code
9 section 495 in resolution of Accusation No. 7026, attached as exhibit A.

10 **Coursework.** No later than one year from the effective date of the public reprovall,
11 Respondent, at his own expense, shall enroll, successfully complete and submit verification of six
12 hours of remedial education in pharmacy law and operations, of which at least 50% must be in
13 person or live webinar. Respondent shall obtain prior approval from the Board before enrolling
14 in the course. Respondent shall submit to the Board the original transcripts or certificates of
15 completion for the above-required course(s).

16 **Cost Recovery.** No later than 1 year from the effective date of the Decision, Respondent
17 shall pay \$4,666.38 to the Board for its costs associated with the investigation and enforcement of
18 this matter pursuant to Business and Professions Code Section 125.3. If Respondent fails to pay
19 the Board costs as ordered, Respondent shall not be allowed to renew his Pharmacist License
20 until Respondent pays costs in full. In addition, the Board may enforce this order for payment of
21 its costs in any appropriate court, in addition to any other rights the Board may have.

22 **Full Compliance.** As a resolution of the charges in Accusation No. 7026, this stipulated
23 settlement is contingent upon Respondent's full compliance with all conditions of this Order. If
24 Respondent fails to satisfy any of these conditions, such failure to comply constitutes cause for
25 discipline, including outright revocation, of Respondent's Pharmacist License No. RPH 58780.

26 **ACCEPTANCE**

27 I have carefully read the above Stipulated Settlement and Disciplinary Order for Public
28 Reproval and have fully discussed it with my attorney, Adam B. Brown. I understand the

1 stipulation and the effect it will have on my Pharmacist License. I enter into this Stipulated
2 Settlement and Disciplinary Order for Public Reapproval voluntarily, knowingly, and intelligently,
3 and agree to be bound by the Decision and Order of the Board of Pharmacy.

4
5 DATED: _____

SANJIT SINGH DHILLON
Respondent

7 I have read and fully discussed with Respondent Sanjit Singh Dhillon the terms and
8 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order
9 for Public Reapproval. I approve its form and content.

10 DATED: _____

ADAM B. BROWN
Attorney for Respondent

12
13 **ENDORSEMENT**

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

17
18 DATED: _____

Respectfully submitted,

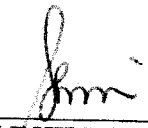
19 ROB BONTA
Attorney General of California
20 SHAWN P. COOK
Supervising Deputy Attorney General

21
22 MARIO CUAHUTLE
23 Deputy Attorney General
24 *Attorneys for Complainant*

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27 LA2020602474
28 64713691.docx

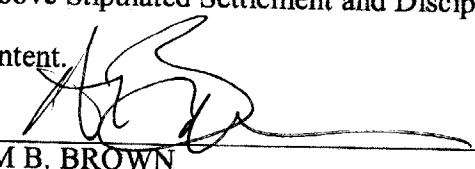
1 stipulation and the effect it will have on my Pharmacist License. I enter into this Stipulated
2 Settlement and Disciplinary Order for Public Repeval voluntarily, knowingly, and intelligently,
3 and agree to be bound by the Decision and Order of the Board of Pharmacy.

4
5 DATED: 11/29/2021


6 SANJIT SINGH DHILLON
Respondent

7 I have read and fully discussed with Respondent Sanjit Singh Dhillon the terms and
8 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order
9 for Public Repeval. I approve its form and content.

10 DATED: 11-29-21


11 ADAM B. BROWN
Attorney for Respondent

12
13 **ENDORSEMENT**

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

17 DATED: 11/30/21

18 Respectfully submitted,

19 ROB BONTA
Attorney General of California
20 SHAWN P. COOK
Supervising Deputy Attorney General

21 

22 MARIO CUAHUTLE
23 Deputy Attorney General
24 Attorneys for Complainant

25
26
27 LA2020602474
28 64713691.docx

Exhibit A

Accusation No. 7026

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2 SHAWN P. COOK
Supervising Deputy Attorney General
3 MARIO CUAHUTLE
Deputy Attorney General
4 State Bar No. 305067
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E-mail: Mario.Cuahutle@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. 7026

