

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

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

In the Matter of the Accusation Against:

**ANAND BIPIN JETHVA**  
2224 Via Fernandez  
Palos Verdes Estates, CA 90274

**Pharmacy Technician Registration No.  
TCH 168849**

Respondent.

Case No. 7673

**DEFAULT DECISION AND ORDER**

[Gov. Code, §11520]

**FINDINGS OF FACT**

1. On or about December 4, 2023, Complainant Anne Sodergren, in her official capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs, filed Accusation No. 7673 against Anand Bipin Jethva (Respondent) before the Board of Pharmacy. (Accusation attached as Exhibit A.)

2. On or about October 1, 2018, the Board of Pharmacy (Board) issued Pharmacy Technician Registration No. TCH 168849 to Respondent. The Pharmacy Technician Registration was in full force and effect at all times relevant to the charges brought in Accusation No. 7673 and will expire on October 31, 2024, unless renewed.

///

1           3.     On or about December 14, 2023, Respondent was served by Certified and First Class  
2 Mail copies of the Accusation No. 7673, Statement to Respondent, Notice of Defense, Request  
3 for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6, and  
4 11507.7) at Respondent's address of record which, pursuant to Business and Professions Code  
5 section 4100, is required to be reported and maintained with the Board. Respondent's address of  
6 record was and is: 2224 Via Fernandez, Palos Verdes Estates, CA 90274.

7           4.     Service of the Accusation was effective as a matter of law under the provisions of  
8 Government Code section 11505(c) and/or Business and Professions Code section 124.

9           5.     Government Code section 11506(c) states, in pertinent part:

10                   (c) The respondent shall be entitled to a hearing on the merits if the respondent  
11 files a notice of defense . . . and the notice shall be deemed a specific denial of all  
12 parts of the accusation . . . not expressly admitted. Failure to file a notice of defense  
13 . . . shall constitute a waiver of respondent's right to a hearing, but the agency in its  
14 discretion may nevertheless grant a hearing.

15           6.     The Board takes official notice of its records and the fact that Respondent failed to  
16 file a Notice of Defense within 15 days after service upon him of the Accusation, and therefore  
17 waived his right to a hearing on the merits of Accusation No. 7673.

18           7.     California Government Code section 11520(a) states, in pertinent part:

19                   (a) If the respondent either fails to file a notice of defense . . . or to appear at  
20 the hearing, the agency may take action based upon the respondent's express  
21 admissions or upon other evidence and affidavits may be used as evidence without  
22 any notice to respondent . . . .

23           8.     Pursuant to its authority under Government Code section 11520, the Board finds  
24 Respondent is in default. The Board will take action without further hearing and, based on the  
25 relevant evidence contained in the Default Decision Investigatory Evidence Packet in this matter,  
26 finds that the charges and allegations in Accusation No. 7673, are separately and severally, found  
27 to be true and correct by clear and convincing evidence.

28           9.     The Board finds that the actual costs for Investigation and Enforcement are  
\$1,811.92 as of January 11, 2024.

///

///

1 **DETERMINATION OF ISSUES**

2 1. Based on the foregoing findings of fact, Respondent Anand Bipin Jethva has  
3 subjected his Pharmacy Technician Registration No. TCH 168849 to discipline.

4 2. The agency has jurisdiction to adjudicate this case by default.

5 3. The Board of Pharmacy is authorized to revoke Respondent's Pharmacy Technician  
6 Registration based upon the following violations alleged in the Accusation which are supported  
7 by the evidence contained in the Default Decision Investigatory Evidence Packet in this case:

8 a. Business and Professions Code sections 490 and 4301(l), and California Code of  
9 Regulations, title 16, section 1770(a) (August 7, 2023 Criminal Conviction - Fleeing a Pursuing  
10 Peace Officer's Motor Vehicle While Driving Recklessly on July 21, 2020); and

11 b. Business and Professions Code section 4301(f) (Acts Involving Moral Turpitude,  
12 Dishonesty, Fraud, Deceit, or Corruption).

13 **ORDER**

14 IT IS SO ORDERED that Pharmacy Technician Registration No. TCH 168849, issued to  
15 Respondent Anand Bipin Jethva, is revoked.

