

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

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

**ARNOLD GARGANTOS, DBA SERVAC PHARMACY**

**Pharmacy Permit No. PHY 44635,**

**and**

**ARNOLD DE LEON GARGANTOS**

**Pharmacist License No. RPH 43604**

**Respondents.**

**Agency Case No. 7646**

## DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary 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 August 7, 2024.

It is so ORDERED on July 8, 2024.

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

By

A handwritten signature in black ink, appearing to read "Seung W. Oh". The signature is written in a cursive style with a large initial "S" and "O".

Seung W. Oh, Pharm.D.  
Board President

1 ROB BONTA  
Attorney General of California  
2 ARMANDO ZAMBRANO  
Supervising Deputy Attorney General  
3 WILLIAM D. GARDNER  
Deputy Attorney General  
4 State Bar No. 244817  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 269-6292  
6 Facsimile: (916) 731-2126  
*Attorneys for Complainant*  
7

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

12 In the Matter of the Accusation Against:

Case No. 7646

13 **ARNOLD GARGANTOS, DBA SERVAC**  
14 **PHARMACY**  
15 **3586 Redondo Beach Blvd**  
**Torrance, CA 90504**

**STIPULATED SETTLEMENT AND**  
**DISCIPLINARY ORDER**

16 **Pharmacy Permit No. PHY 44635,**

17 **and**

18 **ARNOLD DE LEON GARGANTOS**  
19 **3586 W Redondo Beach Blvd.**  
**Torrance, CA 90504**

20 **Pharmacist License No. RPH 43604**

21 Respondents.

22  
23 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
24 entitled proceedings that the following matters are true:

25 **PARTIES**

26 1. Anne Sodergren (Complainant) is the Executive Officer of the Board of Pharmacy  
27 (Board). She brought this action solely in her official capacity and is represented in this matter by  
28

1 Rob Bonta, Attorney General of the State of California, by William D. Gardner, Deputy Attorney  
2 General.

3 2. Respondent Arnold De Leon Gargantos is representing himself in this proceeding and  
4 has chosen not to exercise his right to be represented by counsel.

5 3. On or about January 13, 2000, the Board of Pharmacy issued Pharmacy Permit  
6 Number PHY 44635 to Arnold Gargantos, dba Servac Pharmacy (Respondent Pharmacy). The  
7 Pharmacy Permit was in full force and effect at all times relevant to the charges brought in Case  
8 No. 7646 and will expire on January 1, 2025, unless renewed.

9 4. On or about July 31, 1990, the Board of Pharmacy issued Pharmacist License  
10 Number RPH 43604 to Arnold De Leon Gargantos (Respondent Gargantos). The Pharmacist  
11 License was in full force and effect at all times relevant to the charges brought in Case No. 7646  
12 and will expire on November 30, 2025, unless renewed.

### 13 **JURISDICTION**

14 5. Accusation No. 7646 was filed before the Board, and is currently pending against  
15 Respondent Pharmacy and Respondent Pharmacy (collectively, Respondents). The Accusation  
16 and all other statutorily required documents were properly served on Respondents on January 18,  
17 2024. Respondents timely filed their Notice of Defense contesting the Accusation.

18 6. A copy of Accusation No. 7646 is attached as Exhibit A and incorporated herein by  
19 reference.

### 20 **ADVISEMENT AND WAIVERS**

21 7. Respondents have carefully read, and understand the charges and allegations in  
22 Accusation No. 7646. Respondents have also carefully read, and understand the effects of this  
23 Stipulated Settlement and Disciplinary Order.

24 8. Respondents are fully aware of their 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 their own expense; the right to confront and cross-examine the witnesses against them; the right  
27 to present evidence and to testify on their own behalf; the right to the issuance of subpoenas to  
28 compel the attendance of witnesses and the production of documents; the right to reconsideration

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

3 9. Respondents voluntarily, knowingly, and intelligently waive and give up each and  
4 every right set forth above.

5 **CULPABILITY**

6 10. Respondent admits the truth of each and every charge and allegation in Accusation  
7 No. 7646.

8 Respondent agrees that his Pharmacy Permit and Pharmacist License are subject to  
9 discipline and he agrees to be bound by the Board's probationary terms as set forth in the  
10 Disciplinary Order below.

11 **CONTINGENCY**

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

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

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

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

3 14. 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 Permit No. PHY 44635 issued to Respondent  
8 Pharmacy Arnold Gargantos, dba Servac Pharmacy (Respondent Pharmacy) is revoked.  
9 However, the revocation is stayed and Respondent Pharmacy is placed on probation for three (3)  
10 years on the following terms and conditions:

11 **1. Obey All Laws**

12 Respondent Pharmacy shall obey all state and federal laws and regulations.

13 Respondent Pharmacy shall report any of the following occurrences to the board, in writing,  
14 within seventy-two (72) hours of such occurrence:

- 15 • an arrest or issuance of a criminal complaint for violation of any provision of the  
16 Pharmacy Law, state and federal food and drug laws, or state and federal controlled  
17 substances laws;
- 18 • a plea of guilty or nolo contendere in any state or federal criminal proceeding to  
19 any criminal complaint, information or indictment;
- 20 • a conviction of any crime;
- 21 • discipline, citation, or other administrative action filed by any state or federal  
22 agency which involves Respondent Pharmacy's pharmacy permit or which is  
23 related to the practice of pharmacy or the manufacturing, obtaining, handling or  
24 distributing, billing, or charging for any drug, device or controlled substance.

25 Failure to timely report any such occurrence shall be considered a violation of probation.

26 **2. Report to the Board**

27 Respondent Pharmacy shall report to the board quarterly, on a schedule as directed by the  
28 board or its designee. The report shall be made either in person or in writing, as directed. Among

1 other requirements, Respondent Pharmacy shall state in each report under penalty of perjury  
2 whether there has been compliance with all the terms and conditions of probation. Failure to  
3 submit timely reports in a form as directed shall be considered a violation of probation. Any  
4 period(s) of delinquency in submission of reports as directed may be added to the total period of  
5 probation. Moreover, if the final probation report is not made as directed, probation shall be  
6 automatically extended until such time as the final report is made and accepted by the board.