13 **COUNTY OF KERN, CALIFORNIA, DBA**
14 **KERN MEDICAL CENTER CAMPUS**
15 **PHARMACY**
2014 College Ave.
16 **Bakersfield, CA 93305**

ACCUSATION

17 **Original Permit No. PHE 54462,**

18 **ALICIA LIRA CARABANTES**
620 Voorhies Lane
19 **Bakersfield, CA 93306**

20 **Pharmacy Technician Registration No. TCH**
28141,

21 **and**

22 **SANJIT SINGH DHILLON**
15732 San Marco Pl.
23 **Bakersfield, CA 93314**

24 **Pharmacist License No. RPH 58780**

25 Respondents.

26
27 ///

28 ///

1 **PARTIES**

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

4 2. On or about July 1, 2016, the Board of Pharmacy issued Original Permit Number
5 PHE 54462 to County of Kern, California, dba Kern Medical Center Campus Pharmacy
6 (Respondent Kern). The Original Permit Number was in full force and effect at all times relevant
7 to the charges brought herein and will expire on November 1, 2021, unless renewed.

8 3. On or about January 21, 1999, the Board of Pharmacy issued Pharmacy Technician
9 Registration Number TCH 28141 to Alicia Lira Carabantes (Respondent Carabantes). The
10 Pharmacy Technician Registration was in full force and effect at all times relevant to the charges
11 brought herein and will expire on April 30, 2022, unless renewed.

12 4. On or about September 7, 2006, the Board of Pharmacy issued Pharmacist License
13 Number RPH 58780 to Sanjit Singh Dhillon (Respondent Dhillon). The Pharmacist License was
14 in full force and effect at all times relevant to the charges brought herein and will expire on
15 March 31, 2022, unless renewed.

16 **JURISDICTION**

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

20 6. Section 118, subdivision (b), of the Code provides that the
21 suspension/expiration/surrender/cancellation of a license shall not deprive the
22 Board/Registrar/Director of jurisdiction to proceed with a disciplinary action during the period
23 within which the license may be renewed, restored, reissued or reinstated.

24 **STATUTORY PROVISIONS**

25 7. Section 4300 of the Code states:

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

27 (b) The board shall discipline the holder of any license issued by the board,
28 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.

(c) The board may refuse a license to any applicant guilty of unprofessional conduct. The board may, in its sole discretion, issue a probationary license to any applicant for a license who is guilty of unprofessional conduct and who has met all other requirements for licensure. The board may issue the license subject to any terms or conditions not contrary to public policy, including, but not limited to, the following:

- (1) Medical or psychiatric evaluation.
- (2) Continuing medical or psychiatric treatment.
- (3) Restriction of type or circumstances of practice.
- (4) Continuing participation in a board-approved rehabilitation program.
- (5) Abstention from the use of alcohol or drugs.
- (6) Random fluid testing for alcohol or drugs.
- (7) Compliance with laws and regulations governing the practice of pharmacy.

(d) The board may initiate disciplinary proceedings to revoke or suspend any probationary certificate of licensure for any violation of the terms and conditions of probation. Upon satisfactory completion of probation, the board shall convert the probationary certificate to a regular certificate, free of conditions.

(e) The proceedings under this article shall be conducted in accordance with Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of the Government Code, and the board shall have all the powers granted therein. The action shall be final, except that the propriety of the action is subject to review by the superior court pursuant to Section 1094.5 of the Code of Civil Procedure.

