

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

In the Matter of the Accusation Against:

**INGRID JANETTE WIMENTA,
Pharmacy Technician License No. TCH 61424,**

Respondent.

Agency Case No. 7510

OAH NO. 2023120208

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 March 20, 2025.

It is so ORDERED on February 18, 2025.

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 SHAWN P. COOK
Supervising Deputy Attorney General
3 SHERONDA L. EDWARDS
Deputy Attorney General
4 State Bar No. 225404
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5 Los Angeles, CA 90013
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E-mail: Sheronda.Edwards@doj.ca.gov
7 *Attorneys for Complainant*

8 **BEFORE THE**
9 **BOARD OF PHARMACY**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

13 **INGRID JANETTE WIMENTA**
820 S. Rosemead Blvd., Apt. 122
Pasadena, CA 91107

14 **Pharmacy Technician Registration**
No. TCH 61424

15 Respondent.

Case No. 7510

OAH No. 2023120208

16 **STIPULATED SURRENDER OF**
17 **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). Complainant brought this action solely in her official capacity and is represented in this
23 matter by Rob Bonta, Attorney General of the State of California, by Sheronda L. Edwards,
24 Deputy Attorney General.

25 2. Ingrid Janette Wimenta (Respondent) is represented in this proceeding by attorney
26 Nicole Weil, Esq., whose address is: 9474 Kearny Villa Rd., Ste 101, San Diego, CA 92126.

27 3. On or about March 3, 2005, the Board issued Pharmacy Technician Registration No.
28 TCH 61424 to Respondent. The Pharmacy Technician Registration was in full force and effect at

1 all times relevant to the charges brought in Accusation No. 7510 and will expire on January 31,
2 2025, unless renewed.

3 **JURISDICTION**

4 4. Accusation No. 7510 was filed before the Board, and is currently pending against
5 Respondent. The Accusation and all other statutorily required documents were properly served
6 on Respondent on September 29, 2023. Respondent timely filed female Notice of Defense
7 contesting the Accusation. A copy of Accusation No. 7510 is attached as **Exhibit A** and
8 incorporated by reference.

9 **ADVISEMENT AND WAIVERS**

10 5. Respondent has carefully read, fully discussed with counsel, and understands the
11 charges and allegations in Accusation No. 7510. Respondent also has carefully read, fully
12 discussed with counsel, and understands the effects of this Stipulated Surrender of License and
13 Order.

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

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

22 **CULPABILITY**

23 8. Respondent understands that the charges and allegations in Accusation No. 7510, if
24 proven at a hearing, constitute cause for imposing discipline upon her Pharmacy Technician
25 Registration.

26 9. For the purpose of resolving the Accusation without the expense and uncertainty of
27 further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual
28 basis for the charges in the Accusation and that those charges constitute cause for discipline.

1 Respondent hereby gives up her right to contest that cause for discipline exists based on those
2 charges.

3 10. Respondent understands that by signing this stipulation she enables the Board to issue
4 an order accepting the surrender of her Pharmacy Technician Registration without further
5 process.

6 11. Respondent agrees that in any future disciplinary proceedings before the Board, the
7 allegations in Accusation No. 7510 shall be deemed admitted by Respondent.

8 **CONTINGENCY**

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

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

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

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

ORDER

IT IS HEREBY ORDERED that Pharmacy Technician Registration No. TCH 61424, issued to Respondent Ingrid Janette Wimenta, is surrendered and accepted by the Board.

1. The surrender of Respondent's Pharmacy Technician Registration 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 Pharmacy Technician in California as of the effective date of the Board's Decision and Order. Respondent understands and acknowledges that for purposes of Business and Professions Code section 4307, this stipulated surrender is the same as a revocation.

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. 7510 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 \$3,307.44 prior to issuance of a new or reinstated license.

6. Respondent may not apply, reapply, or petition for any licensure, permit, or registration from the Board for three (3) years from the effective date of the Decision and Order.

