

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

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

**KAYLA RHIANN RICHARDS  
Pharmacy Technician License No. TCH 181112**

**Respondent.**

**Agency Case No. 7675**

**OAH No. 2024041063**

**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 December 12, 2024.

It is so ORDERED on November 12, 2024.

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

By



Seung W. Oh, Pharm.D.  
Board President

1 ROB BONTA  
Attorney General of California  
2 THOMAS L. RINALDI  
Supervising Deputy Attorney General  
3 DIANA PETIKYAN  
Deputy Attorney General  
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300 So. Spring Street, Suite 1702  
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7 *Attorneys for Complainant*

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

11 In the Matter of the Accusation Against:  
12 **KAYLA RHIANN RICHARDS**  
13 **4324 Parkwood Ct., #D**  
14 **Bakersfield, CA 93309**  
15 **Pharmacy Technician License No. TCH**  
16 **181112**  
17 Respondent.

Case No. 7675  
OAH No. 2024041063  
**STIPULATED SETTLEMENT AND**  
**DISCIPLINARY ORDER**

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

20 **PARTIES**

21 1. Anne Sodergren (Complainant) is the Executive Officer of the Board of Pharmacy  
22 (Board). She brought this action solely in her official capacity and is represented in this matter by  
23 Rob Bonta, Attorney General of the State of California, by Diana Petikyan, Deputy Attorney  
24 General.

25 2. Respondent Kayla Rhiann Richards (Respondent) is represented in this proceeding by  
26 attorney Nicole Weil, Esq., whose address is: 9474 Kearny Villa Rd., Ste 101, San Diego, CA  
27 92126  
28







1 Failure to submit timely reports in a form as directed shall be considered a violation of  
2 probation. Any period(s) of delinquency in submission of reports as directed may be added to the  
3 total period of probation. Moreover, if the final probation report is not made as directed,  
4 probation shall be automatically extended until such time as the final report is made and accepted  
5 by the board.

6 **3. Interview with the Board**

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

12 **4. Cooperate with Board Staff**

13 Respondent shall timely cooperate with the board's inspection program and with the board's  
14 monitoring and investigation of Respondent's compliance with the terms and conditions of her  
15 probation, including but not limited to: timely responses to requests for information by board  
16 staff; timely compliance with directives from board staff regarding requirements of any term or  
17 condition of probation; and timely completion of documentation pertaining to a term or condition  
18 of probation. Failure to timely cooperate shall be considered a violation of probation.

19 **5. Reporting of Employment and Notice to Employers**

20 During the period of probation, Respondent shall notify all present and prospective  
21 employers of the decision in case number 7675 and the terms, conditions and restrictions imposed  
22 on Respondent by the decision, as follows:

23 Within thirty (30) days of the effective date of this decision, and within ten (10) days of  
24 undertaking any new employment, Respondent shall report to the board in writing the name,  
25 physical address, and mailing address of each of her employer(s), and the name(s) and telephone  
26 number(s) of all of her direct supervisor(s), as well as any pharmacist(s)-in-charge, designated  
27 representative(s)-in-charge, responsible manager, or other compliance supervisor(s) and the work  
28 schedule, if known. Respondent shall also include the reason(s) for leaving the prior

1 employment. Respondent shall sign and return to the board a written consent authorizing the  
2 board or its designee to communicate with all of Respondent's employer(s) and supervisor(s) and  
3 authorizing those employer(s) or supervisor(s) to communicate with the board or its designee,  
4 concerning Respondent's work status, performance, and monitoring. Failure to comply with the  
5 requirements or deadlines of this condition shall be considered a violation of probation.

6       Within thirty (30) days of the effective date of this decision, and within fifteen (15) days of  
7 Respondent undertaking any new employment, Respondent shall cause (a) her direct supervisor,  
8 (b) her pharmacist-in-charge, designated representative-in-charge, responsible manager, or other  
9 compliance supervisor, and (c) the owner or owner representative of her employer, to report to the  
10 board in writing acknowledging that the listed individual(s) has/have read the decision in case  
11 number 7675, and terms and conditions imposed thereby. If one person serves in more than one  
12 role described in (a), (b), or (c), the acknowledgment shall so state. It shall be the Respondent's  
13 responsibility to ensure that these acknowledgment(s) are timely submitted to the board. In the  
14 event of a change in the person(s) serving the role(s) described in (a), (b), or (c) during the term  
15 of probation, Respondent shall cause the person(s) taking over the role(s) to report to the board in  
16 writing within fifteen (15) days of the change acknowledging that he or she has read the decision  
17 in case number 7675, and the terms and conditions imposed thereby.