7 **3. Interview with the Board**

8 Upon receipt of reasonable prior notice, Respondent Pharmacy shall appear in person for  
9 interviews with the board or its designee, at such intervals and locations as are determined by the  
10 board or its designee. Failure to appear for any scheduled interview without prior notification to  
11 board staff, or failure to appear for two (2) or more scheduled interviews with the board or its  
12 designee during the period of probation, shall be considered a violation of probation.

13 **4. Cooperate with Board Staff**

14 Respondent Pharmacy shall cooperate with the board's inspection program and with the  
15 board's monitoring and investigation of Respondent Pharmacy's compliance with the terms and  
16 conditions of his probation. Failure to cooperate shall be considered a violation of probation.

17 **5. Reimbursement of Board Costs**

18 As a condition precedent to successful completion of probation, Respondent Pharmacy shall  
19 be jointly and severally liable with Respondent Gargantos to pay to the Board its costs of  
20 investigation and prosecution in the amount of \$7,281.75. Respondent shall make said  
21 reimbursement in equal monthly installments, with all payments to be completed no later than  
22 three (3) months prior to the end of the probation term.

23 There shall be no deviation from this schedule absent prior written approval by the board or  
24 its designee. Failure to pay costs by the deadline(s) as directed shall be considered a violation of  
25 probation.

26 The filing of bankruptcy by Respondent shall not relieve Respondent of the responsibility  
27 to reimburse the board its costs of investigation and prosecution.

28 ///

1           **6. Probation Monitoring Costs**

2           Respondent Pharmacy shall pay any costs associated with probation monitoring as  
3 determined by the board each and every year of probation. Such costs shall be payable to the  
4 board on a schedule as directed by the board or its designee. Failure to pay such costs by the  
5 deadline(s) as directed shall be considered a violation of probation.

6           **7. Status of License**

7           Respondent Pharmacy shall, at all times while on probation, maintain current licensure with  
8 the board. If Respondent Pharmacy submits an application to the board, and the application is  
9 approved, for a change of location, change of permit or change of ownership, the board shall  
10 retain continuing jurisdiction over the license, and the Respondent Pharmacy shall remain on  
11 probation as determined by the board. Failure to maintain current licensure shall be considered a  
12 violation of probation.

13           If Respondent Pharmacy's license expires or is cancelled by operation of law or otherwise  
14 at any time during the period of probation, including any extensions thereof or otherwise, upon  
15 renewal or reapplication Respondent Pharmacy's license shall be subject to all terms and  
16 conditions of this probation not previously satisfied.

17           **8. License Surrender While on Probation/Suspension**

18           Following the effective date of this decision, should Respondent Pharmacy discontinue  
19 business, Respondent Pharmacy may tender the premises license to the board for surrender. The  
20 board or its designee shall have the discretion whether to grant the request for surrender or take  
21 any other action it deems appropriate and reasonable. Upon formal acceptance of the surrender of  
22 the license, Respondent Pharmacy will no longer be subject to the terms and conditions of  
23 probation.

24           Upon acceptance of the surrender, Respondent Pharmacy shall relinquish the premises wall  
25 and renewal license to the board within ten (10) days of notification by the board that the  
26 surrender is accepted. Respondent Pharmacy shall further submit a completed Discontinuance of  
27 Business form according to board guidelines and shall notify the board of the records inventory  
28 transfer.

1 Respondent Pharmacy shall also, by the effective date of this decision, arrange for the  
2 continuation of care for ongoing patients of the pharmacy by, at minimum, providing a written  
3 notice to ongoing patients that specifies the anticipated closing date of the pharmacy and that  
4 identifies one or more area pharmacies capable of taking up the patients' care, and by cooperating  
5 as may be necessary in the transfer of records or prescriptions for ongoing patients. Within five  
6 days of its provision to the pharmacy's ongoing patients, Respondent Pharmacy shall provide a  
7 copy of the written notice to the board. For the purposes of this provision, "ongoing patients"  
8 means those patients for whom the pharmacy has on file a prescription with one or more refills  
9 outstanding, or for whom the pharmacy has filled a prescription within the preceding sixty (60)  
10 days.

11 Respondent Pharmacy may not apply for any new licensure from the board for three (3)  
12 years from the effective date of the surrender. Respondent Pharmacy shall meet all requirements  
13 applicable to the license sought as of the date the application for that license is submitted to the  
14 board.

15 Respondent Pharmacy further stipulates that they shall reimburse the board for its costs of  
16 investigation and prosecution prior to the acceptance of the surrender.

17 **9. Sale or Discontinuance of Business**

18 During the period of probation, should Respondent Pharmacy sell, trade or transfer all or  
19 part of the ownership of the licensed entity, discontinue doing business under the license issued to  
20 Respondent Pharmacy, or should practice at that location be assumed by another full or partial  
21 owner, person, firm, business, or entity, under the same or a different premises license number,  
22 the board or its designee shall have the sole discretion to determine whether to exercise  
23 continuing jurisdiction over the licensed location, under the current or new premises license  
24 number, and/or carry the remaining period of probation forward to be applicable to the current or  
25 new premises license number of the new owner.

26 **10. Notice to Employees**

27 Respondent Pharmacy shall, upon or before the effective date of this decision, ensure that  
28 all employees involved in permit operations are made aware of all the terms and conditions of

1 probation, either by posting a notice of the terms and conditions, circulating such notice, or both.  
2 If the notice required by this provision is posted, it shall be posted in a prominent place and shall  
3 remain posted throughout the probation period. Respondent Pharmacy shall ensure that any  
4 employees hired or used after the effective date of this decision are made aware of the terms and  
5 conditions of probation by posting a notice, circulating a notice, or both. Additionally,  
6 Respondent Pharmacy shall submit written notification to the board, within fifteen (15) days of  
7 the effective date of this decision, that this term has been satisfied. Failure to submit such  
8 notification to the board shall be considered a violation of probation.