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ACCEPTANCE

I have carefully read the above Stipulated Surrender of License and Order and have fully discussed it with my attorney Nicole Weil, Esq. I understand the stipulation and the effect it will have on my Pharmacy Technician Registration. 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: _____
INGRID JANETTE WIMENTA
Respondent


I have read and fully discussed with Respondent Ingrid Janette Wimenta the terms and conditions and other matters contained in this Stipulated Surrender of License and Order. I approve its form and content.

DATED: _____
NICOLE WEIL, ESQ.
Attorney for Respondent

1 **ACCEPTANCE**

2 I have carefully read the above Stipulated Surrender of License and Order and have fully
3 discussed it with my attorney Nicole Weil, Esq. I understand the stipulation and the effect it will
4 have on my Pharmacy Technician Registration. I enter into this Stipulated Surrender of License
5 and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and
6 Order of the Board of Pharmacy.

7
8 DATED: 10/15/2024


Ingrid Wimenta (Oct 15, 2024 18:52 PDT)

9 INGRID JANETTE WIMENTA
10 *Respondent*

11 I have read and fully discussed with Respondent Ingrid Janette Wimenta the terms and
12 conditions and other matters contained in this Stipulated Surrender of License and Order. I
13 approve its form and content.

14 DATED: 10/16/2024

Nicole Weil

15 NICOLE WEIL, ESQ.
16 *Attorney for 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, Department of Consumer Affairs, State of California.

DATED: _____

Respectfully submitted,
ROB BONTA
Attorney General of California
SHAWN P. COOK
Supervising Deputy Attorney General

SHERONDA L. EDWARDS
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, Department of Consumer Affairs, State of California.

DATED: October 16, 2024

Respectfully submitted,

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



SHERONDA L. EDWARDS
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 7510

1 ROB BONTA
Attorney General of California
2 SHAWN P. COOK
Supervising Deputy Attorney General
3 SHERONDA L. EDWARDS
Deputy Attorney General
4 State Bar No. 225404
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5 Los Angeles, CA 90013
Telephone: (213) 269-6296
6 Facsimile: (916) 731-2126
E-mail: Sheronda.Edwards@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. 7510

13 **INGRID JANETTE WIMENTA**
14 **820 S. Rosemead Blvd., Apt. 122**
Pasadena, CA 91107
15 **Pharmacy Technician Registration No.**
16 **TCH 61424**

ACCUSATION

17 Respondent.

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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 March 3, 2005, the Board of Pharmacy issued Pharmacy Technician
23 Registration Number TCH 61424 to Ingrid Janette Wimenta (Respondent). The Pharmacy
24 Technician Registration was in full force and effect at all times relevant to the charges brought
25 herein and will expire on January 31, 2025, unless renewed.

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JURISDICTION

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

4. Section 4300 of the Code states, in pertinent part, that every license issued by the Board is subject to discipline, including suspension or revocation.

5. 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.

STATUTORY PROVISIONS

6. 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.

...

(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.

7. 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:

...

(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.

...

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

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4 8. Section 4307 of the Code states:

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

17 (1) Where a probationary license is issued or where an existing license is
18 placed on probation, this prohibition shall remain in effect for a period not to
19 exceed five years.

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

22 (b) "Manager, administrator, owner, member, officer, director, associate,
23 partner, or any other person with management or control of a license" as used in this
24 section and Section 4308, may refer to a pharmacist or to any other person who
25 serves in such capacity in or for a licensee.

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

9. Section 4327 of the Code states:

Any person who, while on duty, sells, dispenses or compounds any drug while under
the influence of any dangerous drug or alcoholic beverages shall be guilty of a
misdemeanor.

10. Section 11170 of the Health and Safety Code states:

No person shall prescribe, administer, or furnish a controlled substance for himself.

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1 **COST RECOVERY**

2 11. Section 125.3 of the Code states, in pertinent part, that the Board may request the
3 administrative law judge to direct a licentiate found to have committed a violation or violations of
4 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
5 enforcement of the case.

