

# **California State Board of Pharmacy** 2720 Gateway Oaks Drive, Suite 100 Sacramento, CA 95833

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Business, Consumer Services and Housing Agency Department of Consumer Affairs Gavin Newsom, Governor



# NONRESIDENT PHARMACY LICENSE APPLICATION INSTRUCTIONS

(Business and Professions Code sections 4037 and 4112)

**IMPORTANT: Follow these instructions completely.** A checklist is provided with these instructions. The Board encourages the use of the checklist to assist with the application process. If the number of forms included in this application is insufficient, print additional copies. <u>Allow approximately 45 days from the date your application is received by the Board before checking on the status.</u> The contact person(s) designated on the application will be advised if additional information is necessary. Incomplete or redacted copies of supporting documents will not be accepted.

California Business and Professions Code (BPC) section 4035 defines <u>"person"</u> to include, but is not limited to, firm, association, partnership, corporation, limited liability company, state governmental agency, trust, or political subdivision.

Wherever the term "person" is used in these instructions, the Nonresident Pharmacy License Application, the Ownership Information form, or any affidavit submitted in support of a Nonresident Pharmacy License Application, such term shall mean "person" as defined in BPC section 4035.

BPC section 4201(a) states: "If the applicant is other than a natural person, the application shall state the information as to each person beneficially interested therein or any person with management or control over the license."

BPC section 4201(b) states that the term "person beneficially interested" means and includes:

- If the applicant is a partnership or other unincorporated association, each partner or member.
- If the applicant is a corporation, each of its officers, directors, and stockholders, provided that a natural person shall not be deemed to be beneficially interested in a nonprofit corporation.
- If the applicant is a limited liability company, each officer, manager, or member.

Wherever the term "person beneficially interested" is used in these instructions, the Nonresident Pharmacy License Application, the Ownership Information form, or any affidavit submitted in support of a Nonresident Pharmacy License Application, such term shall have the meaning set forth in BPC section 4201(b).

The application shall provide information to identify the ownership of the applicant business. This may include multiple levels of ownership. The Board may require additional documentation to confirm or substantiate any information provided in the application, including, without limitation, the reported ownership structure.

**SIGNATURES**: Any time a signature is required, it must be an original dated signature or a digital signature that complies with the <u>Board's Digital Signatures Policy Statement</u> located on the Board's website. All documents with digital signatures shall be emailed to the Board.

WHEN SUBMITTING DOCUMENTS TO THE BOARD, KEEP A COPY FOR YOUR RECORDS.

### CHECKLIST FOR FILING A NONRESIDENT PHARMACY APPLICATION

# **SECTION A. FEE(S): ALL APPLICANTS**

☐ APPLICATION FEE: \$2,427

Include a check or money order made payable to the California State Board of Pharmacy. <u>This fee is</u> nonrefundable.

- Optional: Temporary Pharmacy License Fee: \$2,000
  - To request a temporary pharmacy license pursuant to BPC section 4110(b), submit the temporary pharmacy license fee <u>in addition to</u> the primary application fee. <u>NOTE: Temporary licenses may be issued by the Board in its discretion, upon such conditions and for such periods of time, not to exceed 180 days, as the Board determines to be in the public interest. <u>The temporary pharmacy license fee is nonrefundable once the application has been reviewed.</u></u>
    - If other than a change of ownership and/or location, include a written letter signed by the owner, partner, officer, member, etc., that clearly explains why a temporary license is needed to protect public safety.
- ☐ FINGERPRINT CARD FEE(S): \$49 per natural person, if applicable

Reference Section D for the fingerprint requirements. If submitting fingerprint card fee(s) for natural person(s) listed on the application, include the fingerprint card fee for each natural person with the application fee or submit a separate check for the fingerprint card fee(s) made payable to the California State Board of Pharmacy.

# SECTION B. NONRESIDENT PHARMACY LICENSE APPLICATION (17A-57): ALL APPLICANTS

# ITEMS LISTED IN THIS SECTION ARE REQUIRED TO BE SUBMITTED WITH <u>EACH PHARMACY LICENSE</u> APPLICATION

□ NONRESIDENT PHARMACY LICENSE APPLICATION (17A-57 rev 4/2025): Complete the entire application and submit with original signatures or email with digital signatures that meet the <u>Board's Digital Signatures</u> <u>Policy Statement</u>. If an item or question is not applicable, indicate <u>N/A</u>. If the application is submitted via email with digital signatures, send the application fee(s) by mail accompanied by a printout of page 1 of the completed application, so that the Board can associate the fee(s) with the correct application. An application will not be reviewed until both the application and the appropriate fee(s) have been received. Some references to the California Business and Professions Code (BPC) are included.