9 "Employees" as used in this provision includes all full-time, part-time, volunteer,  
10 temporary and relief employees and independent contractors employed or hired at any time  
11 during probation.

#### 12 11. Premises Open for Business

13 Respondent Pharmacy shall remain open and engaged in its ordinary business as a licensed  
14 pharmacy in California for a minimum of 120 hours per calendar month. Any month during  
15 which this minimum is not met shall toll the period of probation, i.e., the period of probation shall  
16 be extended by one month for each month during with this minimum is not met. During any such  
17 period of tolling of probation, Respondent Pharmacy must nonetheless comply with all terms and  
18 conditions of probation, unless Respondent Pharmacy is informed otherwise in writing by the  
19 board or its designee. If Respondent Pharmacy is not open and engaged in its ordinary business as  
20 a licensed pharmacy for a minimum of 120 hours in any calendar month, for any reason  
21 (including vacation), Respondent Pharmacy shall notify the board in writing within ten (10) days  
22 of the conclusion of that calendar month. This notification shall include at minimum all of the  
23 following: the date(s) and hours Respondent Pharmacy was open; the reason(s) for the  
24 interruption or why business was not conducted; and the anticipated date(s) on which Respondent  
25 Pharmacy will resume business as required. Respondent Pharmacy shall further notify the board  
26 in writing with ten (10) days following the next calendar month during which Respondent  
27 Pharmacy is open and engaged in its ordinary business as a licensed pharmacy in California for a

28 ///

1 minimum of hours. Any failure to timely provide such notification(s) shall be considered a  
2 violation of probation.

3 **12. Owners and Officers: Knowledge of the Law**

4 Respondent shall provide, within thirty (30) days after the effective date of this decision,  
5 signed and dated statements from its owners, including any owner or holder of ten percent (10%)  
6 or more of the interest in respondent or respondent's stock, and all of its officer, stating under  
7 penalty of perjury that said individuals have read and are familiar with state and federal laws and  
8 regulations governing the practice of pharmacy. The failure to timely provide said statements  
9 under penalty of perjury shall be considered a violation of probation.

10 **13. Posted Notice of Probation**

11 Respondent Pharmacy shall prominently post a probation notice provided by the board in a  
12 place conspicuous and readable to the public. The probation notice shall remain posted during  
13 the entire period of probation.

14 Respondent Pharmacy shall not, directly or indirectly, engage in any conduct or make any  
15 statement which is intended to mislead or is likely to have the effect of misleading any patient,  
16 customer, member of the public, or other person(s) as to the nature of and reason for the probation  
17 of the licensed entity.

18 Failure to post such notice shall be considered a violation of probation.

19 **14. Violation of Probation**

20 If a Respondent Pharmacy has not complied with any term or condition of probation, the  
21 board shall have continuing jurisdiction over Respondent Pharmacy's license, and probation shall  
22 be automatically extended until all terms and conditions have been satisfied or the board has  
23 taken other action as deemed appropriate to treat the failure to comply as a violation of probation,  
24 to terminate probation, and to impose the penalty that was stayed.

25 If Respondent Pharmacy violates probation in any respect, the board, after giving  
26 Respondent Pharmacy notice and an opportunity to be heard, may revoke probation and carry out  
27 the disciplinary order that was stayed. Notice and opportunity to be heard are not required for  
28 those provisions stating that a violation thereof may lead to automatic termination of the stay

1 and/or revocation of the license. If a petition to revoke probation or an accusation is filed against  
2 Respondent Pharmacy during probation, the board shall have continuing jurisdiction and the  
3 period of probation shall be automatically extended until the petition to revoke probation or  
4 accusation is heard and decided.

5 **15. Completion of Probation**

6 Upon written notice by the board or its designee indicating successful completion of  
7 probation, Respondent Pharmacy's license will be fully restored.

8 **16. Consultant Pharmacist Review of Pharmacy Operations**

9 During the period of probation, Respondent Pharmacy shall retain an independent  
10 consultant at its own expense who shall be responsible for reviewing pharmacy operations on a  
11 frequency to be determined by the Board or its designee for compliance by Respondent  
12 Pharmacy with state and federal laws and regulations governing the practice of pharmacy. The  
13 consultant shall be a pharmacist licensed by and not on probation with the board and whose name  
14 shall be submitted to the board or its designee, for prior approval, within thirty (30) days of the  
15 effective date of this decision. During the period of probation, the board or its designee retains  
16 the discretion to reduce the frequency of the pharmacist consultant's review of Respondent  
17 Pharmacy's operations. Failure to timely retain, seek approval of, or ensure timely reporting by  
18 the consultant shall be considered a violation of probation.

19 **IT IS HEREBY FURTHER ORDERED** that Pharmacist License Number RPH 43604,  
20 issued to Respondent Arnold De Leon Gargantos (Respondent Gargantos), is revoked. However,  
21 the revocation is stayed and Respondent Gargantos is placed on probation for three (3) years on  
22 the following terms and conditions.

23 **1. Obey All Laws**

24 Respondent Gargantos shall obey all state and federal laws and regulations.

25 Respondent Gargantos shall report any of the following occurrences to the board, in  
26 writing, within seventy-two (72) hours of such occurrence:

27 ///

28 ///

- 1 • an arrest or issuance of a criminal complaint for violation of any provision of the
- 2 Pharmacy Law, state and federal food and drug laws, or state and federal controlled
- 3 substances laws;
- 4 • a plea of guilty or nolo contendere in any state or federal criminal proceeding to
- 5 any criminal complaint, information or indictment;
- 6 • a conviction of any crime;
- 7 • discipline, citation, or other administrative action filed by any state or federal
- 8 agency

8 which involves Respondent Gargantos' pharmacist license or which is related to the

9 practice of pharmacy or the manufacturing, obtaining, handling, distributing, billing,

10 or charging for any drug, device or controlled substance.