18       If Respondent works for or is employed by or through an employment service, Respondent  
19 must notify the person(s) described in (a), (b), and (c) above at every entity licensed by the board  
20 of the decision in case number 7675, and the terms and conditions imposed thereby in advance of  
21 Respondent commencing work at such licensed entity. A record of this notification must be  
22 provided to the board upon request.

23       Furthermore, within thirty (30) days of the effective date of this decision, and within fifteen  
24 (15) days of Respondent undertaking any new employment by or through an employment service,  
25 Respondent shall cause the person(s) described in (a), (b), and (c) above at the employment  
26 service to report to the board in writing acknowledging that he or she has read the decision in case  
27 number, and the terms and conditions imposed thereby. It shall be Respondent's responsibility to  
28 ensure that these acknowledgment(s) are timely submitted to the board.

1 Failure to timely notify present or prospective employer(s) or failure to cause the identified  
2 person(s) with that/those employer(s) to submit timely written acknowledgments to the board  
3 shall be considered a violation of probation.

4 "Employment" within the meaning of this provision includes any full-time, part-time,  
5 temporary, relief, or employment/management service position as a pharmacy technician, or any  
6 position for which a pharmacy technician is a requirement or criterion for employment, whether  
7 the Respondent is an employee, independent contractor, or volunteer.

8 **6. Notification of Change(s) in Name, Address(es), or Phone Number(s)**

9 Respondent shall further notify the board in writing within ten (10) days of any change in  
10 name, residence address, mailing address, e-mail address or phone number.

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

13 **7. Reimbursement of Board Costs**

14 As a condition precedent to successful completion of probation, Respondent shall pay to the  
15 board its costs of investigation and prosecution in the amount of \$2,087.12.

16 Failure to pay costs by the deadline(s) as directed shall be considered a violation of  
17 probation.

18 Respondent shall be permitted to pay these costs in a payment plan approved by the board  
19 or its designee, so long as full payment is completed no later than one (1) year prior to the end  
20 date of probation.

21 **8. Probation Monitoring Costs**

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

26 **9. Status of License**

27 Respondent shall, at all times while on probation, maintain an active, current Pharmacy  
28 Technician License with the board, including any period during which suspension or probation is

1 tolled. Failure to maintain an active, current Pharmacy Technician License shall be considered a  
2 violation of probation.

3 If Respondent's Pharmacy Technician License expires or is cancelled by operation of law or  
4 otherwise at any time during the period of probation, including any extensions thereof due to  
5 tolling or otherwise, upon renewal or reapplication Respondent's license shall be subject to all  
6 terms and conditions of this probation not previously satisfied.

7 **10. License Surrender While on Probation/Suspension**

8 Following the effective date of this decision, should Respondent cease practice due to  
9 retirement or health, or be otherwise unable to satisfy the terms and conditions of probation,  
10 Respondent may relinquish her license, including any indicia of licensure issued by the board,  
11 along with a request to surrender the license. The board or its designee shall have the discretion  
12 whether to accept the surrender or take any other action it deems appropriate and reasonable.  
13 Upon formal acceptance of the surrender of the license, Respondent will no longer be subject to  
14 the terms and conditions of probation. This surrender constitutes a record of discipline and shall  
15 become a part of the Respondent's license history with the board.

16 Upon acceptance of the surrender, Respondent shall relinquish her pocket and/or wall  
17 license, including any indicia of licensure not previously provided to the board within ten (10)  
18 days of notification by the board that the surrender is accepted if not already provided.  
19 Respondent may not reapply for any license from the board for three (3) years from the effective  
20 date of the surrender. Respondent shall meet all requirements applicable to the license sought as  
21 of the date the application for that license is submitted to the board, including any outstanding  
22 costs.

23 **11. Certification Prior to Resuming Work**

24 Respondent shall be suspended, and shall not work as a pharmacy technician, until she has  
25 been certified as defined by Business and Professions Code section 4202, subdivision (a)(4), has  
26 submitted proof of certification to the board, and has been notified by the board or its designee  
27 that she may begin work. Failure to achieve certification within six (6) months of the effective  
28 date shall be considered a violation of probation.