16 Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a  
17 written motion requesting that the Decision be vacated and stating the grounds relied on within  
18 seven (7) days after service of the Decision on Respondent. The agency in its discretion may  
19 vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

20 This Decision shall become effective at 5:00 p.m. on March 22, 2024.

21 It is so ORDERED on February 21, 2024.

22 BOARD OF PHARMACY DEPARTMENT  
23 OF CONSUMER AFFAIRS  
24 STATE OF CALIFORNIA

25 By



26 Seung W. Oh, Pharm.D.  
27 Board President

28 66502543.DOCX  
DOJ Matter ID:LA2023604158

Attachment:  
Exhibit A: Accusation

# Exhibit A

Accusation

1 ROB BONTA  
Attorney General of California  
2 THOMAS L. RINALDI  
Supervising Deputy Attorney General  
3 ARMANDO ZAMBRANO  
Supervising Deputy Attorney General  
4 State Bar No. 225325  
300 So. Spring Street, Suite 1702  
5 Los Angeles, CA 90013  
Telephone: (213) 269-6322  
6 Facsimile: (916) 731-2126  
E-mail: Armando.Zambrano@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. 7673

13 **ANAND BIPIN JETHVA**  
2224 Via Fernandez  
14 Palos Verdes Estates, CA 90274

**ACCUSATION**

15 **Pharmacy Technician Registration No.**  
**TCH 168849**

16 Respondent.  
17

18  
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 (Board), Department of Consumer Affairs.

22 2. On or about October 1, 2018, the Board issued Pharmacy Technician Registration  
23 Number TCH 168849 to Anand Bipin Jethva (Respondent). The Pharmacy Technician  
24 Registration was in full force and effect at all times relevant to the charges brought herein and  
25 will expire on October 31, 2024, unless renewed.

26 ///

27 ///

28 ///

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 of the Code provides, in pertinent part, that every license issued by the  
6 Board is subject to discipline including suspension or revocation.

7 5. Section 4300.1 of the Code states:

8 The expiration, cancellation, forfeiture, or suspension of a board-issued license  
9 by operation of law or by order or decision of the board or a court of law, the  
10 placement of a license on a retired status, or the voluntary surrender of a license by a  
11 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.

12 **STATUTORY PROVISIONS**

13 6. Section 490 of the Code provides, in pertinent part, that a board may suspend or  
14 revoke a license on the ground that the licensee has been convicted of a crime substantially  
15 related to the qualifications, functions, or duties of the business or profession for which the  
16 license was issued.

17 7. Section 4301 of the Code states, in pertinent part:

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

20 . . .

21 (f) The commission of any act involving moral turpitude, dishonesty, fraud,  
22 deceit, or corruption, whether the act is committed in the course of relations as a  
licensee or otherwise, and whether the act is a felony or misdemeanor or not.

23 . . .

24 (l) The conviction of a crime substantially related to the qualifications,  
25 functions, and duties of a licensee under this chapter. The record of conviction of a  
26 violation of Chapter 13 (commencing with Section 801) of Title 21 of the United  
States Code regulating controlled substances or of a violation of the statutes of this  
27 state regulating controlled substances or dangerous drugs shall be conclusive  
evidence of unprofessional conduct. In all other cases, the record of conviction shall  
28 be conclusive evidence only of the fact that the conviction occurred. The board may  
inquire into the circumstances surrounding the commission of the crime, in order to  
fix the degree of discipline or, in the case of a conviction not involving controlled

1 substances or dangerous drugs, to determine if the conviction is of an offense  
2 substantially related to the qualifications, functions, and duties of a licensee under this  
3 chapter. A plea or verdict of guilty or a conviction following a plea of nolo  
4 contendere is deemed to be a conviction within the meaning of this provision. The  
5 board may take action when the time for appeal has elapsed, or the judgment of  
6 conviction has been affirmed on appeal or when an order granting probation is made  
7 suspending the imposition of sentence, irrespective of a subsequent order under  
8 Section 1203.4 of the Penal Code allowing the person to withdraw his or her plea of  
9 guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or  
10 dismissing the accusation, information, or indictment.

11 ...

### 12 **REGULATORY PROVISIONS**

13 8. California Code of Regulations, title 16, section 1770(a) states:

14 For the purpose of denial, suspension, or revocation of a personal or facility  
15 license pursuant to Section 141 or Division 1.5 (commencing with Section 475) of the  
16 Business and Professions Code, a crime, professional misconduct, or act shall be  
17 considered substantially related to the qualifications, functions or duties of the  
18 practice, profession, or occupation that may be performed under the license type  
19 sought or held if to a substantial degree it evidences present or potential unfitness of  
20 an applicant or licensee to perform the functions authorized by the license in a  
21 manner consistent with the public health, safety, or welfare.

### 22 **COST RECOVERY**

23 9. Section 125.3 of the Code provides, in pertinent part, that the Board may request the  
24 administrative law judge to direct a licensee found to have committed a violation or violations of  
25 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
26 enforcement of the case, with failure of the licensee to comply subjecting the license to not being  
27 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be  
28 included in a stipulated settlement.