6 **DEFINITIONS**

7 **DRUG CLASSIFICATIONS**

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BRAND NAME	GENERIC NAME	DANGEROUS DRUG PER B&PC § 4022	CONTROLLED SUBSTANCE PER H&SC	INDICATIONS FOR USE
Adderall	Amphetamine	Yes	Yes, CII H&SC § 11055(d)(1)	CNS Stimulant; Attention Deficit Hyperactivity Disorder (ADHD)
Desoxyn	Methamphetamine	Yes	Yes, CII, H&SC § 11055(d)(2)	Same

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14 **FACTUAL ALLEGATIONS**

15 12. On September 30, 2022, the Board received an e-mail notification from Kaiser
16 Permanente Pharmacy No. 551C (Kaiser) in Baldwin Park, California, that Respondent was
17 impaired. During an interview with Kaiser’s pharmacist-in-charge (PIC), Respondent admitted to
18 using methamphetamines. After Respondent’s urinalysis, a Kaiser Human Resources
19 representative advised Respondent that she tested positive for amphetamines and
20 methamphetamines. Subsequently, a Board inspector was assigned to investigate the allegations.

21 13. Specifically, on August 30, 2022, Respondent, while working as a sterile
22 compounding pharmacy technician at Kaiser, made several errors, which a pharmacist intercepted
23 and corrected. Respondent worked in a specialty pharmacy where pharmacy technicians, under
24 the supervision of a pharmacist, processed and prepared sterile compounded drug preparations for
25 infusion at the onsite hematology/oncology clinic. Based on the “Dispense Prep and Check
26 Compounding Log Report,” Respondent prepared a total of ten compounded prescriptions for
27 dispensing on August 30, 2022, as follows:

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- 1 1. Order #1954804338-01 (Cyclophosphamide 1,492mg in Sodium Chloride 0.9%)
- 2 2. Order #1954804349-01 (Brentuximab Vedotin in Sodium Chloride 0.9%)
- 3 3. Order #1954806104-01 (Paclitaxel 160.8mg in Sodium Chloride 0.9%)
- 4 4. Order #1954806079-01 (Pembrolizumab 200mg in Sodium Chloride 0.9%)
- 5 5. Order #1954587190-01 (Cisplatin 64.5mg in Sodium Chloride 0.9%)
- 6 6. Order #1954818156-01 (Carfilzomib 44.64mg in D5W)
- 7 7. Order #1954811287-01 (Paclitaxel-Protein Bound 200mg in Sodium Chloride 0.9%)
- 8 8. Order #1954811288-01 (Carboplatin 120mg in D5W)
- 9 9. Order #1954821930-01 (Paclitaxel 279.5mg in Sodium Chloride 0.9%)
- 10 10. Order #1954854961-01 (Pembrolizumab 100mg in Sodium Chloride 0.9%)

11 14. The supervising pharmacist reported Respondent's errors as putting the incorrect
12 beyond-use date on the chemotherapy preparations label or in the compounding record,
13 withdrawing an incorrect dose/volume of products into syringes before compounding, incorrectly
14 matching patient labels with medication vials, and bagging chemotherapy medication for the
15 wrong patients.

16 15. The PIC interviewed Respondent, and based on her responses the PIC had reasonable
17 suspicion that Respondent may be impaired and requested she submit to a urine sample for drug
18 and alcohol testing. Also, Respondent was immediately removed from her compounding duties
19 and placed on paid suspension until further notice.

20 16. On September 26, 2022, the PIC met with Respondent and a Kaiser's Human
21 Resources representative (HR) to discuss the drug test results. During this meeting, Respondent
22 admitted to using methamphetamines. HR advised that the urine drug screen tested positive for
23 amphetamine and methamphetamine. Respondent remained off work pending the organization's
24 evaluation.

25 17. On October 24, 2022, the Board inspector spoke by phone with the Respondent who
26 admitted to working at Kaiser while under the influence of amphetamine and methamphetamine.

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1 **FIRST CAUSE FOR DISCIPLINE**

2 (Unprofessional Conduct - Use of Controlled Substance)

3 18. Respondent is subject to disciplinary action under Code section 4301, subdivisions
4 (h) and (j), for unprofessional conduct. Specifically, on August 30, 2022, while employed as a
5 pharmacy technician at Kaiser Pharmacy, Respondent engaged in unprofessional conduct by
6 reporting to work impaired. She submitted to a urine drug screen the same day that tested positive
7 for amphetamine and methamphetamine. This was a violation of Pharmacy Law. Paragraphs 12 to
8 17 are re-alleged as if fully set forth herein.