8. Section 4300.1 of the Code 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.

9. Section 4301 of the Code 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 shall include, but is not limited to, any of the following:

- (a) Procurement of a license by fraud or misrepresentation.
- (b) Incompetence.
- (c) Gross negligence.
- (d) The clearly excessive furnishing of controlled substances in violation of subdivision (a) of Section 11153 of the Health and Safety Code.
- (e) The clearly excessive furnishing of controlled substances in violation of subdivision (a) of Section 11153.5 of the Health and Safety Code. Factors to be considered in determining whether the furnishing of controlled substances is clearly excessive shall include, but not be limited to, the amount of controlled substances furnished, the previous ordering pattern of the customer (including size and frequency of orders), the type and size of the customer, and where and to whom the customer distributes its product.
- (f) The commission of any act involving moral turpitude, dishonesty, fraud, 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.
- (g) Knowingly making or signing any certificate or other document that falsely represents the existence or nonexistence of a state of facts.
- (h) The administering to oneself, of any controlled substance, or the use of any dangerous drug or of alcoholic beverages to the extent or in a manner as to be 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.
- (i) Except as otherwise authorized by law, knowingly selling, furnishing, giving away, or administering, or offering to sell, furnish, give away, or administer, any controlled substance to an addict.
- (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.
- (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 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.

(m) The cash compromise of a charge of violation of Chapter 13 (commencing with Section 801) of Title 21 of the United States Code regulating controlled substances or of Chapter 7 (commencing with Section 14000) of Part 3 of Division 9 of the Welfare and Institutions Code relating to the Medi-Cal program.

(n) The revocation, suspension, or other discipline by another state of a license to practice pharmacy, operate a pharmacy, or do any other act for which a license is required by this chapter that would be grounds for revocation, suspension, or other discipline under this chapter. Any disciplinary action taken by the board pursuant to this section shall be coterminous with action taken by another state, except that the term of any discipline taken by the board may exceed that of another state, consistent with the board's enforcement guidelines. The evidence of discipline by another state is conclusive proof of unprofessional conduct.

(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.

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

(q) Engaging in any conduct that subverts or attempts to subvert an investigation of the board.

(r) The selling, trading, transferring, or furnishing of drugs obtained pursuant to Section 256b of Title 42 of the United States Code to any person a licensee knows or reasonably should have known, not to be a patient of a covered entity, as defined in paragraph (4) of subsection (a) of Section 256b of Title 42 of the United States Code.

(s) The clearly excessive furnishing of dangerous drugs by a wholesaler to a pharmacy that primarily or solely dispenses prescription drugs to patients of long-term care facilities. Factors to be considered in determining whether the furnishing of dangerous drugs is clearly excessive shall include, but not be limited to, the amount of dangerous drugs furnished to a pharmacy that primarily or solely dispenses prescription drugs to patients of long-term care facilities, the previous ordering pattern of the pharmacy, and the general patient population to whom the pharmacy distributes the dangerous drugs. That a wholesaler has established, and employs, a tracking system that complies with the requirements of subdivision (b) of Section 4164 shall be considered in determining whether there has been a violation of this subdivision. This provision shall not be interpreted to require a wholesaler to obtain personal medical information or be authorized to permit a wholesaler to have access to personal medical information except as otherwise authorized by Section 56 and following of the Civil Code. For purposes of this section, long-term care facility shall have the same meaning given the term in Section 1418 of the Health and Safety Code.

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1 patient, another licensed pharmacist serving the patient, or a person duly authorized by law to
2 receive such information.”

3 **COST RECOVERY**

4
5 13. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
6 administrative law judge to direct a licensee 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, with failure of the licensee to comply subjecting the license to not being
9 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be
10 included in a stipulated settlement.

11 **FACTUAL ALLEGATIONS AS TO PATIENT HM**

12 14. On or about March 19, 2019, the Board received a complaint from the California
13 Department of Public Health (CDPH) alleging that a pharmacy technician at Kern Medical Center
14 Campus Pharmacy provided a prescription to a patient that was prescribed for another patient.
15 The Board conducted an investigation of the complaint.

16 15. The Board’s investigation revealed that on or about January 15, 2019, Kern Medical
17 Center Campus Pharmacy erroneously furnished patient HM’s Basaglar KwikPen to patient BM
18 thus revealing patient HM’s medical information to patient BM without patient HM’s
19 authorization. The erroneously dispensed Basaglar KwikPen to patient BM had directions to
20 inject 40 units at bedtime when patient BM was prescribed Basaglar KwikPen with directions to
21 inject 15 units every morning thus resulting in injecting of a wrong dose of medication.

