

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

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

**DANIEL CHI HUNG LIM, Respondent.**

**Pharmacist License No. RPH 67292**

**Agency Case No. 7683**

**OAH No. 2024010298**

**DECISION AND ORDER**

The attached Stipulated Settlement and Disciplinary Order for Public Reprimand is hereby adopted by the Board of Pharmacy, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective at 5:00 p.m. on July 11, 2024.

It is so ORDERED on June 11, 2024.

BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

By

A handwritten signature in black ink, appearing to read "Seung W. Oh".

Seung W. Oh, Pharm.D.  
Board President

1 ROB BONTA  
Attorney General of California  
2 KAREN R. DENVIR  
Supervising Deputy Attorney General  
3 KATELYN E. DOCHERTY  
Deputy Attorney General  
4 State Bar No. 322028  
1300 I Street, Suite 125  
5 P.O. Box 944255  
Sacramento, CA 94244-2550  
6 Telephone: (916) 210-6277  
Facsimile: (916) 327-8643  
7 *Attorneys for Complainant*

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

12  
13 In the Matter of the Accusation Against:

14 **DANIEL CHI HUNG LIM**  
15 **1852 Stageline Circle**  
**Rocklin, CA 95765**

16 **Pharmacist License No. RPH 67292**

17 Respondent.

Case No. 7683

OAH No. 2024010298

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

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

22 **PARTIES**

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

27 2. Respondent Daniel Chi Hung Lim (Respondent) is represented in this proceeding by  
28 attorney Jeff Kravitz, whose address is: 1851 Heritage Lane, Suite 128, Sacramento, Ca, 95815.

1           3.     On or about July 25, 2012, the Board issued Pharmacist License No. RPH 67292 to  
2 Respondent. The Pharmacist License was in full force and effect at all times relevant to the  
3 charges brought in Accusation No. 7683, and will expire on October 31, 2025, unless renewed.

4                                   **JURISDICTION**

5           4.     Accusation No. 7683 was filed before the Board, and is currently pending against  
6 Respondent. The Accusation and all other statutorily required documents were properly served  
7 on Respondent on December 21, 2023. Respondent timely filed his Notice of Defense contesting  
8 the Accusation.

9           5.     A copy of Accusation No. 7683 is attached as exhibit A and incorporated herein by  
10 reference.

11                               **ADVISEMENT AND WAIVERS**

12          6.     Respondent has carefully read, fully discussed with counsel, and understands the  
13 charges and allegations in Accusation No. 7683. Respondent has also carefully read, fully  
14 discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary  
15 Order.

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

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

24                               **CULPABILITY**

25          9.     Respondent admits the truth of each and every charge and allegation in Accusation  
26 No. 7683.

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10. Respondent agrees that his Pharmacist License is subject to discipline and he agrees to be bound by the Board's imposition of discipline as set forth in the Disciplinary Order below.

## CONTINGENCY

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

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

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

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

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**DISCIPLINARY ORDER**

IT IS HEREBY ORDERED that Pharmacist License No. RPH 67292 issued to Respondent Daniel Chi Hung Lim (Respondent) shall be publicly reprovved by the Board of Pharmacy under Business and Professions Code section 495 in resolution of Accusation No. 7683, attached as exhibit A.

**Cost Recovery.** No later than 1 YEAR from the effective date of the Decision, Respondent shall pay \$ 5,138.50 to the Board for its costs associated with the investigation and enforcement of this matter pursuant to Business and Professions Code Section 125.3. If Respondent fails to pay the Board costs as ordered, Respondent shall not be allowed to renew his Pharmacist license until Respondent pays costs in full. In addition, the Board may enforce this order for payment of its costs in any appropriate court, in addition to any other rights the Board may have.

**Ethics Course.** Within sixty (60) calendar days of the effective date of this decision, respondent shall enroll in a course in ethics, at respondent's expense, approved in advance by the board or its designee that complies with Title 16 California Code of Regulations section 1773.5. Respondent shall provide proof of enrollment upon request. Respondent is required to complete the 6-month and 12- month ethics follow up courses in order to be compliance with this condition. Within five (5) days of completion, respondent shall submit a copy of the certificate of completion to the board or its designee.