1 During suspension, Respondent shall not enter any pharmacy area or any portion of any  
2 other board licensed premises of a wholesaler, third-party logistics provider, veterinary food-  
3 animal drug retailer or any other distributor of drugs which is licensed by the board, or any  
4 manufacturer, or any area where dangerous drugs and/or dangerous devices or controlled  
5 substances are maintained.

6 Respondent shall not do any act involving drug selection, selection of stock, manufacturing,  
7 compounding, or dispensing; nor shall Respondent manage, administer, or assist any licensee of  
8 the board. Respondent shall not have access to or control the ordering, distributing,  
9 manufacturing, or dispensing of dangerous drugs and/or dangerous devices or controlled  
10 substances.

11 During this suspension, Respondent shall not engage in any activity that requires licensure  
12 as a pharmacy technician. Respondent shall not direct or control any aspect of the practice of  
13 pharmacy or of the manufacture, distribution, wholesaling, or retailing of dangerous drugs and/or  
14 dangerous devices, or controlled substances.

15 Failure to comply with any such suspension shall be considered a violation of probation.

16 **12. Practice Requirement – Extension of Probation**

17 Except during periods of suspension, Respondent shall, at all times while on probation, be  
18 employed as a pharmacy technician in California for a minimum of 100 hours per calendar  
19 month. Any month during which this minimum is not met shall extend the period of probation by  
20 one month. During any such period of insufficient employment, Respondent must nonetheless  
21 comply with all terms and conditions of probation, unless Respondent receives a waiver in  
22 writing from the board or its designee.

23 If Respondent does not practice as a pharmacy technician in California for the minimum  
24 number of hours in any calendar month, for any reason (including vacation), Respondent shall  
25 notify the board in writing within ten (10) days of the conclusion of that calendar month. This  
26 notification shall include at least: the date(s), location(s), and hours of last practice; the reason(s)  
27 for the interruption or reduction in practice; and the anticipated date(s) on which Respondent will  
28 resume practice at the required level. Respondent shall further notify the board in writing within

1 ten (10) days following the next calendar month during which Respondent practices as a  
2 pharmacy technician in California for the minimum of hours. Any failure to timely provide such  
3 notification(s) shall be considered a violation of probation.

4 It is a violation of probation for Respondent's probation to be extended pursuant to the  
5 provisions of this condition for a total period, counting consecutive and non-consecutive months,  
6 exceeding thirty-six (36) months. The board or its designee may post a notice of the extended  
7 probation period on its website.

### 8 13. **Violation of Probation**

9 If Respondent has not complied with any term or condition of probation, the board shall  
10 have continuing jurisdiction over Respondent, and the board shall provide notice to Respondent  
11 that probation shall automatically be extended, until all terms and conditions have been satisfied  
12 or the board has taken other action as deemed appropriate to treat the failure to comply as a  
13 violation of probation, to terminate probation, and to impose the penalty that was stayed. The  
14 board or its designee may post a notice of the extended probation period on its website.

15 If Respondent violates probation in any respect, the board, after giving Respondent notice  
16 and an opportunity to be heard, may revoke probation and carry out the disciplinary order that  
17 was stayed. If a petition to revoke probation or an accusation is filed against Respondent during  
18 probation, or the preparation of an accusation or petition to revoke probation is requested from  
19 the Office of the Attorney General, the board shall have continuing jurisdiction and the period of  
20 probation shall be automatically extended until the petition to revoke probation or accusation is  
21 heard and decided, and the charges and allegations in Accusation No. 7675 shall be deemed true  
22 and correct.

### 23 14. **Completion of Probation**

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

### 26 15. **Drug and Alcohol Testing**

27 Respondent, at her own expense, shall participate in testing as directed by the board or its  
28 designee for the detection of alcohol, controlled substances, and dangerous drugs and/or

1 dangerous devices. Testing protocols may include biological fluid testing (urine, blood),  
2 breathalyzer, hair follicle testing, or other testing protocols as directed by the board or its  
3 designee. All testing must be pursuant to an observed testing protocol unless Respondent is  
4 informed otherwise in writing by the board or its designee. Respondent may be required to  
5 participate in testing for the entire probation period and frequency of testing will be determined  
6 by the board or its designee.