22 16. At all times relevant, Respondent Dhillon was employed as the Pharmacist-in-Charge
23 at Kern Medical Center Campus Pharmacy and Respondent Carabantes was employed as a
24 Pharmacy Technician at Kern Medical Center Campus Pharmacy.

25 **FIRST CAUSE FOR DISCIPLINE**

26 (Unauthorized Disclosure of Prescriptions)

27 17. Respondent Kern, Respondent Dhillon, and Respondent Carabantes are subject to
28 disciplinary action under Code section 4301, subdivision (o), in conjunction with California Code

1 of Regulations, title 16, section 1764, on the grounds of unprofessional conduct in that
2 Respondent Kern erroneously furnished patient HM's Basaglar KwikPen to patient BM.
3 Respondent Dhillon was the Pharmacist-in-Charge of Respondent Kern when this conduct
4 occurred and Respondent Carabanates was the Pharmacy Technician who dispensed patient HM's
5 Basaglar KwikPen to patient BM.

6 **SECOND CAUSE FOR DISCIPLINE**

7 (Variation from Prescriptions)

8 18. Respondent Kern, Respondent Dhillon, and Respondent Carabantes are subject to
9 disciplinary action under Code section 4301, subdivision (o), in conjunction with California Code
10 of Regulations, title 16, section 1716, on the grounds of unprofessional conduct in that
11 Respondent Kern erroneously furnished patient HM's Basaglar KwikPen to patient BM, which
12 mistakenly directed patient BM to inject 40 units at bedtime when patient BM was prescribed
13 with directions to inject 15 units every morning. Respondent Dhillon was the Pharmacist-in-
14 Charge of Respondent Kern when this conduct occurred and Respondent Carabanates was the
15 Pharmacy Technician who dispensed patient HM's Basaglar KwikPen to patient BM, resulting in
16 patient BM ingesting the wrong dose of medication.

17 **FACTUAL ALLEGATIONS AS TO PATIENT VR**

18 19. On or about March 19, 2019, the Board received a complaint from the California
19 Department of Public Health (CDPH) alleging that a pharmacy technician at Kern Medical Center
20 Campus Pharmacy incorrectly dispensed a patient's prescription to a different patient thus
21 disclosing the patient's prescription information to an unauthorized individual. The Board
22 conducted an investigation of the complaint.

23 20. The Board's investigation revealed that on or about November 20, 2018, patient LU
24 was dispensed Bydureon BCise prescribed for patient VR.

25 21. At all times relevant, Respondent Dhillon was employed as the Pharmacist-in-Charge
26 at Kern Medical Center Campus Pharmacy and Respondent Carabantes was employed as a
27 Pharmacy Technician at Kern Medical Center Campus Pharmacy.

28 ///

1 **THIRD CAUSE FOR DISCIPLINE**

2 (Unauthorized Disclosure of Prescriptions)

3 22. Respondent Kern, Respondent Dhillon, and Respondent Carabantes are subject to
4 disciplinary action under Code section 4301, subdivision (o), in conjunction with California Code
5 of Regulations, title 16, section 1764, on the grounds of unprofessional conduct in that
6 Respondent Kern erroneously dispensed patient VR's Bydureon BCise to patient LU.
7 Respondent Dhillon was the Pharmacist-in-Charge of Respondent Kern when this conduct
8 occurred and Respondent Carabantes was the Pharmacy Technician who dispensed the
9 Bydureon BCise to patient LU prescribed for patient VR.

10 **FACTUAL ALLEGATIONS AS TO PATIENT AB**

11 23. On or about March 19, 2019, the Board received a complaint from the California
12 Department of Public Health (CDPH) alleging that Kern Medical Center Campus Pharmacy
13 dispensed a restocked medication with previous patient label underneath the new prescription
14 thus disclosing the previous patient's information to an unauthorized individual. The Board
15 conducted an investigation of the complaint.