11 Failure to timely report such occurrence shall be considered a violation of probation.

12 **2. Report to the Board**

13 Respondent Gargantos shall report to the board quarterly, on a schedule as directed by the

14 board or its designee. The report shall be made either in person or in writing, as directed. Among

15 other requirements, Respondent Gargantos shall state in each report under penalty of perjury

16 whether there has been compliance with all the terms and conditions of probation. Failure to

17 submit timely reports in a form as directed shall be considered a violation of probation. Any

18 period(s) of delinquency in submission of reports as directed may be added to the total period of

19 probation. Moreover, if the final probation report is not made as directed, probation shall be

20 automatically extended until such time as the final report is made and accepted by the board.

21 **3. Interview with the Board**

22 Upon receipt of reasonable prior notice, Respondent Gargantos shall appear in person for

23 interviews with the board or its designee, at such intervals and locations as are determined by the

24 board or its designee. Failure to appear for any scheduled interview without prior notification to

25 board staff, or failure to appear for two (2) or more scheduled interviews with the board or its

26 designee during the period of probation, shall be considered a violation of probation.

27 ///

28 ///

1           **4. Cooperate with Board Staff**

2           Respondent Gargantos shall cooperate with the board's inspection program and with the  
3 board's monitoring and investigation of Respondent Gargantos' compliance with the terms and  
4 conditions of his probation. Failure to cooperate shall be considered a violation of probation.

5           **5. Continuing Education**

6           Respondent Gargantos shall provide evidence of efforts to maintain skill and knowledge as  
7 a pharmacist as directed by the board or its designee.

8           **6. Notice to Employers**

9           During the period of probation, Respondent Gargantos shall notify all present and  
10 prospective employers of the decision in case number 7191 and the terms, conditions and  
11 restrictions imposed on Respondent Gargantos by the decision, as follows:

12           Within thirty (30) days of the effective date of this decision, and within fifteen (15) days of  
13 Respondent Gargantos undertaking any new employment, Respondent Gargantos shall cause his  
14 direct supervisor, pharmacist-in-charge (including each new pharmacist-in-charge employed  
15 during Respondent Gargantos' tenure of employment) and owner to report to the board in writing  
16 acknowledging that the listed individual(s) has/have read the decision in case number 7191, and  
17 terms and conditions imposed thereby. It shall be Respondent Gargantos' responsibility to ensure  
18 that his employer(s) and/or supervisor(s) submit timely acknowledgment(s) to the board.

19           If Respondent Gargantos works for or is employed by or through a pharmacy employment  
20 service, Respondent Gargantos must notify his direct supervisor, pharmacist-in-charge, and owner  
21 at every entity licensed by the board of the terms and conditions of the decision in case number  
22 7191 in advance of the Respondent Gargantos commencing work at each licensed entity. A  
23 record of this notification must be provided to the board upon request.

24           Furthermore, within thirty (30) days of the effective date of this decision, and within fifteen  
25 (15) days of Respondent Gargantos undertaking any new employment by or through a pharmacy  
26 employment service, Respondent Gargantos shall cause his direct supervisor with the pharmacy  
27 employment service to report to the board in writing acknowledging that he has read the decision  
28 in case number 7191 and the terms and conditions imposed thereby. It shall be Respondent

1 Gargantos' responsibility to ensure that his employer(s) and/or supervisor(s) submit timely  
2 acknowledgment(s) to the board.

3 Failure to timely notify present or prospective employer(s) or to cause that/those  
4 employer(s) to submit timely acknowledgments to the board shall be considered a violation of  
5 probation.

6 "Employment" within the meaning of this provision shall include any full-time,  
7 part-time, temporary, relief or pharmacy management service as a pharmacist or any  
8 position for which a pharmacist license is a requirement or criterion for employment,  
9 whether the Respondent Gargantos is an employee, independent contractor or  
10 volunteer.

11 **7. Pharmacist-in-Charge (PIC), Serving as Designated Representative-in-Charge,  
12 or Serving as a Consultant**

13 During the period of probation, Respondent Gargantos shall not supervise any intern  
14 pharmacist, be the pharmacist-in-charge or designated representative-in-charge of any entity  
15 licensed by the board nor serve as a consultant unless otherwise specified in this order.  
16 Assumption of any such unauthorized supervision responsibilities shall be considered a violation  
17 of probation. Notwithstanding the prohibitions stated herein, Respondent Gargantos may  
18 continue to serve and function as the pharmacist-in-charge of Servac Pharmacy, Pharmacy Permit  
19 No. PHY 44635.

20 **8. Reimbursement of Board Costs**

21 As a condition precedent to successful completion of probation, Respondent Gargantos  
22 shall be jointly and severally liable with Respondent Pharmacy to pay to the Board its costs of  
23 investigation and prosecution in the amount of \$7,281.75. Respondent shall make said  
24 reimbursement in equal monthly installments, with all payments to be completed no later than  
25 three (3) months prior to the end of the probation term

26 There shall be no deviation from this schedule absent prior written approval by the board or  
27 its designee. Failure to pay costs by the deadline(s) as directed shall be considered a violation of  
28 probation.

1 The filing of bankruptcy by Respondent Gargantos shall not relieve Respondent of his  
2 responsibility to reimburse the board its costs of investigation and prosecution.

3 **9. Probation Monitoring Costs**

4 Respondent Gargantos shall pay any costs associated with probation monitoring as  
5 determined by the board each and every year of probation. Such costs shall be payable to the  
6 board on a schedule as directed by the board or its designee. Failure to pay such costs by the  
7 deadline(s) as directed shall be considered a violation of probation.

8 **10. Status of License**

9 Respondent Gargantos shall, at all times while on probation, maintain an active, current  
10 license with the board, including any period during which suspension or probation is tolled.  
11 Failure to maintain an active, current license shall be considered a violation of probation.

12 If Respondent Gargantos's license expires or is cancelled by operation of law or otherwise  
13 at any time during the period of probation, including any extensions thereof due to tolling or  
14 otherwise, upon renewal or reapplication Respondent Gargantos's license shall be subject to all  
15 terms and conditions of this probation not previously satisfied.

