

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

In the Matter of the Statement of Issues Against:

RODRIGO GUILLEN, Respondent.

Pharmacy Technician License Applicant

Agency Case No. 8220

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 September 16, 2026.

It is so ORDERED on August 17, 2026.

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 fluid and cursive, with the first name "Seung" and last name "Oh" clearly distinguishable.

Seung W. Oh, Pharm.D.
Board President

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

11 In the Matter of the Statement of Issues
12 Against:

13 **RODRIGO GUILLEN**

14 **Pharmacy Technician License Applicant**

15 Respondent.
16

Case No. 8220

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

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

19 **PARTIES**

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

24 2. Respondent is representing himself in this proceeding and has chosen not to exercise
25 his right to be represented by counsel.

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1 3. On or about August 25, 2025, Respondent filed an application dated July 14, 2025,
2 with the Board to obtain a Pharmacy Technician License. The Board denied the application on
3 January 16, 2026.

4 **JURISDICTION**

5 4. Statement of Issues No. 8220 was filed before the Board and is currently pending
6 against Respondent. The Statement of Issues and all other statutorily required documents were
7 properly served on Respondent on May 22, 2026.

8 5. A copy of Statement of Issues No. 8220 is attached as Exhibit A and incorporated
9 herein by reference.

10 **ADVISEMENT AND WAIVERS**

11 6. Respondent has carefully read and understands the charges and allegations in
12 Statement of Issues No. 8220. Respondent has also carefully read and understands the effects of
13 this Stipulated Settlement and Disciplinary Order.

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

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

23 **CULPABILITY**

24 9. Respondent admits the truth of each and every charge and allegation in Statement of
25 Issues No. 8220.

26 10. Respondent agrees that Respondent's Pharmacy Technician License application is
27 subject to denial and agrees to be bound by the Board's probationary terms as set forth in the
28 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. 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:

DISCIPLINARY ORDER

IT IS HEREBY ORDERED that upon satisfaction of all statutory and regulatory requirements for issuance of a Pharmacy Technician License, a license shall be issued to Respondent and immediately revoked; the order of revocation is stayed and respondent is placed on probation for four (4) years upon the following terms and conditions:

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STANDARD CONDITIONS OF PROBATIONS

1. Obey All Laws

Respondent shall obey all state and federal laws and regulations.

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

- an arrest or issuance of a criminal complaint, information, or indictment for violation of any state and federal laws
- a plea of guilty, or nolo contendere, no contest, or similar, in any state or federal criminal proceeding to any criminal complaint, information or indictment
- a conviction of any crime
- the filing of a disciplinary pleading, issuance of a citation, or initiation of another administrative action filed by any state or federal agency.

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

2. Report to the Board

Respondent shall report to the Board quarterly, on a schedule as directed by the Board. The report shall be made either in person or in writing, as directed. Among other requirements, respondent shall state in each report under penalty of perjury whether there has been compliance with all the terms and conditions of probation.

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

3. Interview with the Board

Upon receipt of reasonable prior notice, respondent shall participate as directed for interviews with the Board, at such intervals and locations as are determined by the Board. Failure to appear for any scheduled interview without prior notification to Board staff, or failure to appear for two (2) or more scheduled interviews with the Board during the period of probation,

1 shall be considered a violation of probation.

2 **4. Cooperate with Board Staff**

3 Respondent shall timely cooperate with the Board's inspection program and with the
4 Board's monitoring and investigation of respondent's compliance with the terms and conditions of
5 their probation, including but not limited to timely responses to requests for information by Board
6 staff; timely compliance with directives from Board staff regarding requirements of any term or
7 condition of probation; and timely completion of documentation pertaining to a term or condition
8 of probation. Failure to timely cooperate shall be considered a violation of probation.

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

10 During the period of probation, respondent shall notify all present and prospective
11 employers of the decision in case number 8220 and the terms, conditions and restrictions imposed
12 on respondent by the decision, as follows:

13 Within thirty (30) days of the effective date of this decision, and within ten (10) days of
14 undertaking any new employment, respondent shall report to the Board in writing the name,
15 physical address, and mailing address of each of their employer(s), and the name(s), telephone
16 number(s), and email address(es) of all of their direct supervisor(s), as well as any pharmacist(s)-
17 in- charge, designated representative(s)-in-charge, responsible manager, or other compliance
18 supervisor(s) and the work schedule, if known. Respondent shall also include the reason(s) for
19 leaving the prior employment and the last day worked. Respondent shall sign and return to the
20 Board a written consent authorizing the Board to communicate with all of respondent's
21 employer(s) and supervisor(s) and authorizing those employer(s) or supervisor(s) to communicate
22 with the Board, concerning respondent's work status, performance, and monitoring. Failure to
23 comply with the requirements or deadlines of this condition shall be considered a violation of
24 probation.

