

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

In the Matter of the Accusation Against:

EDWARD CHARLES EPLING II, Respondent

Pharmacy Technician Registration No. TCH 165783

Agency Case No. 7236

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 October 18, 2023.

It is so ORDERED on September 18, 2023.

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 KAREN R. DENVIR
Supervising Deputy Attorney General
3 KATELYN E. DOCHERTY
Deputy Attorney General
4 State Bar No. 322028
1300 I Street, Suite 125
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 Telephone: (916) 210-6277
Facsimile: (916) 327-8643
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. 7236

13 **EDWARD CHARLES EPLING II**
14 **418 Dawnridge Rd.**
Roseville, CA 95678

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

15 **Pharmacy Technician License No. TCH**
16 **165883**

17 Respondent.

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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 Katelyn E. Docherty, Deputy Attorney
26 General.

27 2. Edward Charles Epling II (Respondent) is representing himself in this proceeding and
28 has chosen not to exercise his right to be represented by counsel.

1 Respondent. This stipulation constitutes a record of the discipline and shall become a part of
2 Respondent's license history with the Board.

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

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

7 4. If Respondent ever files an application for licensure or a petition for reinstatement in
8 the State of California, the Board shall treat it as a new application for licensure. Respondent
9 must comply with all the laws, regulations and procedures for reinstatement of a revoked or
10 surrendered license in effect at the time the petition is filed, and all of the charges and allegations
11 contained in Accusation No. 7236 shall be deemed to be true, correct and admitted by Respondent
12 when the Board determines whether to grant or deny the petition.

13 5. Respondent shall pay the agency its costs of investigation and enforcement in the
14 amount of \$758.53 prior to issuance of a new or reinstated license.

15 6. If Respondent should ever apply or reapply for a new license or certification, or
16 petition for reinstatement of a license, by any other health care licensing agency in the State of
17 California, all of the charges and allegations contained in Accusation, No. 7236 shall be deemed
18 to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any
19 other proceeding seeking to deny or restrict licensure.

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ACCEPTANCE

I have carefully read the Stipulated Surrender of License and Order. I understand the stipulation and the effect it will have on my Pharmacy Technician 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: _____
EDWARD CHARLES EPLING II
Respondent

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
KAREN R. DENVIR
Supervising Deputy Attorney General

KATELYN E. DOCHERTY
Deputy Attorney General
Attorneys for Complainant

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DATED: 8-9-2023


EDWARD CHARLES EPLING II
Respondent

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
KAREN R. DENVER
Supervising Deputy Attorney General

KATELYN E. DOCHERTY
Deputy Attorney General
Attorneys for Complainant

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DATED: 8/9/2023 _____
Respectfully submitted,
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EDWARD CHARLES EPLING II
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Respectfully submitted,
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Deputy Attorney General
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Exhibit A

Accusation No. 7236

1 ROB BONTA
Attorney General of California
2 KAREN R. DENVIR
Supervising Deputy Attorney General
3 KATELYN E. DOCHERTY
Deputy Attorney General
4 State Bar No. 322028
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Roseville, CA 95678

ACCUSATION

15 **Pharmacy Technician License No. TCH**
16 **165883**

17 Respondent.

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21 **PARTIES**

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

24 2. On or about March 14, 2018, the Board of Pharmacy issued Pharmacy Technician
25 License Number TCH 165883 to Edward Charles Epling II (Respondent). The Pharmacy
26 Technician License was in full force and effect at all times relevant to the charges brought herein
27 and will expire on August 31, 2023, unless renewed.

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1 **JURISDICTION**

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

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

8 5. Section 4300, subdivision (a), of the Code states, “Every license issued may be
9 suspended or revoked.”

10 6. Section 4300.1 of the Code states:

11 The expiration, cancellation, forfeiture, or suspension of a board-issued license
12 by operation of law or by order or decision of the board or a court of law, the placement
13 of a license on a retired status, or the voluntary surrender of a license by a licensee shall
14 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.

14 **STATUTORY PROVISIONS**

15 5. Section 820 of the Code provides:

16 “Whenever it appears that any person holding a license, certificate or permit under this
17 division or under any initiative act referred to in this division may be unable to practice his or her
18 profession safely because the licentiate’s ability to practice is impaired due to mental illness, or
19 physical illness affecting competency, the licensing agency may order the licentiate to be
20 examined by one or more physicians and surgeons or psychologists designated by the agency.
21 The report of the examiners shall be made available to the licentiate and may be received as direct
22 evidence in proceedings conducted pursuant to Section 822.”

23 6. Section 821 of the Code provides that the licentiate’s failure to comply with an order
24 issued under section 820 shall constitute grounds for the suspension or revocation of the
25 licentiate’s certificate of license.

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1 Respondent is not able to function as a pharmacy technician with all the attendant responsibilities
2 and safety precautions necessary for patient care and his ability to practice safely is impaired due
3 to mental and/or physical illness.

4 **CAUSE FOR DISCIPLINE**

5 **(Ability to Practice is Impaired)**

6 10. Respondent is subject to disciplinary action under Code section 822, in that he is
7 unable to practice as a pharmacy technician safely because his ability to practice is impaired due
8 to mental and/or physical illness affecting competency, as set forth above in paragraph 9, and
9 incorporated herein by reference.

10 **PRAYER**

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

- 13 1. Revoking or suspending Pharmacy Technician License Number TCH 165883, issued
14 to Edward Charles Epling II;
- 15 2. Ordering Edward Charles Epling II to pay the Board of Pharmacy the reasonable
16 costs of the investigation and enforcement of this case, pursuant to Business and Professions
17 Code section 125.3; and,
- 18 3. Taking such other and further action as deemed necessary and proper.
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20

21
22 DATED: 7/24/2023

Sodergren, Digitally signed by
Anne@DCA Sodergren, Anne@DCA
Date: 2023.07.24
19:31:56 -07'00'

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

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