16 **11. License Surrender While on Probation/Suspension**

17 Following the effective date of this decision, should Respondent Gargantos cease practice  
18 due to retirement or health, or be otherwise unable to satisfy the terms and conditions of  
19 probation, Respondent Gargantos may tender his license to the board for surrender. The board or  
20 its designee shall have the discretion whether to grant the request for surrender or take any other  
21 action it deems appropriate and reasonable. Upon formal acceptance of the surrender of the  
22 license, Respondent Gargantos will no longer be subject to the terms and conditions of probation.  
23 This surrender constitutes a record of discipline and shall become a part of the Respondent  
24 Gargantos' license history with the board.

25 Upon acceptance of the surrender, Respondent Gargantos shall relinquish his pocket and  
26 wall license to the board within ten (10) days of notification by the board that the surrender is  
27 accepted. Respondent Gargantos may not reapply for any license from the board for three (3)  
28 years from the effective date of the surrender. Respondent Gargantos shall meet all requirements

1 applicable to the license sought as of the date the application for that license is submitted to the  
2 board, including any outstanding costs.

3 **12. Notification of a Change in Name, Residence Address, Mailing Address or**  
4 **Employment**

5 Respondent Gargantos shall notify the board in writing within ten (10) days of any change  
6 of employment. Said notification shall include the reasons for leaving, the address of the new  
7 employer, the name of the supervisor and owner, and the work schedule if known. Respondent  
8 Gargantos shall further notify the board in writing within ten (10) days of a change in name,  
9 residence address, mailing address, or phone number.

10 Failure to timely notify the board of any change in employer(s), name(s), address(es), or  
11 phone number(s) shall be considered a violation of probation.

12 **13. Tolling of Probation**

13 Except during periods of suspension, Respondent Gargantos shall, at all times while on  
14 probation, be employed as a pharmacist in California for a minimum of 100 hours per calendar  
15 month. Any month during which this minimum is not met shall toll the period of probation, i.e.,  
16 the period of probation shall be extended by one month for each month during which this  
17 minimum is not met. During any such period of tolling of probation, Respondent Gargantos must  
18 nonetheless comply with all terms and conditions of probation.

19 Should Respondent Gargantos, regardless of residency, for any reason (including vacation)  
20 cease practicing as a pharmacist for a minimum of 100 hours per calendar month in California,  
21 Respondent Gargantos must notify the board in writing within ten (10) days of the cessation of  
22 practice, and must further notify the board in writing within ten (10) days of the resumption of  
23 practice. Any failure to provide such notification(s) shall be considered a violation of probation.

24 It is a violation of probation for Respondent Gargantos's probation to remain tolled pursuant  
25 to the provisions of this condition for a total period, counting consecutive and non-consecutive  
26 months, exceeding thirty-six (36) months.

27 "Cessation of practice" means any calendar month during which Respondent  
28 Gargantos is not practicing as a pharmacist for at least 100 hours, as defined by

1 Business and Professions Code section 4000 et seq. "Resumption of practice" means  
2 any calendar month during which Respondent Gargantos is practicing as a pharmacist  
3 for at least 100 hours as a pharmacist as defined by Business and Professions Code  
4 section 4000 et seq.

5 **17. Violation of Probation**

6 If a Respondent Gargantos has not complied with any term or condition of probation, the  
7 board shall have continuing jurisdiction over Respondent Gargantos, and probation shall  
8 automatically be extended, until all terms and conditions have been satisfied or the board has  
9 taken other action as deemed appropriate to treat the failure to comply as a violation of probation,  
10 to terminate probation, and to impose the penalty that was stayed.

11 If Respondent Gargantos violates probation in any respect, the board, after giving  
12 Respondent Gargantos notice and an opportunity to be heard, may revoke probation and carry out  
13 the disciplinary order that was stayed. Notice and opportunity to be heard are not required for  
14 those provisions stating that a violation thereof may lead to automatic termination of the stay  
15 and/or revocation of the license. If a petition to revoke probation or an accusation is filed against  
16 Respondent Gargantos during probation, the board shall have continuing jurisdiction and the  
17 period of probation shall be automatically extended until the petition to revoke probation or  
18 accusation is heard and decided.

19 **18. Completion of Probation**

20 Upon written notice by the board or its designee indicating successful completion of  
21 probation, Respondent Gargantos's license will be fully restored.

22 **19. Ethics Course**

23 Within sixty (60) calendar days of the effective date of this decision, Respondent Gargantos  
24 shall enroll in a course in ethics, at respondent's expense, approved in advance by the board or its  
25 designee that complies with Title 16 California Code of Regulations section 1773.5. Respondent  
26 shall provide proof of enrollment upon request. Within five (5) days of completion, respondent  
27 shall submit a copy of the certificate of completion to the board or its designee. Failure to timely  
28 enroll in an approved ethics course, to initiate the course during the first year of probation, to

1 successfully complete it before the end of the second year of probation, or to timely submit proof  
2 of completion to the board or its designee, shall be considered a violation of probation.

3 **20. No New Ownership of Licensed Premises**

4 Respondent Gargantos shall not acquire any new ownership, legal or beneficial interest nor  
5 serve as a manager, administrator, member, officer, director, trustee, associate, or partner of any  
6 additional business, firm, partnership, or corporation licensed by the board. If Respondent  
7 Gargantos currently owns or has any legal or beneficial interest in, or serves as a manager,  
8 administrator, member, officer, director, trustee, associate, or partner of any business, firm,  
9 partnership, or corporation currently or hereinafter licensed by the board, Respondent Gargantos  
10 may continue to serve in such capacity or hold that interest, but only to the extent of that position  
11 or interest as of the effective date of this decision. Violation of this restriction shall be considered  
12 a violation of probation.

13 **ACCEPTANCE**

14 I have carefully read the Stipulated Settlement and Disciplinary Order. I understand the  
15 stipulation and the effect it will have on my Pharmacy Permit and my Pharmacist License. I  
16 enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and  
17 intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

18  
19 DATED: \_\_\_\_\_

20 ARNOLD DE LEON GARGANTOS, individually and  
21 dba SERVAC PHARMACY  
22 *Respondents*

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 successfully complete it before the end of the second year of probation, or to timely submit proof  
2 of completion to the board or its designee, shall be considered a violation of probation.