The following items numbered below correspond to the numbered sections on the Nonresident Pharmacy License Application (17A-57 rev 4/2025).

### 1. Applicant Information:

- Item 1A: If using a fictitious business name, list the Doing Business As (DBA) name in item 1A of the application. The business name listed on the application must mirror that of the home state license.
- **Item 1A:** Include a room/suite number of the nonresident pharmacy in the address, if applicable. The address of the nonresident pharmacy must mirror that of the home state license.
- Item 1B: List the legal entity/business name in item 1B.

- **2. Type of Application**: Identify the type of application and include the anticipated opening, change of ownership, or move date, as applicable. If requesting a temporary license, submit the required fee.
- 3. Type of Ownership: Identify the ownership type of the business entity listed in item 1B. Include a business ownership organizational structure/chart that clearly documents the applicant's ownership structure. Include in each level of ownership (1) the corresponding percentage of ownership held by all persons and (2) any person(s) with management or control. If submitting a change of ownership application, include <a href="https://documents.org/beta-business-submitted-number-18">both</a> the pre- and post-closing organizational structures.
- **4. Type of Pharmacy Services to be Provided**: Identify <u>all</u> pharmacy services that will be provided by the pharmacy.
- **5. Pharmacist-in-Charge (PIC): EFFECTIVE APRIL 1, 2025,** pursuant to California Code of Regulations (CCR), title 16, section 1709.1, the proposed PIC is required to complete the <u>Board's Pharmacist-in-Charge Overview and Responsibility Training Course</u>, available on the Board's website, within two years prior to the date of application to serve as a PIC.

### Proposed PIC to complete the following:

- The proposed PIC must complete, sign, and date Section 5 of the license application and complete the attestation of completing the PIC Overview and Responsibility Training Course.
- Provide a license verification or a copy of the pharmacist license in the home state.
- Report all pharmacists who are dispensing controlled substances, dangerous drugs, or dangerous devices to residents of California. A nonresident pharmacy shall not permit a pharmacist whose license has been revoked by the board to provide any pharmacy-related services to a person residing in California.
- Individual Personal Affidavit (17A-27): The proposed PIC is required to submit a completed Individual Personal Affidavit and comply with the fingerprint requirements in Section D of these instructions.
- **6. Contact Person:** The individuals listed in this section will be authorized for the Board to correspond and communicate with regarding the application.
  - List in 6A the individual who is the authorized contact person.
  - List in 6B an owner/officer of the applicant identified in Section 13 and/or 14 of the application.
  - Identify in 6C if the Board is authorized to communicate the status of the application to the proposed PIC.
  - **Change of Ownership Only:** Identify in 6D if the Board is authorized to communicate the status of the application with the current owner on record.

**Note:** If additional individuals need to be included in the Board's correspondence, submit a completed Authorization to Release Applicant Information form (see page 11 of the application) signed by an owner/officer of the applicant identified in Section 13 and/or 14 of the application.

7. Agent for Service: The agent of service reported may be an individual who is an officer or director of the corporation, any other person at least 18 years of age who resides in California, or another corporation. Only one individual or corporation may be named as the agent for service of process. A corporation named as agency for service of process for another corporation must have on file with the Secretary of State, a certificate pursuant to Section 1505 of the Corporation Code. The certificate is required only if a corporation is named as agent for services of process for another corporation.

**8.** Change of Ownership or Location: If applicable, provide the current licensee information that will be changing ownership or location. Answer questions 8A-D.

**NOTE:** A nonresident pharmacy license is nontransferable from one owner or location to another. Any transfer of a beneficial interest in a business entity licensed by the Board, in a single transaction or in a series of transactions, to any person, which transfer results in the transferee's holding 50% or more of the beneficial interest in that license, constitutes a change of ownership. Change of ownership/change of location applicants must apply to the Board <u>prior</u> to the proposed change of ownership transaction/change of location taking place. If the change of ownership and/or change of location application is approved by the Board, a new license number will be issued. Operating the facility prior to a new license being issued is unlicensed activity and may result in denial or disciplinary action by the Board.