25 Within thirty (30) days of the effective date of this decision, and within fifteen (15) days of
26 respondent undertaking any new employment, respondent shall cause (a) their direct supervisor,
27 (b) their pharmacist-in-charge, designated representative-in-charge, responsible manager, or other
28 compliance supervisor, and (c) the owner or owner representative of their employer, to report to

1 the Board in writing acknowledging that the listed individual(s) has/have read the decision in case
2 number 8220, and the terms and conditions imposed thereby. If one person serves in more than
3 one role described in (a), (b), or (c), the acknowledgment shall so state. It shall be the
4 respondent's responsibility to ensure that these acknowledgment(s) are timely submitted to the
5 Board. In the event of a change in the person(s) serving the role(s) described in (a), (b), or (c)
6 during the term of probation, respondent shall cause the person(s) taking over the role(s) to report
7 to the Board in writing within fifteen (15) days of the change acknowledging that they have read
8 the decision in case number 8220, and the terms and conditions imposed thereby.

9 If respondent works for or is employed by or through an employment service, respondent
10 must notify the person(s) described in (a), (b), and (c) above at every entity licensed by the Board
11 of the decision in case number 8220, and the terms and conditions imposed thereby in advance of
12 respondent commencing work at such licensed entity. A record of this notification must be
13 provided to the Board upon request.

14 Furthermore, within thirty (30) days of the effective date of this decision, and within fifteen
15 (15) days of respondent undertaking any new employment by or through an employment service,
16 respondent shall cause the person(s) described in (a), (b), and (c) above at the employment service
17 to report to the Board in writing acknowledging that they have read the decision in case number
18 8220, and the terms and conditions imposed thereby. It shall be respondent's responsibility to
19 ensure that these acknowledgment(s) are timely submitted to the Board.

20 Failure to timely notify present or prospective employer(s) or failure to cause the identified
21 person(s) with that/those employer(s) to submit timely written acknowledgments to the Board
22 shall be considered a violation of probation.

23 "Employment" within the meaning of this provision includes any full-time, part-time,
24 temporary, relief, or employment/management service position as a(n) pharmacy technician, or
25 any position for which a pharmacy technician is a requirement or criterion for employment,
26 whether the respondent is an employee, independent contractor, or volunteer.

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

2 Respondent shall further notify the Board as directed within ten (10) days of any change in
3 name, residence address, mailing address, e-mail address or phone number.

4 Failure to timely notify the Board of any change in employer, name, address, or phone
5 number, within 10 days of the change, shall be considered a violation of probation.

6 **7. Probation Monitoring Costs**

7 Respondent shall pay any costs associated with probation monitoring as determined by the
8 Board each and every year of probation. Such costs shall be payable to the Board on a schedule
9 as directed by the Board. Failure to pay such costs by the deadline(s) as directed shall be
10 considered a violation of probation.

11 **8. Status of License**

12 Respondent shall, at all times while on probation, maintain an active, current Pharmacy
13 Technician License with the Board, including any period during which suspension or probation is
14 tolled. Failure to maintain an active, current Pharmacy Technician License shall be considered a
15 violation of probation.

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

20 **9. License Surrender While on Probation/Suspension**

21 Following the effective date of this decision, should respondent cease practice due to
22 retirement or health, or be otherwise unable to satisfy the terms and conditions of probation,
23 respondent may relinquish license, including any indicia of licensure issued by the Board, along
24 with the request to surrender the license. The Board shall have the discretion whether to accept
25 the surrender or take any other action it deems appropriate and reasonable. Upon formal
26 acceptance of the surrender of the license, respondent will no longer be subject to the terms and
27 conditions of probation. This surrender constitutes a record of discipline and shall become a part

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1 of the respondent's license history with the Board.