9 **SECOND CAUSE FOR DISCIPLINE**

10 (Compounding Drugs While Under the Influence)

11 19. Respondent is subject to disciplinary action under Code section 4327, any person
12 who, while on duty, sells, dispenses or compounds any drug while under the influence of any
13 dangerous drugs or alcoholic beverages shall be guilty of a misdemeanor. Specifically, on August
14 30, 2022, while employed as a pharmacy technician at Kaiser Pharmacy No. 551C (PHY 53441),
15 Respondent reported to work and compounded ten (10) sterile compounded preparations while
16 under the influence of amphetamine and methamphetamine. She submitted to a urine drug screen
17 the same day that tested positive for amphetamine and methamphetamine. This was a violation of
18 Pharmacy Law. Paragraphs 12 to 17 are re-alleged as if fully set forth herein.

19 **THIRD CAUSE FOR DISCIPLINE**

20 (Prohibition on Prescribing Controlled Substances for Self)

21 20. Respondent is subject to disciplinary action under Health and Safety Code section
22 11170 states, no person shall prescribe, administer, or furnish a controlled substance for self.
23 Specifically, on August 30, 2022, while employed as a pharmacy technician at Kaiser Pharmacy,
24 Respondent reported to work while impaired. The same day, Respondent's urine test results were
25 positive for amphetamine and methamphetamine. Also, Respondent CURES¹ report had no

26 _____
27 ¹ CURES (Controlled Substance Utilization Review and Evaluation System) is a database of Schedule II,
28 Schedule III, Schedule IV, and Schedule V controlled substance prescriptions dispensed in California serving the
public health, regulatory oversight agencies, and law enforcement. CURES is committed to the reduction of
prescription drug abuse and diversion without affecting legitimate medical practice or patient care.
(<https://oag.ca.gov/cures>)

1 prescription for amphetamines in the past three years to account for a positive test. In addition,
2 Respondent admitted to use of illicit substances. This was a violation of Pharmacy Law.
3 Paragraphs 12 to 17 are re-alleged as if fully set forth herein.

4 **OTHER MATTER**

5 21. Pursuant to section 4307 of the Code, if discipline is imposed on Pharmacy
6 Technician Registration No. TCH 61424 issued to Ingrid Janette Wimenta, while Ingrid Janette
7 Wimenta had knowledge of or knowingly participated in any conduct for which the license was
8 disciplined, then Ingrid Janette Wimenta shall be prohibited from serving as a manager,
9 administrator, owner, member, officer, director, associate, or partner of a licensee for five years if
10 Pharmacy Technician Registration No. TCH 61424 is placed on probation or until Pharmacy
11 Technician Registration No. TCH 61424 is reinstated if it is revoked.

12 **PRAYER**

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

15 1. Revoking or suspending Pharmacy Technician Registration Number TCH 61424,
16 issued to Ingrid Janette Wimenta;

17 2. Prohibiting Ingrid Janette Wimenta, Pharmacy Technician Registration Number TCH
18 61424, from serving as a manager, administrator, owner, member, officer, director, associate, or
19 partner of a licensee for five years if Ingrid Janette Wimenta, Pharmacy Technician Registration
20 Number TCH 61424, is placed on probation or until Ingrid Janette Wimenta, Pharmacy
21 Technician Registration Number TCH 61424 is reinstated if Ingrid Janette Wimenta, Pharmacy
22 Technician Registration Number TCH 61424 is revoked;

23 3. Ordering Ingrid Janette Wimenta to pay the Board of Pharmacy the reasonable costs
24 of the investigation and enforcement of this case, pursuant to Business and Professions Code
25 section 125.3; and,

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

DATED: September 25, 2023

Sodergren,
Anne@DCA
ANNE SODERGREN
Executive Officer
Board of Pharmacy
Department of Consumer Affairs
State of California
Complainant

Digitally signed by Sodergren,
Anne@DCA
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