3 **20. No New Ownership of Licensed Premises**

4 Respondent Gargantos shall not acquire any new ownership, legal or beneficial interest nor  
5 serve as a manager, administrator, member, officer, director, trustee, associate, or partner of any  
6 additional business, firm, partnership, or corporation licensed by the board. If Respondent  
7 Gargantos currently owns or has any legal or beneficial interest in, or serves as a manager,  
8 administrator, member, officer, director, trustee, associate, or partner of any business, firm,  
9 partnership, or corporation currently or hereinafter licensed by the board, Respondent Gargantos  
10 may continue to serve in such capacity or hold that interest, but only to the extent of that position  
11 or interest as of the effective date of this decision. Violation of this restriction shall be considered  
12 a violation of probation.

13 **ACCEPTANCE**

14 I have carefully read the Stipulated Settlement and Disciplinary Order. I understand the  
15 stipulation and the effect it will have on my Pharmacy Permit and my Pharmacist License. I  
16 enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and  
17 intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

18  
19 DATED: 5/29/2024   
20 ARNOLD DE LEON GARGANTOS, individually and  
21 dba SERVAC PHARMACY  
22 Respondents

23 ///  
24 ///  
25 ///  
26 ///  
27 ///  
28 ///

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

**ENDORSEMENT**

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Board of Pharmacy.

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

Respectfully submitted,  
ROB BONTA  
Attorney General of California  
ARMANDO ZAMBRANO  
Supervising Deputy Attorney General

WILLIAM D. GARDNER  
Deputy Attorney General  
*Attorneys for Complainant*

LA2023603691  
66794640.docx

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

**ENDORSEMENT**

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Board of Pharmacy.

DATED: 5/30/2024

Respectfully submitted,

ROB BONTA  
Attorney General of California  
ARMANDO ZAMBRANO  
Supervising Deputy Attorney General



WILLIAM D. GARDNER  
Deputy Attorney General  
*Attorneys for Complainant*

LA2023603691  
66794640.docx

**Exhibit A**

**Accusation No. 7646**

1 ROB BONTA  
Attorney General of California  
2 ARMANDO ZAMBRANO  
Supervising Deputy Attorney General  
3 WILLIAM D. GARDNER  
Deputy Attorney General  
4 State Bar No. 244817  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 269-6292  
6 Facsimile: (916) 731-2126  
*Attorneys for Complainant*  
7

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

12 In the Matter of the Accusation Against:

Case No. 7646

13 **ARNOLD GARGANTOS, DBA SERVAC**  
14 **PHARMACY**  
15 **3586 Redondo Beach Blvd**  
16 **Torrance, CA 90504**

**ACCUSATION**

17 **Pharmacy Permit No. PHY 44635,**

18 **and**

19 **ARNOLD DE LEON GARGANTOS**  
20 **3586 W Redondo Beach Blvd.**  
21 **Torrance, CA 90504**

22 **Pharmacist License No. RPH 43604**

23 **Respondent.**

24 **PARTIES**

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

26 2. On or about January 13, 2000, the Board of Pharmacy issued Pharmacy Permit  
27 Number PHY 44635 to Arnold Gargantos, dba Servac Pharmacy. The Pharmacy Permit was in  
28

1 full force and effect at all times relevant to the charges brought herein and will expire on January  
2 1, 2025, unless renewed.

3 3. On or about July 31, 1990, the Board of Pharmacy issued Pharmacist License  
4 Number RPH 43604 to Arnold De Leon Gargantos. The Pharmacist License was in full force and  
5 effect at all times relevant to the charges brought herein and will expire on November 30, 2025,  
6 unless renewed.

7 **JURISDICTION**

8 4. This Accusation is brought before the Board of Pharmacy (Board), Department of  
9 Consumer Affairs, under the authority of the following laws.

10 5. Section 4011 of the Business and Professions Code (BPC) states that the Board shall  
11 administer and enforce the California Pharmacy Law (Division 2 of the BPC, commencing with  
12 Section 4000) and the Uniform Controlled Substances Act (Division 10 of the Health and Safety  
13 code, commencing with Section 11000).

14 6. Section 4300, subdivision (a), of the BPC provides that “[e]very license issued may  
15 be suspended or revoked.”

16 7. Section 4300.1 of the BPC states:

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

22 **PERTINENT CALIFORNIA PHARMACY LAW STATUTES**

23 8. Section 4113, subdivision (c), of the BPC states that “[t]he pharmacist-in-charge shall  
24 be responsible for a pharmacy's compliance with all state and federal laws and regulations  
25 pertaining to the practice of pharmacy.”

26 ///

27 ///

28 ///

1           9.     Section 4301 of the BPC states:

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

5           . . .

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

8           “(o) Violating or attempting to violate, directly or indirectly, or assisting in or abetting the  
9     violation of or conspiring to violate any provision or term of this chapter or of the applicable  
10    federal and state laws and regulations governing pharmacy, including regulations established by  
11    the board or by any other state or federal regulatory agency.

12          10.    Section 4307, subdivision (a), of the BPC states:

13                Any person who has been denied a license or whose license has been revoked or is  
14     under suspension, or who has failed to renew his or her license while it was under suspension, or  
15     who has been a manager, administrator, owner member, officer, director, associate, or partner of  
16     any partnership, corporation, firm, or association whose application for a license has been denied  
17     or revoked, is under suspension or has been placed on probation, and while acting as the manger,  
18     administrator, owner, member, officer, director, associate, or partner had knowledge or  
19     knowingly participated in any conduct for which the license was denied, revoked, suspended, or  
20     placed on probation, shall be prohibited from serving as a manger, administrator, owner, member,  
21     officer, director, associate, or partner of a licensee as follows:

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

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

26          11.    Section 4342, subdivision (a), of the BPC states:

27                “The board may institute any action or actions as may be provided by law and that, in its  
28     discretion, are necessary, to prevent the sale of pharmaceutical preparations and drugs that do not

1 conform to the standard and tests as to quality and strength, provided in the latest edition of the  
2 United States Pharmacopoeia or the National Formulary, or that violate any provision of the  
3 Sherman Food, Drug, and Cosmetic Law (Part 5 (commencing with Section 109875) of Division  
4 104 of the Health and Safety Code).”

