

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

**In the Matter of the Accusation Against:**

**TRINA HOLLINGSHEAD COLBY aka TRINA L. CARROLL, Respondent.**

**Pharmacy Technician Registration No. TCH 25317**

**Agency Case No. 7574**

**OAH No. 2023100780**

**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 July 11, 2024.

It is so ORDERED on June 11, 2024.

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

By

A handwritten signature in black ink, appearing to read "Seung W. Oh", is written over a light gray rectangular background.

Seung W. Oh, Pharm.D.  
Board President

1 ROB BONTA  
Attorney General of California  
2 DAVID E. BRICE  
Supervising Deputy Attorney General  
3 PHILLIP L. ARTHUR  
Deputy Attorney General  
4 State Bar No. 238339  
1300 I Street, Suite 125  
5 P.O. Box 944255  
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7 E-mail: Phillip.Arthur@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:

14 **TRINA HOLLINGSHEAD COLBY**  
15 **aka TRINA L. CARROLL**  
16 **6385 N. Poplar**  
**Fresno, CA 93704**

17 **Pharmacy Technician Registration No. TCH**  
18 **25317**

19 Respondent.

Case No. 7574

OAH No. 2023100780

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

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 Phillip L. Arthur, Deputy Attorney  
26 General.

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2. Respondent Trina Hollingshead Colby (Respondent) is represented in this proceeding by attorney Kevin C. Murphy, whose address is: 5575 Lake Park Way, Suite 218, La Mesa, CA 91942.

3. On or about March 17, 1998, the Board issued Pharmacy Technician Registration No. TCH 25317 to Trina Hollingshead Colby, also known as Trina L. Carroll (Respondent). The Pharmacy Technician Registration was in full force and effect at all times relevant to the charges brought in Accusation No. 7574, and will expire on September 30, 2025, unless renewed.

### **JURISDICTION**

4. Accusation No. 7574 was filed before the Board and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on September 29, 2023. Respondent timely filed her Notice of Defense contesting the Accusation.

5. A copy of Accusation No. 7574 is attached as Exhibit A and incorporated herein by reference.

### **ADVISEMENT AND WAIVERS**

6. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. 7574. Respondent has also carefully read, fully discussed with counsel, and understands the effects of this Stipulated Surrender of License and Order.

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

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

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1 **CULPABILITY**

2 9. Respondent admits that at hearing Complainant could establish a factual basis for the  
3 charges and allegations in Accusation No. 7574, and that those charges and allegations are cause  
4 for discipline. Respondent gives up her right to contest those charges and allegations.

5 10. Respondent agrees that her Pharmacy Technician Registration is subject to discipline  
6 and she agrees to be bound by the Board's probationary terms as set forth in the Disciplinary  
7 Order below.

8 **RESERVATION**

9 11. The admissions made by Respondent herein are only for the purposes of this  
10 proceeding, or any other proceedings in which the Board or other professional licensing agency is  
11 involved, and shall not be admissible in any other criminal or civil proceeding.

12 **CONTINGENCY**

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

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

25 14. This Stipulated Surrender of License and Order is intended by the parties to be an  
26 integrated writing representing the complete, final, and exclusive embodiment of their agreement.  
27 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,  
28 negotiations, and commitments (written or oral). This Stipulated Surrender of License and Order

1 may not be altered, amended, modified, supplemented, or otherwise changed except by a writing  
2 executed by an authorized representative of each of the parties.

3 15. 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 Pharmacy Technician Registration No. TCH 25317 issued  
8 to Respondent Trina Hollingshead Colby, also known as Trina L. Carroll, is surrendered and  
9 accepted by the Board of Pharmacy.

10 1. The surrender of Respondent's Pharmacy Technician Registration and the acceptance  
11 of the surrendered license by the Board shall constitute the imposition of discipline against  
12 Respondent. This stipulation constitutes a record of the discipline and shall become a part of  
13 Respondent's license history with the Board of Pharmacy.

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

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

18 4. Respondent understands and agrees that if she ever files an application for licensure  
19 or a petition for reinstatement in the State of California, the Board shall treat it as a new  
20 application for licensure. Respondent may not apply for any license, permit, or registration from  
21 the Board for three (3) years from the effective date of this Decision. Respondent stipulates that  
22 should she apply for any license from the Board on or after the effective date of this Decision, all  
23 allegations set forth in the Accusation shall be deemed to be true, correct, and admitted by  
24 Respondent when the Board determines whether to grant or deny the application. Respondent  
25 shall satisfy all requirements applicable to that license as of the date the application is submitted  
26 to the Board, including, but not limited to, taking and passing the California Pharmacy Technician  
27 Examination prior to the issuance of a new license. Respondent is required to report this  
28 surrender as disciplinary action.