7 By no later than thirty (30) days after the effective date of this decision, Respondent shall  
8 have completed all of the following tasks: enrolled and registered with an approved drug and  
9 alcohol testing vendor; provided that vendor with any documentation, and any information  
10 necessary for payment by Respondent; commenced testing protocols, including all required  
11 contacts with the testing vendor to determine testing date(s); and begun testing. At all times,  
12 Respondent shall fully cooperate with the testing vendor, and with the board or its designee, with  
13 regard to enrollment, registration, and payment for, and compliance with, testing. Any failure to  
14 cooperate timely shall be considered a violation of probation.

15 Respondent may be required to test on any day, including weekends and holidays.  
16 Respondent is required to make daily contact with the testing vendor to determine if a test is  
17 required, and if a test is required must submit to testing on the same day.

18 Prior to any vacation or other period of absence from the area where the approved testing  
19 vendor provides services, Respondent shall seek and receive approval from the board or its  
20 designee to use an alternate testing vendor to ensure testing can occur. Upon approval,  
21 Respondent shall enroll and register with the approved alternate drug testing vendor, provide to  
22 that alternate vendor any documentation required by the vendor, including any necessary payment  
23 by Respondent. During the period of absence of the area, Respondent shall commence testing  
24 protocols with the alternate vendor, including required daily contacts with the testing vendor to  
25 determine if testing is required, and required testing. Any failure to timely seek or receive  
26 approval from the board or its designee, or to timely enroll and register with, timely commence  
27 testing protocols with, or timely undergo testing with, the alternate testing vendor, shall be  
28 considered a violation of probation.

1           Upon detection of an illicit drug, controlled substance or dangerous drug, the board or its  
2 designee may require Respondent to timely provide documentation from a licensed practitioner  
3 authorized to prescribe the detected substance demonstrating that the substance was administered  
4 or ingested pursuant to a legitimate prescription issued as a necessary part of treatment. All such  
5 documentation shall be provided by Respondent within ten (10) days of being requested.

6           Any of the following shall be considered a violation of probation and shall result in  
7 Respondent being immediately suspended from practice as a pharmacy technician until notified  
8 by the board in writing that she may resume practice: failure to timely complete all of the steps  
9 required for enrollment/registration with the drug testing vendor, including making arrangements  
10 for payment; failure to timely commence drug testing protocols; failure to contact the drug testing  
11 vendor as required to determine testing date(s); failure to test as required; failure to timely supply  
12 documentation demonstrating that a detected substance was taken pursuant to a legitimate  
13 prescription issued as a necessary part of treatment; and/or detection through testing of alcohol, or  
14 of an illicit drug, or of a controlled substance or dangerous drug absent documentation that the  
15 detected substance was taken pursuant to a legitimate prescription and a necessary treatment. In  
16 the event of a suspension ordered after detection through testing of alcohol, an illicit drug, or of a  
17 controlled substance or dangerous drug absent documentation that the detected substance was  
18 taken pursuant to a legitimate prescription and a necessary treatment, the board or its designee  
19 shall inform Respondent of the suspension and inform her to immediately leave work, and shall  
20 notify Respondent's employer(s) and work site monitor(s) of the suspension.

21           During any such suspension, Respondent shall not enter any pharmacy area or any portion  
22 of the licensed premises of a wholesaler, third party-logistics provider, veterinary food-animal  
23 drug retailer, or any other distributor of drugs which is licensed by the board, or any  
24 manufacturer, or any area where dangerous drugs and/or dangerous devices or controlled  
25 substances are maintained. Respondent shall not practice pharmacy nor do any act involving drug  
26 selection, selection of stock, manufacturing, compounding, dispensing or patient consultation; nor  
27 shall Respondent manage, administer, or be a consultant to any licensee of the board, or have  
28

1 access to or control the ordering, distributing, manufacturing, or dispensing of dangerous drugs  
2 and/or dangerous devices and controlled substances.

3 During any such suspension, Respondent shall not engage in any activity that requires the  
4 professional judgment of and/or licensure as a pharmacy technician. Respondent shall not direct  
5 or control any aspect of the practice of pharmacy, or of the manufacturing, distributing,  
6 wholesaling, or retailing of dangerous drugs and/or dangerous devices.