**Full Compliance.** As a resolution of the charges in Accusation No. 7683, this stipulated settlement is contingent upon Respondent's full compliance with all conditions of this Order. If Respondent fails to satisfy any of these conditions, such failure to comply constitutes cause for discipline, including outright revocation, of Respondent's Pharmacist Permit No. RPH 67292.

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**ACCEPTANCE**

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Jeff Kravitz. I understand the stipulation and the effect it will have on my Pharmacist License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: \_\_\_\_\_  
DANIEL CHI HUNG LIM  
*Respondent*

I have read and fully discussed with Respondent Daniel Chi Hung Lim the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: \_\_\_\_\_  
Jeff Kravitz  
*Attorney for Respondent*

**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  
KAREN R. DENVIR  
Supervising Deputy Attorney General

KATELYN E. DOCHERTY  
Deputy Attorney General  
*Attorneys for Complainant*

**ACCEPTANCE**

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Jeff Kravitz. I understand the stipulation and the effect it will have on my Pharmacist License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

DATED: 13/03/2024

Daniel Lim

DANIEL CHI HUNG LIM  
*Respondent*

I have read and fully discussed with Respondent Daniel Chi Hung Lim the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: 3-13-24

Jeff Kravitz  
*Attorney for Respondent*

**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  
KAREN R. DENVIR  
Supervising Deputy Attorney General

KATELYN E. DOCHERTY  
Deputy Attorney General  
*Attorneys for Complainant*

**ACCEPTANCE**

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Jeff Kravitz. I understand the stipulation and the effect it will have on my Pharmacist License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.

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

\_\_\_\_\_  
DANIEL CHI HUNG LIM  
*Respondent*

I have read and fully discussed with Respondent Daniel Chi Hung Lim the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

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

\_\_\_\_\_  
Jeff Kravitz  
*Attorney for Respondent*

**ENDORSEMENT**

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

DATED: 3/13/2024

Respectfully submitted,

ROB BONTA  
Attorney General of California  
KAREN R. DENVIR  
Supervising Deputy Attorney General

  
KATELYN E. DOUGHTY  
Deputy Attorney General  
*Attorneys for Complainant*

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**Exhibit A**

**Accusation No. 7683**

1 ROB BONTA  
Attorney General of California  
2 KAREN R. DENVIR  
Supervising Deputy Attorney General  
3 KATELYN E. DOCHERTY  
Deputy Attorney General  
4 State Bar No. 322028  
1300 I Street, Suite 125  
5 P.O. Box 944255  
Sacramento, CA 94244-2550  
6 Telephone: (916) 210-6277  
Facsimile: (916) 327-8643  
7 *Attorneys for Complainant*

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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. 7683

13 **DANIEL CHI HUNG LIM**  
14 **1852 Stageline Circle**  
**Rocklin, CA 95765**

**ACCUSATION**

15 **Pharmacist License No. RPH 67292**

16 Respondent.  
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21 **PARTIES**

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

24 2. On or about July 25, 2012, the Board of Pharmacy issued Pharmacist License  
25 Number RPH 67292 to Daniel Chi Hung Lim (Respondent). The Pharmacist License was in full  
26 force and effect at all times relevant to the charges brought herein and will expire on October 31,  
27 2025, unless renewed.

28 ///

**JURISDICTION**

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

4. Section 4300 of the Code states, in pertinent part:

(a) Every license issued may be suspended or revoked.

(b) The board shall discipline the holder of any license issued by the board, whose default has been entered or whose case has been heard by the board and found guilty, by any of the following methods:

(1) Suspending judgment.

(2) Placing him or her upon probation.

(3) Suspending his or her right to practice for a period not exceeding one year.

(4) Revoking his or her license.

(5) Taking any other action in relation to disciplining him or her as the board in its discretion may deem proper.

...

(e) The proceedings under this article shall be conducted in accordance with Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of the Government Code, and the board shall have all the powers granted therein. The action shall be final, except that the propriety of the action is subject to review by the superior court pursuant to Section 1094.5 of the Code of Civil Procedure.