2 Upon acceptance of the surrender, respondent shall relinquish their pocket and/or wall
3 license, including any indicia of licensure not previously provided to the Board within ten (10)
4 days of notification by the Board that the surrender is accepted if not already provided.
5 Respondent may not reapply for any license from the Board for three (3) years from the effective
6 date of the surrender. Respondent shall meet all requirements applicable to the license sought as
7 of the date the application for that license is submitted to the Board, including any outstanding
8 costs.

9 **10. Certification Prior to Resuming Work**

10 Respondent shall be suspended, and shall not work as a pharmacy technician, until they
11 have been certified as defined by Business and Professions Code section 4202, subdivision (a)(4),
12 has submitted proof of certification to the Board, and been notified by the Board that they may
13 begin work. Failure to achieve certification within six (6) months of the effective date shall be
14 considered a violation of probation.

15 During suspension, respondent shall not enter any pharmacy area or any portion of any
16 other Board licensed premises where dangerous drugs and/or dangerous devices or controlled
17 substances are maintained.

18 Respondent shall not exercise any of the privileges conveyed by the Board or assist any
19 licensee of the Board. Respondent shall not have access to or control the ordering, distributing,
20 manufacturing or dispensing of dangerous drugs and/or dangerous devices or controlled
21 substances.

22 During this suspension, respondent shall not engage in any activity that requires licensure
23 as a pharmacy technician. Respondent shall not direct or control any aspect of the practice of any
24 Board licensed premises.

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

26 **11. Practice Requirement – Extension of Probation**

27 Except during periods of suspension, respondent shall, at all times while on probation, be
28 employed as a pharmacy technician in California for a minimum of 80 hours per calendar month.

1 Any month during which this minimum is not met shall extend the period of probation by one
2 month. During any such period of insufficient employment, respondent must nonetheless comply
3 with all terms and conditions of probation, unless respondent receives a waiver in writing from
4 the Board.

5 If respondent does not practice as a pharmacy technician in California for the minimum
6 number of hours in any calendar month, for any reason (including vacation), respondent shall
7 notify the Board in writing within ten (10) days of the conclusion of that calendar month. This
8 notification shall include at least: the date(s), location(s), and hours of last practice; the reason(s)
9 for the interruption or reduction in practice; and the anticipated date(s) on which respondent will
10 resume practice at the required level. Respondent shall further notify the Board in writing within
11 ten (10) days following the next calendar month during which respondent practices as a pharmacy
12 technician in California for the minimum of hours. Any failure to timely provide such
13 notification(s) shall be considered a violation of probation.

14 It is a violation of probation for respondent's probation to be extended pursuant to the
15 provisions of this condition for a total period, counting consecutive and non-consecutive months,
16 exceeding thirty-six (36) months. The Board may post a notice of the extended probation period
17 on its website.

18 **12. Violation of Probation**

19 If respondent has not complied with any term or condition of probation, the Board shall
20 have continuing jurisdiction over respondent, and the Board shall provide notice to respondent
21 that probation shall automatically be extended, until all terms and conditions have been satisfied
22 or the Board has taken other action as deemed appropriate to treat the failure to comply as a
23 violation of probation, to terminate probation, and to impose the penalty that was stayed. The
24 Board may post a notice of the extended probation period on its website.

25 If respondent violates probation in any respect, the Board, after giving respondent notice
26 and an opportunity to be heard, may revoke probation and carry out the disciplinary order that
27 was stayed. If a petition to revoke probation or an accusation is filed against respondent during
28 probation, or the preparation of an accusation or petition to revoke probation is requested from

1 the Office of the Attorney General, the Board shall have continuing jurisdiction and the period of
2 probation shall be automatically extended until the petition to revoke probation or accusation is
3 heard and decided.

4 **13. Completion of Probation**

5 Upon written notice by the Board indicating successful completion of probation,
6 respondent's license will be fully restored.

7 **14. Drug and Alcohol Testing**

8 Respondent, at his own expense, shall participate in testing as directed by the Board for the
9 detection of alcohol, controlled substances, and dangerous drugs and/or dangerous devices.
10 Testing protocols may include biological fluid testing (urine, blood), breathalyzer, hair follicle
11 testing, or other testing protocols as directed by the Board. All testing must be pursuant to an
12 observed testing protocol unless respondent is informed otherwise in writing by the Board.
13 Respondent may be required to participate in testing for the entire probation period and frequency
14 of testing will be determined by the Board.