**Change Of Ownership Documentation:** Submit the following with the Nonresident Pharmacy License Application:

- Organizational Chart: Include <u>both</u> the pre- and post-closing organizational structure charts.
- **Seller's Certification (17A-8):** The Seller's Certification must be signed by an owner/officer listed on the current license.
- **Proposed Purchase/Asset Agreement:** Provide an unredacted copy of the complete, proposed purchase/asset agreement signed by all parties.
- Closing Documents: If the change of ownership application is approved by the Board, prior to the issuance of the new pharmacy license, the applicant will receive a request for a copy of the final sale/closing documentation referenced in the executed purchase agreement and will be required to submit documentation that the transaction has closed.

**Change of Location:** All required documents outlined in these instructions are required for a change of location unless otherwise specified in the instructions.

- 9. Pharmacy Premises: Identify whether the pharmacy location is rented or owned.
  - Submit a copy of the signed lease agreement, including any amendments and/or extensions thereto, or a copy of the grant deed.
- **10. Franchise:** If applicable, report the franchise information if the pharmacy will be part of a franchise. Franchising is a contractual relationship between a licensor (franchisor) and a licensee (franchisee) that allows the business owner to use the licensor's brand and method of doing business to distribute products or services to consumers.
  - Provide a copy of the executed franchise agreement.
- **11. Pharmacy Management Agreement:** Report the management company information if the pharmacy services will be managed by a person other than the direct owner of the pharmacy.
  - Provide a copy of the executed management agreement.
- **12. Drug Wholesale Provider/Prime Vendor Information:** Report in **Section 12** the source(s) of your dangerous drugs and devices. **Note:** *Not required for non-dispensing pharmacies (i.e., call centers).* 
  - Submit a complete, unredacted copy of the approved wholesale credit application/agreement signed by a representative of the wholesaler that will be providing dangerous drugs and/or devices to be dispensed by the pharmacy.

If the pharmacy does not utilize a wholesaler agreement, submit a complete, unredacted copy
of the approved prime vendor agreement with all attachments, including a list of the
pharmacies and addresses covered by the agreement.

**Note:** If the signatory on the wholesaler agreement is not an owner or officer disclosed as part of this application, include documentation as to the signatory's authority to act on behalf of the applicant in securing the wholesaler agreement.

- 13. Officer(s)/Director(s)/Manager(s)/Trustee(s)/Administrator(s) etc.: Report in Section 13 the name(s) and ALL title(s) if serving in more than one capacity of the officer(s), director(s), manager(s), trustee(s), and administrator(s) in the case of government-owned applicants of, and any other person(s) with fiduciary AND/OR management responsibility for the applicant named in item 1B, e.g. General Partner with management and control. (Note: If the natural person(s) or entity(ies) listed have beneficial interest in addition to fiduciary AND/OR management responsibility they will be listed in both Sections 13 and 14 of the application.)
  - Individual Personal Affidavit (17A-27): Each natural person listed in Section 13 is required to complete and submit this form and comply with the fingerprint requirements provided in Section D.
  - Ownership Information (17A-33) (entities only): Complete an Ownership Information form for each person (other than a natural person), – e.g. General Partner with management and control and submit the required supporting business documents as referenced in Section C of these instructions.

# Guidance list of individuals to be reported based on applicant's ownership type:

- Individual Owner: Natural Person Owner.
- Partnership: All natural persons and/or entity(ies) listed in the partnership agreement.
- Corporation (including nonprofit corporations):
  - All officers including the required officers as set forth in the corporate bylaws/governing documents.
  - All directors of the corporation.
  - If the officer(s) and director(s) exceed five, list the Top Five for both the officers and directors on the application and provide a list identifying all officer(s) and director(s) of the corporation.
- **Limited Liability Company:** Each natural person(s) identified as a manager and any officer(s) if appointed by the member/manager pursuant to the applicant's operating agreement/limited liability company agreement.
- **Trust:** All natural person(s) identified as the grantor(s), settlor(s), trustee(s), and/or trust protector(s) of the trust.
- 14. Applicant Ownership Information: Report in Section 14 all persons (natural person(s) and/or entity(ies)) with an ownership/beneficial interest in the applicant named in Item 1B of the application. (i.e. shareholder(s), member(s), partner(s), etc.) This includes identification of the beneficiary(ies) of a trust. List the <u>five</u> person(s) with the largest percentages of interest in the ownership in the applicant named in item 1B of this application.
  - If the applicant named in Item 1B of the application is a partnership or other unincorporated association, a limited liability company, or a corporation, report on the application the five partners, members, and/or stockholders who own the five largest interests in the applicant.