### 29 **FIRST CAUSE FOR DISCIPLINE**

30 **(August 7, 2023 Criminal Conviction - Fleeing a Pursuing Peace Officer's Motor Vehicle  
31 While Driving Recklessly on July 21, 2020)**

32 10. Respondent is subject to disciplinary action under Code sections 490 and 4301(I), in  
33 conjunction with California Code of Regulations, title 16, section 1770(a), in that on or about  
34 August 7, 2023, in a criminal proceeding entitled *The People of the State of California vs. Anand  
35 Bipen Jethva*, in Superior Court of California, County of Los Angeles, Case No. LA093465,

1 Respondent pled nolo contendere and was convicted of violating Vehicle Code section 2800.2  
2 (fleeing a pursuing peace officer's motor vehicle while driving recklessly), a felony. Respondent  
3 was sentenced to serve 10 days in jail, placed on probation for two years with terms and  
4 conditions, and ordered to pay fines and fees.

5 The circumstances surrounding the conviction are that on or about July 21, 2020, a  
6 California Highway Patrol officer conducted a traffic enforcement stop involving Respondent.  
7 Upon speaking to Respondent, the officer noticed rapid and incoherent speech, erratic  
8 movements, and profuse sweating. When the officer instructed Respondent to step out of the  
9 vehicle, Respondent placed the vehicle in drive and fled the scene. The officer got into his patrol  
10 vehicle, attempted to chase Respondent's vehicle, and lost sight of Respondent's vehicle.  
11 Another California Highway Patrol officer spotted Respondent's vehicle, initiated an enforcement  
12 stop, and Respondent fled. A Los Angeles Police Department officer attempted to make an  
13 enforcement stop on Respondent and another pursuit ensued through city streets. California  
14 Highway Patrol officers waited at Respondent's residence and detained Respondent when he  
15 arrived.

## 16 **SECOND CAUSE FOR DISCIPLINE**

### 17 **(Acts Involving Moral Turpitude, Dishonesty, Fraud, Deceit, or Corruption)**

18 11. Respondent is subject to disciplinary action under Code section 4301(f), on the  
19 grounds of unprofessional conduct, in that Respondent committed acts involving moral turpitude,  
20 dishonesty, fraud, deceit, or corruption, as follows:

21 a. On or about July 21, 2020, Respondent evaded police, as alleged above in paragraph  
22 10.

23 b. On or about May 10, 2021, a Torrance Police Department officer responded to a  
24 battery call involving Respondent. Respondent was in a hotel's employee-only area tampering  
25 with the sprinklers. A hotel employee asked Respondent to leave. Respondent rushed the  
26 employee and swung his fist. The employee punched Respondent and took him to the ground.  
27 The employee and his partner held Respondent on the ground until police arrived. Respondent bit  
28

1 the employee on his forearm. The officer observed a red bite mark on the employee's arm. A  
2 records check revealed Respondent had a felony warrant.

3 **DISCIPLINE CONSIDERATIONS**

4 12. To determine the degree of discipline, if any, to be imposed on Respondent,  
5 Complainant alleges that on or about September 28, 2012, in a prior criminal proceeding titled  
6 *The People of the State of California vs. Anand Bipin Jethva*, in Superior Court of California,  
7 County of Los Angeles, Case No. 2SY07303, Respondent pled nolo contendere and was  
8 convicted of violating Penal Code section 594(a) (vandalism), a misdemeanor. Respondent was  
9 sentenced to serve two days in jail, placed on probation for three years with terms and conditions,  
10 ordered to complete 10 days of community service, and pay fines and fees. The record of the  
11 criminal proceeding is final.

12 The circumstances surrounding the conviction are that on or about September 27, 2012, a  
13 Palos Verdes Estates Police Department officer received a vandalism call involving Respondent.  
14 While Respondent was at his family's residence, he became angry, pushed his 66-year-old  
15 grandmother to the ground, and threw two large stones inside the residence. The damaged  
16 property was valued at approximately \$919. The family told police they were in fear of  
17 Respondent and their safety. A judge granted Respondent's family members an Emergency  
18 Protective Order.

19 **PRAYER**

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

22 1. Revoking or suspending Pharmacy Technician Registration Number TCH 168849,  
23 issued to Anand Bipin Jethva;

24 2. Ordering Anand Bipin Jethva to pay the Board of Pharmacy the reasonable costs of  
25 the investigation and enforcement of this case, pursuant to Business and Professions Code section  
26 125.3; and

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

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

DATED: 12/4/2023

**Sodergren,** Digitally signed by  
**Anne@DCA** Sodergren, Anne@DCA  
Date: 2023.12.04  
13:03:06 -08'00'

---

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

LA2023604158  
66308193.docx