15 By no later than thirty (30) days after the effective date of this decision, respondent shall
16 have completed all of the following tasks: enrolled and registered with an approved drug and
17 alcohol testing vendor; provided that vendor with any documentation, and any information
18 necessary for payment by respondent; commenced testing protocols, including all required
19 contacts with the testing vendor to determine testing date(s); and begun testing. At all times,
20 respondent shall fully cooperate with the testing vendor, and with the Board, with regard to
21 enrollment, registration, and payment for, and compliance with, testing. Any failure to cooperate
22 timely shall be considered a violation of probation.

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

26 Prior to any vacation or other period of absence from the area where the approved testing
27 vendor provides services, respondent shall seek and receive approval from the Board to use an
28 alternate testing vendor to ensure testing can occur. Upon approval, respondent shall enroll and

1 register with the approved alternate drug testing vendor and provide to that alternate vendor any
2 documentation required by the vendor, including any necessary payment by respondent. During
3 the period of absence of the area, respondent shall commence testing protocols with the alternate
4 vendor, including required daily contacts with the testing vendor to determine if testing is
5 required, and required testing. Any failure to timely seek or receive approval from the Board, or
6 to timely enroll and register with, timely commence testing protocols with, or timely undergo
7 testing with, the alternate testing vendor, shall be considered a violation of probation.

8 Upon detection of an illicit drug, controlled substance or dangerous drug, the Board may
9 require respondent to timely provide documentation from a licensed practitioner authorized to
10 prescribe the detected substance demonstrating that the substance was administered or ingested
11 pursuant to a legitimate prescription issued as a necessary part of treatment. All such
12 documentation shall be provided by respondent within ten (10) days of being requested.

13 Any of the following shall be considered a violation of probation and shall result in
14 respondent being immediately suspended from practice as a pharmacy technician until notified by
15 the Board in writing that they may resume practice: failure to timely complete all of the steps
16 required for enrollment/registration with the drug testing vendor, including making arrangements
17 for payment; failure to timely commence drug testing protocols; failure to contact the drug testing
18 vendor as required to determine testing date(s); failure to test as required; failure to refrain from
19 alcohol; failure to timely supply documentation demonstrating that a detected substance was
20 taken pursuant to a legitimate prescription issued as a necessary part of treatment; and/or
21 detection through testing of alcohol, or drug that contains alcohol, without a prescription, or of an
22 illicit drug, or of a controlled substance or dangerous drug absent documentation that the detected
23 substance was taken pursuant to a legitimate prescription and a necessary treatment. In the event
24 of a suspension ordered after detection through testing of alcohol, or drug that contains alcohol,
25 without a prescription, an illicit drug, or of a controlled substance or dangerous drug absent
26 documentation that the detected substance was taken pursuant to a legitimate prescription and a
27 necessary treatment, the Board shall inform respondent of the suspension and inform them to
28 immediately leave work, and shall notify respondent's employer(s) and work site monitor(s) of

1 the suspension.

2 During any such suspension, respondent shall not enter any pharmacy area or any portion of
3 any Board-licensed premises where dangerous drugs and/or dangerous devices or controlled
4 substances are maintained. Respondent shall not exercise any of the privileges conveyed by the
5 Board nor do any act involving drug selection, selection of stock, manufacturing, compounding,
6 dispensing or patient consultation; nor shall respondent manage, administer, or be a consultant to
7 any licensee of the Board, or have access to or control the ordering, distributing, manufacturing,
8 or dispensing of dangerous drugs and/or dangerous devices and controlled substances.

9 During any such suspension, respondent shall not engage in any activity that requires the
10 professional judgment of and/or licensure as a pharmacy technician. Respondent shall not direct
11 or control any aspect of any Board-licensed premises.

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

15 **15. Notification of Departure**

16 Within three (3) business days prior to leaving the probationary geographic area designated
17 by the Board for a period greater than twenty-four (24) hours, respondent shall notify the Board
18 verbally and in writing of the dates of departure and return. Failure to comply with this provision
19 shall be considered a violation of probation.

20 **16. Abstain from Drugs and Alcohol**

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

substances, shall be considered a violation of probation. Respondent shall sign an acknowledgement confirming receipt of a list of examples of prohibited substances.