7 Failure to comply with any such suspension shall be considered a violation of probation.  
8 Failure to comply with any requirement or deadline stated by this term shall be considered a  
9 violation of probation.

#### 10 16. **Notification of Departure**

11 Prior to leaving the probationary geographic area designated by the board or its designee for  
12 a period greater than twenty-four (24) hours, Respondent shall notify the board verbally and in  
13 writing of the dates of departure and return. Failure to comply with this provision shall be  
14 considered a violation of probation.

#### 15 17. **Abstain from Drugs and Alcohol**

16 Respondent shall completely abstain from the possession or use of alcohol, controlled  
17 substances, illicit drugs, dangerous drugs and/or dangerous devices, or their associated  
18 paraphernalia, except when possessed or used pursuant to a legitimate prescription issued as a  
19 necessary part of treatment. Respondent shall ensure that she is not in the same physical location  
20 as individuals who are using illicit substances even if Respondent is not personally ingesting the  
21 drugs. Any possession or use of alcohol, dangerous drugs and/or dangerous devices or controlled  
22 substances, or their associated paraphernalia for which a legitimate prescription has not been  
23 issued as a necessary part of treatment, or any physical proximity to persons using illicit  
24 substances, shall be considered a violation of probation.

#### 25 18. **Prescription Coordination and Monitoring of Prescription Use**

26 Within thirty (30) days of the effective date of this decision, Respondent shall submit to the  
27 board, for its prior approval, the name and qualifications of a single physician, nurse practitioner,  
28 physician assistant, or psychiatrist of Respondent's choice, who shall be aware of the

1 Respondent's history with the use of alcohol and who will coordinate and monitor any  
2 prescriptions for Respondent for dangerous drugs and/or dangerous devices, controlled substances  
3 or mood-altering drugs. The approved practitioner shall be provided with a copy of the board's  
4 Accusation and decision. A record of this notification must be provided to the board or its  
5 designee upon request. Respondent shall sign a release authorizing the practitioner to  
6 communicate with the board or its designee about Respondent's treatment(s). The coordinating  
7 physician, nurse practitioner, physician assistant, or psychiatrist shall report to the board on a  
8 quarterly basis for the duration of probation regarding Respondent's compliance with this  
9 condition. If any substances considered addictive have been prescribed, the report shall identify a  
10 program for the time limited use of any such substances. The board or its designee may require  
11 that the single coordinating physician, nurse practitioner, physician assistant or psychiatrist be a  
12 specialist in addictive medicine or consult a specialist in addictive medicine. Should Respondent,  
13 for any reason, cease supervision by the approved practitioner, Respondent shall notify the board  
14 or its designee immediately and, within thirty (30) days of ceasing supervision, submit the name  
15 of a replacement physician, nurse practitioner, physician assistant, or psychiatrist of Respondent's  
16 choice to the board or its designee for its prior approval. Failure to timely submit the selected  
17 practitioner or replacement practitioner to the board or its designee for approval, or to ensure the  
18 required quarterly reporting thereby, shall be considered a violation of probation.

19       If at any time an approved practitioner determines that Respondent is unable to practice  
20 safely or independently as a pharmacy technician, the practitioner shall notify the board or its  
21 designee immediately by telephone and follow up by written letter within three (3) working days.  
22 Upon notification from the board or its designee of this determination, Respondent shall be  
23 automatically suspended and shall not resume practice as a pharmacy technician until notified by  
24 the board or its designee that practice may be resumed.

25       During any suspension, Respondent shall not enter any pharmacy area or any portion of the  
26 licensed premises of a wholesaler, third-party logistics provider, veterinary food-animal drug  
27 retailer, or any other distributor of drugs which is licensed by the board, or any manufacturer, or  
28 any area where dangerous drugs and/or dangerous devices or controlled substances are

1 maintained. Respondent shall not practice pharmacy nor do any act involving drug selection,  
2 selection of stock, manufacturing, compounding, dispensing or patient consultation; nor shall  
3 Respondent manage, administer, or be a consultant to any licensee of the board, or have access to  
4 or control the ordering, distributing, manufacturing, or dispensing of dangerous drugs and/or  
5 dangerous devices and controlled substances. Respondent shall not resume practice until notified  
6 by the board.