5. 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. 7574 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.

6. If Respondent applies for licensure or petitions for reinstatement of his licenses with the Board, she shall pay the agency its costs of investigation and enforcement in the amount of \$2,000 prior to issuance of a new or reinstated license

## ACCEPTANCE

I have carefully read the above Stipulated Surrender of License and Order and have fully discussed it with my attorney, Kevin C. Murphy. 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:

TRINA HOLLINGSHEAD COLBY  
aka TRINA L. CARROLL  
*Respondent*

I have read and fully discussed with Respondent Trina Hollingshead Colby, also known as Trina L. Carroll, the terms and conditions and other matters contained in the above Stipulated Surrender of License and Order. I approve its form and content.

DATED:

KEVIN C. MURPHY  
*Attorney for Respondent*

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5. 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. 7574 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.

6. If Respondent applies for licensure or petitions for reinstatement of his licenses with the Board, she shall pay the agency its costs of investigation and enforcement in the amount of \$2,000 prior to issuance of a new or reinstated license

## ACCEPTANCE

I have carefully read the above Stipulated Surrender of License and Order and have fully discussed it with my attorney, Kevin C. Murphy. 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:

4/1/24

TRINA HOLLINGSHEAD COLBY  
aka TRINA L. CARROLL

Respondent

I have read and fully discussed with Respondent Trina Hollingshead Colby, also known as Trina L. Carroll, the terms and conditions and other matters contained in the above Stipulated Surrender of License and Order. I approve its form and content.

DATED:

4/2/24

KEVIN C. MURPHY

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.

DATED: \_\_\_\_\_

Respectfully submitted,

ROB BONTA  
Attorney General of California  
DAVID E. BRICE  
Supervising Deputy Attorney General

PHILLIP L. ARTHUR  
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.

DATED: April 2, 2024

Respectfully submitted,

ROB BONTA  
Attorney General of California  
DAVID E. BRICE  
Supervising Deputy Attorney General

*Phillip Arthur*

PHILLIP L. ARTHUR  
Deputy Attorney General  
*Attorneys for Complainant*

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**Exhibit A**

**Accusation No. 7574**

1 ROB BONTA  
Attorney General of California  
2 DAVID E. BRICE  
Supervising Deputy Attorney General  
3 PHILLIP L. ARTHUR  
Deputy Attorney General  
4 State Bar No. 238339  
1300 I Street, Suite 125  
5 P.O. Box 944255  
Sacramento, CA 94244-2550  
6 Telephone: (916) 210-7866  
Facsimile: (916) 327-8643  
7 E-mail: Phillip.Arthur@doj.ca.gov  
*Attorneys for Complainant*

9 **BEFORE THE**  
**BOARD OF PHARMACY**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
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13 In the Matter of the Accusation Against:

Case No. 7574

14 **TRINA HOLLINGSHEAD COLBY**  
**aka TRINA L. CARROLL**  
15 **6385 N. Poplar**  
**Fresno, CA 93704**

**ACCUSATION**

16 **Pharmacy Technician Registration No. TCH**  
17 **25317**

18 Respondent.

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 March 17, 1998, the Board issued Pharmacy Technician Registration  
24 Number TCH 25317 to Trina Hollingshead Colby, also known as Trina L. Carroll (Respondent).  
25 The Pharmacy Technician Registration was in full force and effect at all times relevant to the  
26 charges brought herein and will expire on September 30, 2025, unless renewed.

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1 **JURISDICTION**

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

5 4. Section 4300, subdivision (a), of the Code states, “[e]very license issued may be  
6 suspended or revoked.”

7 5. Section 4300.1 of the Code states, “[t]he expiration, cancellation, forfeiture, or  
8 suspension of a board-issued license by operation of law or by order or decision of the board or a  
9 court of law, the placement of a license on a retired status, or the voluntary surrender of a license  
10 by a licensee shall not deprive the board of jurisdiction to commence or proceed with any  
11 investigation of, or action or disciplinary proceeding against, the licensee or to render a decision  
12 suspending or revoking the license.”

13 6. Section 4307 of the Code states in pertinent part:

14 (a) Any person who has been denied a license or whose license has been revoked or is  
15 under suspension, or who has failed to renew his or her license while it was under  
16 suspension ... shall be prohibited from serving as a manager, administrator, owner,  
17 member, officer, director, associate, partner, or in any other position with management or  
18 control of a licensee as follows:

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

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

23 **STATUTORY PROVISIONS**

24 7. Section 490, subdivision (a), of the Code provides, in pertinent part, that a board may  
25 suspend or revoke a license on the ground that the licensee has been convicted of a crime  
26 substantially related to the qualifications, functions, or duties of the business or profession for  
27 which the license was issued.