16 24. The Board's investigation revealed that on or about November 26, 2018, Kern
17 Medical Center Campus Pharmacy dispensed patient AB's Amoxicillin with prescription label for
18 patient LP underneath AB's prescription label thus revealing patient LP's medical information to
19 patient AB without patient LP's authorization.

20 **FOURTH CAUSE FOR DISCIPLINE**

21 (Unauthorized Disclosure of Prescriptions)

22 25. Respondent Kern is subject to disciplinary action under Code section 4301,
23 subdivision (o), in conjunction with California Code of Regulations, title 16, section 1764, on the
24 grounds of unprofessional conduct in that Respondent Kern erroneously dispensed patient AB's
25 Amoxicillin with prescription label for patient LP underneath AB's prescription label.

26 **FACTUAL ALLEGATIONS AS TO PATIENT BC**

27 26. On or about March 19, 2019, the Board received a complaint from the California
28 Department of Public Health (CDPH) alleging that Sage Brush Medical Plaza Pharmacy

1 incorrectly dispensed a patient's prescription to a different patient thus disclosing the patient's
2 prescription information to an unauthorized individual. The Board conducted an investigation of
3 the complaint.

4 27. The Board's investigation revealed that on or about November 16, 2018, patient MC
5 was dispensed Humira prescribed for patient BC.

6 28. At all times relevant, Respondent Dhillon was employed as the Pharmacist-in-Charge
7 at Sage Brush Medical Plaza Pharmacy and Respondent Carabantes was employed as a Pharmacy
8 Technician at Sage Brush Medical Plaza Pharmacy.

9 **FIFTH CAUSE FOR DISCIPLINE**

10 (Unauthorized Disclosure of Prescriptions)

11 29. Respondent Dhillon and Respondent Carabantes are subject to disciplinary action
12 under Code section 4301, subdivision (o), in conjunction with California Code of Regulations,
13 title 16, section 1764, on the grounds of unprofessional conduct in that Respondent Dhillon was
14 the Pharmacist-in-Charge of Sage Brush Medical Plaza Pharmacy when this conduct occurred
15 and Respondent Carabanates was the Pharmacy Technician who erroneously furnished patient
16 BC's Humira to patient MC thus revealing patient BC's medical information to patient MC
17 without patient BC's authorization.

18 **FACTUAL ALLEGATIONS AS TO PATIENT HS**

19 30. On or about March 19, 2019, the Board received a complaint from the California
20 Department of Public Health (CDPH) alleging that Kern Medical Center Campus Pharmacy
21 incorrectly dispensed a patient's prescription to a different patient thus disclosing the patient's
22 prescription information to an unauthorized individual. The Board conducted an investigation of
23 the complaint.

24 31. The Board's investigation revealed that on or about January 15, 2019, a pharmacy
25 technician dispensed the wrong medication to the wrong patient. Specifically, patient HS #1 was
26 dispensed Triamcinolone 0.1% cream labeled for a different patient HS #2 instead of prescribed
27 Augmentin 125-31.25 mg/5ml for patient HS #1.

32. At all times relevant, Respondent Dhillon was employed as the Pharmacist-in-Charge at Kern Medical Center Campus Pharmacy.

SIXTH CAUSE FOR DISCIPLINE

(Unauthorized Disclosure of Prescriptions)

33. Respondent Kern and Respondent Dhillon are subject to disciplinary action under Code section 4301, subdivision (o), in conjunction with California Code of Regulations, title 16, section 1764, on the grounds of unprofessional conduct in that Respondent Kern erroneously dispensed patient HS #2's Triamcinolone 0.1% cream to patient HS #1. Respondent Dhillon was the Pharmacist-in-Charge of Respondent Kern when this conduct occurred.

DISCIPLINE CONSIDERATIONS

34. To determine the degree of discipline, if any, to be imposed on Respondent Kern Medical Center Campus Pharmacy, Complainant alleges that on or about March 28, 2018, in a prior disciplinary action titled In the Matter of the Accusation Against Kern Medical Center Campus Pharmacy before the Board of Pharmacy, in Case Number 5551, Respondent's license was publicly reprovved for unauthorized receipt and delivery of prescriptions and prescription medication, unauthorized deposit of a prescription, unauthorized electronic transmission of prescriptions, and storage of pharmacy records at an unlicensed location. That decision is now final.