17. Prescription Coordination and Monitoring of Prescription Use

Within thirty (30) days of the effective date of this decision, respondent shall submit to the Board, for its prior approval, the name and qualifications of a single practitioner of respondent's choice, who shall be aware of the respondent's history with the use of alcohol, illicit drugs, controlled substances, and/or dangerous drugs, who will coordinate and monitor any prescriptions for respondent for dangerous drugs and/or dangerous devices, controlled substances or mood-altering drugs. The approved practitioner shall be provided with a copy of the Board's Statement of Issues and decision. A record of this notification must be provided to the Board upon request. Respondent shall sign a release authorizing the practitioner to communicate with the Board about respondent's treatment(s). The coordinating practitioner shall report to the Board on a quarterly basis for the duration of probation regarding respondent's compliance with this condition. If any substances considered addictive have been prescribed, the report shall identify a program for the time limited use of any such substances. The Board may require that the single coordinating practitioner be a specialist in addictive medicine or consult a specialist in addictive medicine. Should respondent, for any reason, cease supervision by the approved practitioner, respondent shall notify the Board immediately and, within thirty (30) days of ceasing supervision, submit the name of a replacement practitioner of respondent's choice to the Board for its prior approval. Failure to timely submit the selected practitioner or replacement practitioner to the Board for approval, or to ensure the required quarterly reporting thereby, shall be considered a violation of probation.

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

During suspension, respondent shall not enter any pharmacy area or any portion of any Board-licensed premises where dangerous drugs and/or dangerous devices or controlled substances are maintained. Respondent shall not exercise any of the privileges conveyed by the Board nor do any act involving drug selection, selection of stock, manufacturing, compounding, dispensing or patient consultation; nor shall respondent manage, administer, or be a consultant to any licensee of the Board, or have access to or control the ordering, distributing, manufacturing, or dispensing of dangerous drugs and/or dangerous devices and controlled substances.

Respondent shall not resume practice until notified by the Board.

During suspension, respondent shall not engage in any activity that requires the professional judgment and/or licensure as a pharmacy technician. Respondent shall not direct or control any aspect of any Board-licensed premises.

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

18. Attend Substance Abuse Recovery Relapse Prevention and Support Groups

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

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

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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
NANCY A. KAISER
Supervising Deputy Attorney General

SHAWN P. COOK
Supervising Deputy Attorney General
Attorneys for Complainant

LA2026601529
68554662

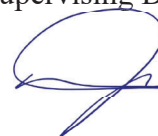
ENDORSEMENT

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

DATED: July 22, 2026

Respectfully submitted,

ROB BONTA
Attorney General of California
NANCY A. KAISER
Supervising Deputy Attorney General



Matthew A. King, DAG for
SHAWN P. COOK
Supervising Deputy Attorney General
Attorneys for Complainant

LA2026601529
68554662

Exhibit A

Statement of Issues No. 8220

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7 *Attorneys for Complainant*

8 **BEFORE THE**
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12 In the Matter of the Statement of Issues
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Case No. 8220

STATEMENT OF ISSUES

13 **RODRIGO GUILLEN**

14 **Pharmacy Technician License Applicant**

15 Respondent.

16
17 **PARTIES**

18 1. Anne Sodergren (Complainant) brings this Statement of Issues solely in her official
19 capacity as the Executive Officer of the Board of Pharmacy (Board), Department of Consumer
20 Affairs.

21 2. On or about August 25, 2025, the Board received an application for a Pharmacy
22 Technician License from Rodrigo Guillen (respondent). On or about July 14, 2025, respondent
23 certified under penalty of perjury to the truthfulness of all statements, answers, and
24 representations in the application. The Board denied the application on January 16, 2026.

25 **JURISDICTION**

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

STATUTORY PROVISIONS

4. Section 480 of the Code states, in pertinent part:

(a) Notwithstanding any other provision of this code, a board may deny a license regulated by this code on the grounds that the applicant has been convicted of a crime or has been subject to formal discipline only if either of the following conditions are met:

(1) The applicant has been convicted of a crime within the preceding seven years from the date of application that is substantially related to the qualifications, functions, or duties of the business or profession for which the application is made, regardless of whether the applicant was incarcerated for that crime, or the applicant has been convicted of a crime that is substantially related to the qualifications, functions, or duties of the business or profession for which the application is made and for which the applicant is presently incarcerated or for which the applicant was released from incarceration within the preceding seven years from the date of application. . . .