5 12. Section 4104, subdivision (b), of the BPC states:

6 “Every pharmacy shall have written policies and procedures for addressing chemical,  
7 mental, or physical impairment, as well as theft, diversion, or self-use of dangerous drugs, among  
8 licensed individuals employed by or with the pharmacy.”

9 13. Section 4116, subdivision (a), of the BPC states:

10 “No person other than a pharmacist, an intern pharmacist, an authorized officer of the law,  
11 or a person authorized to prescribe shall be permitted in that area, place, or premises described in  
12 the license issued by the board wherein controlled substances or dangerous drugs or dangerous  
13 devices are stored, possessed, prepared, manufactured, derived, compounded, dispensed, or  
14 repackaged. However, a pharmacist shall be responsible for any individual who enters the  
15 pharmacy for the purposes of receiving consultation from the pharmacist or performing clerical,  
16 inventory control, housekeeping, delivery, maintenance, or similar functions relating to the  
17 pharmacy if the pharmacist remains present in the pharmacy during all times as the authorized  
18 individual is present.”

19 **PERTINENT CALIFORNIA PHARMACY LAW REGULATIONS**

20 14. California Code of Regulations (“CCR”), title 16, section 1714, states in pertinent  
21 part:

22 (d) Each pharmacist while on duty shall be responsible for the security of the prescription  
23 department, including provisions for effective control against theft or diversion of dangerous  
24 drugs and devices, and records for such drugs and devices. Possession of a key to the pharmacy  
25 where dangerous drugs and controlled substances are stored shall be restricted to a pharmacist.

26 15. CCR, title 16, section 1715.65, states in pertinent part:

27 “(a) Every pharmacy, and every clinic licensed under sections 4180 or 4190 of the Business  
28 and Professions Code, shall perform periodic inventory activities and prepare inventory

1 reconciliation reports to detect and prevent the loss of federal controlled substances. Except as  
2 provided in subdivisions (f) and (g), inventory reconciliation reports shall be prepared on the  
3 following ongoing basis:

4 (1) For federal Schedule II controlled substances, at least once every three months.

5 . . . .

6 16. CCR, title 16, section 1746.4, states in pertinent part:

7 “(a) A pharmacist initiating and/or administering any vaccine pursuant to section 4052 or  
8 4052.8 of the Business and Professions Code shall follow the requirements specified in  
9 subdivisions (b) through (f) of this section.

10 . . .

11 (e) Immunization Registry: A pharmacist shall report, in accordance with section 4052.8,  
12 subdivision (b)(3), of the Business and Professions Code, the information described in section  
13 120440, subdivision (c), of the Health and Safety Code within 14 days of the administration of  
14 any vaccine. A pharmacist shall inform each patient or the patient's guardian of immunization  
15 record sharing preferences, detailed in section 120440, subdivision (e), of the Health and Safety  
16 Code.”

17 **PERTINENT DRUG LAWS**

18 17. Section 111255 of the Health and Safety Code (HSC) provides:

19 “Any drug or device is adulterated if it has been produced, prepared, packed, or held under  
20 conditions whereby it may have been contaminated with filth, or whereby it may have been  
21 rendered injurious to health.”

22 18. Section 111295 of the HSC provides:

23 “It is unlawful for any person to manufacture, sell, deliver, hold, or offer for sale any drug  
24 or device that is adulterated.”

25 **COST RECOVERY**

26 19. Section 125.3 of the BPC states, in pertinent part, that the Board may request the  
27 administrative law judge to direct a licentiate found to have committed a violation or violations of  
28

1 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
2 enforcement of the case.

### 3 **FACTUAL BACKGROUND**

4 20. On the morning of March 8, 2023, a Board inspector traveled to Servac Pharmacy  
5 located in Torrance, California, to conduct a routine inspection. The pharmacy appeared locked  
6 and secured when the inspector arrived, as it had not yet opened for business. At 11:00 a.m. a  
7 man carrying a set of keys approached the pharmacy entrance and began to unlock the premises.  
8 The inspector introduced herself to the man and asked if he was the owner and pharmacist-in-  
9 charge Arnold De Leon Gargantos (Respondent). The man stated that he was not Respondent and  
10 identified himself as a delivery driver/clerk who was not a licensed pharmacist. The man, E.S.,  
11 went on to explain that it was customary for him to open the pharmacy at 11:00 a.m. along with a  
12 pharmacy technician who happened to be on vacation that day. According to E.S., Respondent  
13 would generally arrive after they opened the pharmacy, at around 11:30 a.m. E.S. was informed  
14 that it was unlawful for a non-pharmacist to possess of key to a pharmacy or to be on the premises  
15 without a licensed pharmacist present. E.S. indicated that he was not aware of those prohibitions.

16 21. Respondent arrived at the pharmacy at approximately 11:30 a.m. The inspector  
17 introduced herself and mentioned her concerns about a non-pharmacist having keys to the  
18 pharmacy, to which Respondent did not respond. Thereafter, the inspector began a routine  
19 inspection of the pharmacy premises during which she identified additional violations of  
20 pharmacy law as described below:

21 a. Expired/Adulterated Drugs in Active Stock. A spot check of Respondent's drug  
22 inventory shelves revealed that he had many expired dangerous drugs on his active stock shelves,  
23 including some drugs that had been expired for 4 years. The inspector removed the expired drugs  
24 from the shelves and placed them in boxes for quarantine. She then reviewed the drug stock  
25 contained in the pharmacy's refrigerator and discovered that the majority of the drugs in the  
26 refrigerator, including insulin products, were also expired. Many of the refrigerated drugs had  
27 also been expired for several years, including a flu vaccine that had been expired for nearly 5  
28 years. The inspector removed the refrigerated drugs for quarantine as well.