7 During any suspension, Respondent shall not engage in any activity that requires the  
8 professional judgment and/or licensure as a pharmacy technician. Respondent shall not direct or  
9 control any aspect of the practice of pharmacy or of the manufacturing, distributing, wholesaling,  
10 or retailing of dangerous drugs and/or dangerous devices or controlled substances.

11 Failure to comply with any requirement or deadline stated by this term shall be considered a  
12 violation of probation.

13 **19. Attend Substance Abuse Recovery Relapse Prevention and Support Groups**

14 Within thirty (30) days of the effective date of this decision, Respondent shall begin regular  
15 attendance at a recognized and established substance abuse recovery support group in California  
16 (e.g., Alcoholics Anonymous, Narcotics Anonymous, etc.) which has been approved by the board  
17 or its designee. Respondent must attend the number of group meetings per week or month  
18 directed by the board or its designee, which shall typically be at least one per week. Respondent  
19 shall continue regular attendance and submit signed and dated documentation confirming  
20 attendance with each quarterly report for the duration of probation. Failure to attend or submit  
21 documentation thereof shall be considered a violation of probation.

22 Where Respondent is enrolled in the PRP, participation as required in a recovery group  
23 meeting approved by the PRP shall be sufficient for satisfaction of this requirement. Any  
24 deviation from participation requirements for the PRP-approved group shall be considered a  
25 violation of probation.

26 **20. No Ownership or Management of Licensed Premises**

27 Respondent shall not own, have any legal or beneficial interest in, nor serve as a manager,  
28 administrator, member, officer, director, trustee, associate, or partner of any business, firm,

1 partnership, or corporation currently or hereinafter licensed by the board. Respondent shall sell  
2 or transfer any legal or beneficial interest in any entity licensed by the board within ninety (90)  
3 days following the effective date of this decision and shall immediately thereafter provide written  
4 proof thereof to the board. Failure to timely divest any legal or beneficial interest(s) or provide  
5 documentation thereof shall be considered a violation of probation.

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

14 **ACCEPTANCE**

15 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully  
16 discussed it with my attorney, Nicole Weil, Esq. I understand the stipulation and the effect it will  
17 have on my Pharmacy Technician License. I enter into this Stipulated Settlement and Disciplinary  
18 Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order  
19 of the Board of Pharmacy.

20  
21 DATED: \_\_\_\_\_  
22 *KAYLA RHIANN RICHARDS*  
*Respondent*

23 I have read and fully discussed with Respondent Kayla Rhiann Richards the terms and  
24 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.  
25 I approve its form and content.

26  
27 DATED: \_\_\_\_\_  
28 *NICOLE WEIL, ESQ.*  
*Attorney for Respondent*


1 partnership, or corporation currently or hereinafter licensed by the board. Respondent shall sell  
2 or transfer any legal or beneficial interest in any entity licensed by the board within ninety (90)  
3 days following the effective date of this decision and shall immediately thereafter provide written  
4 proof thereof to the board. Failure to timely divest any legal or beneficial interest(s) or provide  
5 documentation thereof shall be considered a violation of probation.

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

14 **ACCEPTANCE**

15 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully  
16 discussed it with my attorney, Nicole Weil, Esq. I understand the stipulation and the effect it will  
17 have on my Pharmacy Technician License. I enter into this Stipulated Settlement and Disciplinary  
18 Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order  
19 of the Board of Pharmacy.

20  
21 DATED: 10/08/2024

  
Kayla Richards (Oct 8, 2024 21:07 PDT)

22 KAYLA RHIANN RICHARDS  
*Respondent*

23 I have read and fully discussed with Respondent Kayla Rhiann Richards the terms and  
24 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.  
25 I approve its form and content.

26  
27 DATED: 10/08/2024

*Nicole Weil*

28 NICOLE WEIL, ESQ.  
*Attorney for Respondent*

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**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  
THOMAS L. RINALDI  
Supervising Deputy Attorney General

DIANA PETIKYAN  
Deputy Attorney General  
*Attorneys for Complainant*

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**ENDORSEMENT**

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

DATED: October 8, 2024

Respectfully submitted,

ROB BONTA  
Attorney General of California  
THOMAS L. RINALDI  
Supervising Deputy Attorney General



DIANA L. ETIKYAN  
Deputy Attorney General  
*Attorneys for Complainant*

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**Exhibit A**

**Accusation No. 7675**

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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. 7675

13 **KAYLA RHIANN RICHARDS**

**ACCUSATION**

14 4324 Parkwood Ct., #D  
Bakersfield, CA 93309

15 Pharmacy Technician Registration No. TCH  
181112

16 Respondent.  
17

18 **PARTIES**

19  
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 March 2, 2021, the Board issued Pharmacy Technician Registration  
23 Number TCH 181112 to Kayla Rhiann Richards (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 January 31, 2025, unless renewed.