5. Section 4300.1 of the Code states:

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

**STATUTORY PROVISIONS**

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

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

...

(f) The commission of any act involving moral turpitude, dishonesty, fraud, 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.

...

7. Section 4307 of the Code states, in pertinent part:

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

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

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

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

(c) The provisions of subdivision (a) may be alleged in any pleading filed pursuant to Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of the Government Code. However, no order may be issued in that case except as to a person who is named in the caption, as to whom the pleading alleges the applicability of this section, and where the person has been given notice of the proceeding as required by Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of the Government Code. The authority to proceed as provided by this subdivision shall be in addition to the board's authority to proceed under Section 4339 or any other provision of law.

### **COST RECOVERY**

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

## **FACTUAL ALLEGATIONS**

9. At all times relevant, Respondent worked for Walmart Pharmacy #10-5192 in Rocklin, California (hereinafter Walmart), as a pharmacist-in-charge (PIC).

10. On or about August 1, 2023, Walmart's asset protection interviewed Respondent regarding concerns that he was stealing items from the store, and Respondent admitted to taking merchandise from the store without paying. Respondent stated that he "would purposefully fail to scan every item in my shopping cart when I utilized the scan and go feature." Respondent admitted to doing this at least once a week and stealing roughly \$10.00 per incident over 1.5 to 2 years. Respondent wrote a statement as part of Walmart's investigation confirming these admissions.

11. On or about August 3, 2023, Walmart notified the Board that it had terminated Respondent on August 1, 2023, due to theft of merchandise.

12. On or about August 30, 2023, Board Inspector SK, started an investigation regarding Respondent's termination.

13. On or about August 31, 2023, Inspector SK called Respondent to discuss his termination. During this call, Respondent admitted to Inspector SK that he had stolen merchandise from Walmart without paying.

14. On or about September 1, 2023, Respondent provided a written statement to Inspector SK in which he admitted he had been terminated from Walmart because of theft, and that he "had failed to pay for some items in the store over the course of about 1.5-2 years." Respondent's statement also indicated "I do not know the exact dollar amount, but during the interrogation with the asset protection team, we estimated it to be about \$5-\$10 on average per week over the course of that timeframe (anywhere between \$500 to \$1000 on the higher end of that estimate)."

## **CAUSE FOR DISCIPLINE**

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

15. Respondent is subject to disciplinary action for unprofessional conduct pursuant to Code section 4301, subdivision (f), in that Respondent committed acts involving moral turpitude, dishonesty, fraud, deceit, or corruption. The circumstances are that Respondent stole numerous

1 items from Walmart over an extended period of time while employed at Walmart as a PIC, as set  
2 forth in paragraphs 9-14, above.

3 **OTHER MATTERS**

4 15. Pursuant to Code section 4307, if discipline is imposed on Pharmacist License No.  
5 RPH 67292 issued to Daniel Lim shall be prohibited from serving as a manager, administrator,  
6 owner, member, officer, director, associate, or partner of a licensee for five years if Pharmacist  
7 License Number RPH 67292 is placed on probation or until Pharmacist License Number RPH  
8 67292 is reinstated if it is revoked.

9 **PRAYER**

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

12 1. Revoking or suspending Pharmacist License Number RPH 67292, issued to Daniel  
13 Chi Hung Lim;

14 2. Ordering Daniel Chi Hung Lim to pay the Board of Pharmacy the reasonable costs of  
15 the investigation and enforcement of this case, pursuant to Business and Professions Code section  
16 125.3;

17 3. Prohibiting Daniel Chi Hung Lim from serving as a manager, administrator, owner,  
18 member, officer, director, associate, or partner of a licensee for five years if Pharmacist License  
19 Number RPH 67292 is placed on probation or until Pharmacist License Number RPH 67292 is  
20 reinstated if Pharmacist License Number RPH 67292 issued to Daniel Chi Hung Lim, is revoked;  
21 and,

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

23 DATED: 12/13/2023

24 \_\_\_\_\_  
ANNE SODERGREN  
Executive Officer  
Board of Pharmacy  
Department of Consumer Affairs  
State of California  
Complainant

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