1 that non-pharmacists were permitted to have access to Servac Pharmacy’s premises without the  
2 presence of a licensed pharmacist. Complainant refers to, and by this reference incorporates, the  
3 allegations set forth above in paragraphs 20 and 21, subparagraphs a – d, inclusive, as though set  
4 forth fully herein.

5 **THIRD CAUSE FOR DISCIPLINE**

6 **(Non-Pharmacist Possession of Pharmacy Key)**

7 24. Respondent is subject to disciplinary action under BPC section 4301, subdivision (o),  
8 in conjunction with BPC section 4113, subdivision (c), and CCR, title 16, section 1714,  
9 subdivision (d), in that a non-pharmacist was permitted to possess of key to Servac Pharmacy’s  
10 premises. Complainant refers to, and by this reference incorporates, the allegations set forth  
11 above in paragraphs 20 and 21, subparagraphs a – d, inclusive, as though set forth fully herein.

12 **FOURTH CAUSE FOR DISCIPLINE**

13 **(Expired/Adulterated Drugs)**

14 25. Respondent is subject to disciplinary action under BPC section 4301, subdivisions (j)  
15 and (o), in conjunction with and BPC section 4342, subdivision (a), BPC section 4113,  
16 subdivision (c), and HSC sections 111255 and 111295 in that Respondent held and/or offered for  
17 sale adulterated drugs. Complainant refers to, and by this reference incorporates, the allegations  
18 set forth above in paragraphs 20 and 21, subparagraphs a – d, inclusive, as though set forth fully  
19 herein.

20 **FIFTH CAUSE FOR DISCIPLINE**

21 **(Failure to Conduct Schedule II Drug Reconciliation)**

22 26. Respondent is subject to disciplinary action under BPC section 4301, subdivisions (j)  
23 and (o), in conjunction with BPC section 4113, subdivision (c), and CCR, title 16, section  
24 1715.65, subdivision (a), in that Respondent failed to prepare inventory reconciliation reports to  
25 detect and prevent the loss of federal Schedule II controlled substances at least every 3 months.  
26 Complainant refers to, and by this reference incorporates, the allegations set forth above in  
27 paragraphs 20 and 21, subparagraphs a – d, inclusive, as though set forth fully herein.

28

1 **SIXTH CAUSE FOR DISCIPLINE**

2 **(Failure to Report Vaccinations to State Registry)**

3 27. Respondent is subject to disciplinary action under BPC section 4301, subdivisions (j)  
4 and (o), in conjunction with BPC section 4113, subdivision (c), and CCR, title 16, section 1746.4,  
5 subdivision (e), in that Respondent failed to transmit his administration of flu vaccines to the  
6 California Department of Public Health’s Immunization Registry. Complainant refers to, and by  
7 this reference incorporates, the allegations set forth above in paragraphs 20 and 21, subparagraphs  
8 a – d, inclusive, as though set forth fully herein.

9 **SEVENTH CAUSE FOR DISCIPLINE**

10 **(Failure to Maintain Written Policies and Procedures)**

11 28. 28. Respondent is subject to disciplinary action under BPC section 4301,  
12 subdivision (o), in conjunction with BPC section 4113, subdivision (c), and BPC section 4104,  
13 subdivision (b), in that Respondent failed to maintain written policies and procedures for  
14 addressing chemical, mental, or physical impairment, as well as theft, diversion, or self-use of  
15 dangerous drugs, among licensed individuals employed by or with the pharmacy. Complainant  
16 refers to, and by this reference incorporates, the allegations set forth above in paragraphs 20 and  
17 21, subparagraphs a – d, inclusive, as though set forth fully herein.

18 **OTHER MATTERS**

19 29. Pursuant to Code section 4307, if discipline is imposed on Pharmacy Permit  
20 Number PHY 44635, issued to Arnold Gargantos dba Servac Pharmacy, Arnold Gargantos (aka  
21 Arnold De Leon Gargantos) shall be prohibited from serving as a manager, administrator, owner,  
22 member, officer, director, associate, or partner of a licensee for five years if Pharmacy Permit  
23 Number PHY 44635 is placed on probation or until Pharmacy Permit Number PHY 44635 is  
24 reinstated if it is revoked.

25 30. Pursuant to Code section 4307, if discipline is imposed on Pharmacist License  
26 Number RPH 43604, issued to Arnold De Leon Gargantos, Arnold De Leon Gargantos shall be  
27 prohibited from serving as a manager, administrator, owner, member, officer, director, associate,  
28

1 or partner of a licensee for five years if Pharmacist License Number RPH 43604 is placed on  
2 probation or until Pharmacist License Number RPH 43604 is reinstated if it is revoked.

3 **PRAYER**

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

6 1. Revoking or suspending Pharmacy Permit Number PHY 44635, issued to Arnold  
7 Gargantos, dba Servac Pharmacy;

8 2. Revoking or suspending Pharmacist License Number RPH 43604, issued to Arnold  
9 De Leon Gargantos;

10 3. Prohibiting Arnold Gargantos (aka Arnold De Leon Gargantos) from serving as a  
11 manager, administrator, owner, member, officer, director, associate, or partner of a licensee for  
12 five years if Pharmacy Permit Number PHY 44635 is placed on probation or until Pharmacy  
13 Permit Number PHY 44635 is reinstated if it is revoked;

14 4. Prohibiting Arnold De Leon Gargantos from serving as a manager, administrator,  
15 owner, member, officer, director, associate, or partner of a licensee for five years if Pharmacist  
16 License Number RPH 43604 is placed on probation or until Pharmacist License Number RPH  
17 43604 is reinstated if it is revoked;

18 5. Ordering Arnold Gargantos (aka Arnold De Leon Gargantos) to pay the Board of  
19 Pharmacy the reasonable costs of the investigation and enforcement of this case, pursuant to  
20 Business and Professions Code section 125.3; and,

21 6. Taking such other and further action as deemed necessary and proper.

22  
23 DATED: 1/16/2024

Sodergren,  
Anne@DCA

Digitally signed by Sodergren,  
Anne@DCA  
Date: 2024.01.16 21:33:19 -08'00'

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

LA2023603691  
66428748.docx