26 **JURISDICTION**

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



1 guilty and to enter a plea of not guilty, or setting aside the verdict of guilty, or  
2 dismissing the accusation, information, or indictment.

3 **REGULATORY PROVISIONS**

4 8. California Code of Regulations, title 16, section 1770, states:

5 For the purpose of denial, suspension, or revocation of a personal or facility  
6 license pursuant to Division 1.5 (commencing with Section 475) of the Business and  
7 Professions Code, a crime or act shall be considered substantially related to the  
8 qualifications, functions or duties of a licensee or registrant if to a substantial degree  
9 it evidences present or potential unfitness of a licensee or registrant to perform the  
10 functions authorized by his license or registration in a manner consistent with the  
11 public health, safety, or welfare.

12 **COST RECOVERY**

13 9. Section 125.3 states, in pertinent part, that the Board may request the administrative  
14 law judge to direct a licentiate found to have committed a violation or violations of the licensing  
15 act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the  
16 case.

17 **FIRST CAUSE FOR DISCIPLINE**

18 **(Conviction of a Substantially Related Crime)**

19 10. Respondent is subject to disciplinary action under sections 4301, subdivision (l) and  
20 490, in conjunction with California Code of Regulations, title 16, section 1770, in that  
21 Respondent was convicted of a crime substantially related to the qualifications, functions or  
22 duties of a registered pharmacy technician. Specifically, on or about April 4, 2023, after pleading  
23 nolo contendere, Respondent was convicted of one misdemeanor count of violating Vehicle Code  
24 section 23152, subdivision (b) [driving while having 0.08% or more, by weight, of alcohol in her  
25 blood] in the criminal proceeding entitled *The People of the State of California v. Kayla Rhianni*  
26 *Richards* (Super. Ct. Kern County, 2023, No. BM977539A). The court ordered Respondent to  
27 complete a 9-month DUI program, and placed her on 3 years' probation, with terms and  
28 conditions. The circumstances surrounding the conviction are that on or about January 22, 2023,  
at approximately 5:19 p.m., police officers responded to a traffic collision. When they arrived,  
medical personnel were assisting Respondent. While speaking to Respondent, an officer  
observed her to have red watery eyes, slurred speech, and she emitted an odor of alcohol from her  
breath and person. Respondent admitted to consuming a mimosa around noon. While at the

1 scene, Respondent declined to submit to field sobriety tests. She also refused to submit to a  
2 preliminary alcohol screening test and was subsequently placed under arrest. During the booking  
3 procedure, at approximately 7:37 P.M., Respondent submitted to a blood test that revealed a  
4 blood alcohol content level of 0.16%.

5 **SECOND CAUSE FOR DISCIPLINE**

6 **(Dangerous Use of Alcohol)**

7 11. Respondent is subject to disciplinary action under section 4301, subdivision (h), on  
8 the grounds of unprofessional conduct, in that, on or about January 22, 2023, Respondent used  
9 alcoholic beverages to an extent or in a manner dangerous or injurious to herself, any person, or  
10 the public. Complainant refers to, and by this reference incorporates, the allegations set forth  
11 above in paragraph 10, as though fully set forth herein.

12 **PRAYER**

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

- 15 1. Revoking or suspending Pharmacy Technician Registration Number TCH 181112,  
16 issued to Kayla Rhiann Richards;
- 17 2. Ordering Kayla Rhiann Richards to pay the Board of Pharmacy the reasonable costs  
18 of the investigation and enforcement of this case, pursuant to Business and Professions Code  
19 section 125.3; and,
- 20 3. Taking such other and further action as deemed necessary and proper.

21  
22 DATED: 11/14/2023

Sodergren,  
Anne@DCA

Digitally signed by Sodergren,  
Anne@DCA  
Date: 2023.11.14 17:09:47  
-08'00'

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

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