OTHER MATTERS

35. Pursuant to Code section 4307, if discipline is imposed on Pharmacy Permit Number PHE 54462 issued to County of Kern, California dba Kern Medical Center Campus Pharmacy, County of Kern, California shall be prohibited from serving as a manager, administrator, owner, member, officer, director, associate, or partner of a licensee for five years if Pharmacy Permit Number PHE 54462 is placed on probation or until Pharmacy Permit Number PHE 54462 is reinstated if it is revoked.

36. Pursuant to Code section 4307, if discipline is imposed on Pharmacy Permit Number PHE 54462 issued to County of Kern, California dba Kern Medical Center Campus Pharmacy, while Russell Judd has been an officer and/or owner and had knowledge of or knowingly

1 participated in any conduct for which the licensee was disciplined, he shall be prohibited from
2 serving as a manager, administrator, owner, member, officer, director, associate, or partner of a
3 licensee for five years if Pharmacy Permit Number PHE 54462 is placed on probation or until
4 Pharmacy Permit Number PHE 54462 is reinstated if it is revoked.

5 37. Pursuant to Code section 4307, if discipline is imposed on Pharmacy Permit Number
6 PHE 54462 issued to County of Kern, California dba Kern Medical Center Campus Pharmacy,
7 while Glenn Goldis has been an officer and/or owner and had knowledge of or knowingly
8 participated in any conduct for which the licensee was disciplined, he shall be prohibited from
9 serving as a manager, administrator, owner, member, officer, director, associate, or partner of a
10 licensee for five years if Pharmacy Permit Number PHE 54462 is placed on probation or until
11 Pharmacy Permit Number PHE 54462 is reinstated if it is revoked.

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PRAYER

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

1. Revoking or suspending Original Permit Number PHE 54462, issued to County of Kern, California, dba Kern Medical Center Campus Pharmacy;

2. Revoking or suspending Pharmacy Technician Registration Number TCH 28141, issued to Alicia Lira Carabantes;

3. Revoking or suspending Pharmacist License Number RPH 58780, issued to Sanjit Singh Dhillon;

4. Prohibiting Respondent County of Kern, California, dba Kern Medical Center Campus Pharmacy from serving as a manager, administrator, owner, member, officer, director, associate, or partner of a licensee for five years if Pharmacy Permit Number PHE 54462 is placed on probation or until Pharmacy Permit Number PHE 54462 is reinstated if Pharmacy Permit Number PHE 54462 issued to County of Kern, California, dba Kern Medical Center Campus Pharmacy is revoked;

5. Prohibiting Russell Judd from serving as a manager, administrator, owner, member, officer, director, associate, or partner of a licensee for five years if Pharmacy Permit Number PHE 54462 is placed on probation or until Pharmacy Permit Number PHE 54462 is reinstated if Pharmacy Permit Number PHE 54462 issued to County of Kern, California, dba Kern Medical Center Campus Pharmacy is revoked;

6. Prohibiting Glenn Goldis from serving as a manager, administrator, owner, member, officer, director, associate, or partner of a licensee for five years if Pharmacy Permit Number PHE 54462 is placed on probation or until Pharmacy Permit Number PHE 54462 is reinstated if Pharmacy Permit Number PHE 54462 issued to County of Kern, California, dba Kern Medical Center Campus Pharmacy is revoked;

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1 7. Ordering Kern Medical Center Campus Pharmacy, Alicia Lira Carabantes and Sanjit
2 Singh Dhillon to pay the Board of Pharmacy the reasonable costs of the investigation and
3 enforcement of this case, pursuant to Business and Professions Code section 125.3; and,

4 8. Taking such other and further action as deemed necessary and proper.
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7 DATED: 1/19/2021
8 _____

Signature on File

9 _____
10 ANNE SODERGREN
11 Executive Officer
12 Board of Pharmacy
13 Department of Consumer Affairs
14 State of California
15 *Complainant*

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