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1           11. On or about March 10, 2023, in *People v. Trina Colby*, Superior Court of California,  
2 County of Madera, case no. CCR070885, Respondent pled no contest to a misdemeanor charge of  
3 violating Vehicle Code sections 23103 and 23103.5 (wet reckless driving). Respondent was  
4 sentenced to one day in jail, placed on informal bench probation for one year, ordered to complete  
5 80 hours of community service and a six-month wet reckless alcohol program, and ordered to pay  
6 fines and fees. The facts and circumstances are as follows:

7           12. On or about November 28, 2020, an officer from the Madera Police Department was  
8 dispatched to an address on W. Pecan Ave., in Madera, California, in response to a call advising  
9 that the female driver of a vehicle parked on the side of the road with damaged tires was believed  
10 to be intoxicated. When the officer arrived at the scene, he discovered Respondent to be the  
11 driver of the vehicle, which had front and left tires damaged. Respondent informed the officer  
12 that 30 minutes before his arrival, she had attempted to make a left-hand turn and struck the  
13 median. While speaking with Respondent, the officer immediately smelled a strong odor of  
14 alcohol emitting from Respondent's breath. The officer observed that Respondent did not know  
15 what street she was on, and had slow, slurred speech, red, bloodshot, and watery eyes, and an  
16 unsteady gait. Respondent informed the officer that she had consumed alcoholic beverages  
17 before driving. When the officer instructed Respondent to exit her vehicle, Respondent almost  
18 fell to the ground. Respondent was unable to walk without assistance and continuously swayed  
19 side to side. The officer had Respondent perform field sobriety tests, all of which Respondent  
20 failed. The officer arrested Respondent and transported her to the Madera Police Department  
21 where a blood draw was performed. Respondent's blood alcohol level was 0.245%.

22           13. On or about March 24, 2011, in *People v. Trina Lynette Carroll*, Superior Court of  
23 California, County of Madera, case no. CCR032158, Respondent pled no contest to a  
24 misdemeanor charge of violating Vehicle Code section 23103.5, subdivision (a) (wet reckless  
25 driving). Respondent stipulated that her blood alcohol level was 0.14%. Respondent was  
26 sentenced to three days in jail, placed on informal bench probation for three years, and ordered to  
27 pay fines and fees.

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1 **SECOND CAUSE FOR DISCIPLINE**

2 **(Unprofessional Conduct—Conviction of More Than One Misdemeanor Involving the Use,**  
3 **Consumption, or Self-Administration of any Dangerous Drug or Alcoholic Beverage)**

4 14. Respondent is subject to disciplinary action under section 4301, subdivision (k), of  
5 the Code, on the grounds of unprofessional conduct, in that Respondent has been convicted of  
6 more than one misdemeanor involving the use, consumption, or self-administration of alcoholic  
7 beverages. The facts and circumstances are described with more particularity in paragraphs 11-  
8 13, above.

9 **OTHER MATTERS**

10 15. Pursuant to Code section 4307, if discipline is imposed on Trina Hollingshead Colby,  
11 also known as Trina L. Carroll, then Trina Hollingshead Colby, also known as Trina L. Carroll,  
12 shall be prohibited from serving as a manager, administrator, owner, member, officer, director,  
13 associate, or partner of a licensee for 1) a period not to exceed five (5) years if Pharmacy  
14 Technician Registration Number TCH 25317 is placed on probation; or, 2) if Pharmacy  
15 Technician Registration Number TCH 25317 is revoked, the prohibition shall continue until  
16 Pharmacy Technician Registration Number TCH 25317 is reinstated.

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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 Pharmacy Technician License Number TCH 25317, issued to Trina Hollingshead Colby, also known as Trina L. Carroll;

2. Prohibiting Trina Hollingshead Colby, also known as Trina L. Carroll, from serving as a manager, administrator, owner, member, officer, director, associate, partner, or in any other position with management or control of any pharmacy licensee

3. Ordering Trina Hollingshead Colby, also known as Trina L. Carroll, to pay the Board of Pharmacy the reasonable costs of investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3; and,

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

DATED: September 25, 2023

Sodergren,  
Anne@DCA

Digitally signed by Sodergren,  
Anne@DCA  
Date: 2023.09.25 15:00:36  
-07'00'

ANNE SODERGREN  
Executive Officer  
Board of Pharmacy  
Department of Consumer Affairs  
State of California  
*Complainant*

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