5. Section 4300 of the Code states:

(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.

(c) The board may refuse a license to any applicant guilty of unprofessional conduct. The board may, in its sole discretion, issue a probationary license to any applicant for a license who is guilty of unprofessional conduct and who has met all other requirements for licensure. The board may issue the license subject to any terms or conditions not contrary to public policy, including, but not limited to, the following:

(1) Medical or psychiatric evaluation.

(2) Continuing medical or psychiatric treatment.

(3) Restriction of type or circumstances of practice.

(4) Continuing participation in a board-approved rehabilitation program.

(5) Abstention from the use of alcohol or drugs.

(6) Random fluid testing for alcohol or drugs.

(7) Compliance with laws and regulations governing the practice of pharmacy.

(d) The board may initiate disciplinary proceedings to revoke or suspend any probationary certificate of licensure for any violation of the terms and conditions of probation. Upon satisfactory completion of probation, the board shall convert the probationary certificate to a regular certificate, free of conditions.

(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.

REGULATORY PROVISIONS

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

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

(b) In making the substantial relationship determination required under subdivision (a) for a crime, the board will consider the following criteria:

(1) The nature and gravity of the offense;

(2) The number of years elapsed since the date of the offense; and

(3) The nature and duties of the practice, profession, or occupation that may be performed under the license type sought or held.

(c) For purposes of subdivision (a), substantially related crimes, professional misconduct, or acts shall include, but are not limited to, those which:

(1) Violate or attempt to violate, directly or indirectly, or to aid, abet or conspire to violate, any provision of law of this state, or any other jurisdiction, governing the practice of pharmacy.

(2) Violate or attempt to violate, directly or indirectly, or to aid, abet or conspire to violate, any provision of Chapter 13 (commencing with Section 801) of Title 21 of the United States Code regulating controlled substances or any law of this state, or any other jurisdiction, relating to controlled substances or dangerous drugs.

(3) Violate or attempt to violate, directly or indirectly, or to aid, abet or conspire to violate, any provision of law of this state, or any other jurisdiction, relating to government provided or government supported healthcare.

(4) Involve dishonesty, fraud, deceit, or corruption related to money, items, documents, or personal information.

(5) Involve a conviction for driving under the influence of drugs or alcohol.

CAUSE FOR DENIAL OF APPLICATION

(July 17, 2025 Criminal Conviction - DUI on December 22, 2024)

7. Respondent's application is subject to denial under section 480, subdivision (a)(1), in conjunction with California Code of Regulations, title 16, section 1770, subdivision (a), in that on or about July 17, 2025, in a criminal proceeding titled: *The People of the State of California v. Rodrigo Guillen*, in Superior Court of California, Los Angeles County, Case No. 25AHCM01135, respondent pled nolo contendere and was convicted of violating Vehicle Code section 23152, subdivision (b) (driving while under the influence of alcohol greater than 0.08% blood alcohol concentration (BAC)) with enhancement Vehicle Code section 23578 (BAC of 0.15%), and Vehicle Code section 23538, subdivision (b)(2) (refuse chemical testing). Respondent was placed on probation for three (3) years with terms and conditions, successfully enroll and complete a six (6) month first offender DUI education program, successfully enroll and complete the MADD Victim Impact Program, and pay fines and fees, or complete 16 hours of community service.

8. The circumstances surrounding the conviction are that on or about December 22, 2024, at approximately 2:56 A.M., a California Highway Patrol officer responded to a single vehicle traffic collision involving respondent. The officer observed respondent's car in the dirt embankment area with front end damage after respondent collided with a tree. Upon contact, the officer observed respondent display objective symptoms of alcohol intoxication. Respondent refused to participate in field sobriety tests and refused to submit to a preliminary alcohol screening test. Subsequently, a warrant was issued for a chemical blood test. At approximately 5:05 A.M. respondent submitted to a blood test, which resulted in a BAC of 0.17%

PRAYER

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

1. Denying the application of Rodrigo Guillen for a Pharmacy Technician License; and

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

DATED: 5/19/2026

Sodergren,
Anne@DCA

Digitally signed by
Sodergren, Anne@DCA
Date: 2026.05.19
20:44:03 -07'00'

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

LA2026601529
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