• When the ownership exceeds five persons, submit an attachment listing the name(s) and percentage(s) of ownership interest of all other persons beneficially interested.

**NOTE:** The information provided shall account for 100-percent of the ownership interests in the person listed in Item 1B of the application. Upon request by the Board, the applicant shall furnish the Board with additional information as to all "person(s)" not listed in Section 14 of the application or shall refer the Board to an appropriate source of that information.

**Submit the following in support of the application.** (Note: If the natural person(s) or entity(ies) have beneficial interest in addition to fiduciary AND/OR management responsibility they will be listed in both Sections 13 and 14.)

- A. **Individual Personal Affidavit (17A-27):** Each natural person listed in Section 14 is required to complete and submit this form and comply with the fingerprint requirements provided in Section D, if not listed in Section 13.
- B. **Individual Financial Affidavit (17A-26):** Each natural person(s) listed in Section 14 is required to complete and submit this form. (Not required for nonprofit corporations.)
- C. Ownership Information (17A-33) (entities only): Submit an Ownership Information form for each person(s) listed in Section 14 in the applicant's ownership structure (*i.e.*, all direct and indirect owners at all levels) with 10 percent or more beneficial interest and submit the required supporting business documents as referenced in **Section C** of these instructions.
  - **Supporting Ownership Documents**: Reference **Section C** of these instructions below for the required supporting documents to be included with the Ownership Information form.
- **15. Disciplinary Questions:** Answer all questions in **Section 15** and, if applicable, provide the requested information to all questions answered Yes.
- **16. Background Information:** List the home state license and then, if applicable, list ALL states/territories in which the applicant business is or has been licensed as a pharmacy, wholesaler, third-party logistics provider, manufacturer, re-packager, or outsourcing facility.
- 17. Applicant Advisements and Affidavit: Must be signed as instructed in A or B.
  - A. All natural person(s) listed in Section 13 and/or 14 of the application must sign.

#### OR

B. If the applicant is other than a natural person (i.e., if the applicant is a legal entity such as a corporation, partnership, LLC, government entity, etc.), the application must be signed by one or more individual(s) listed in Section 13 who have been duly authorized by a formal resolution or consent of the entity to execute and submit the application on behalf of the entity.
NOTE: A copy of the formal, signed resolution or consent MUST be included with this application or all natural person(s) must sign as specified in A above.

ADDITIONAL DOCUMENTATION TO BE SUBMITTED IN SUPPORT OF THE NONRESIDENT PHARMACY LICENSE APPLICATION 17A-57.

Pharmacy Inspection Report: Submit a copy of the last inspection report conducted by the home state
regulatory agency.

	<b>License Verification:</b> (17M-17): Submit a license verification from the home state regulatory agency verifying the status of the pharmacy license or a license verification print out from the home state regulatory agency reflecting the current status of the license and, if any, disciplinary action taken.
	Copy of License: Submit a copy of the home state issued license.
	<b>Prescription Label:</b> Submit <u>one original prescription label</u> that includes a toll-free number that meets the requirements as outlined in Business and Professions Code sections 4076 and 4076.5 and California Code of Regulation section 1707.5. ( <i>Note: Not required if the pharmacy is a call center and not dispensing any medications.)</i>
	Business Ownership Organizational Structure/Chart: (Reference exemplar charts at the end of the application instructions for different types of entities.) Include a business ownership organizational structure/chart that clearly documents the applicant's ownership structure. Include in each level of ownership (1) the corresponding percentage of ownership held by all persons and (2) any person(s) with management or control. If submitting a change of ownership application, include

the entity.

C1	INI	DIVIDUALLY OWNED
		<b>Business License</b> Submit a copy of the approved city or county business license filing. <b>Operational Business Plan:</b> Submit a copy of the pharmacy's operational business plan, or equivalent document.
C2	LIN	/IITED PARTNERSHIP
		<b>Certificate of Limited Partnership:</b> Submit a copy of the Certificate of Limited Partnership or like registration and any amendments thereto, filed with the Secretary of State bearing the Secretary of State's stamp (proof of filing) in the state where registered.
		<b>Filing / Officers:</b> Submit a copy of the current filing with the Secretary of State where registered (showing proof of filing) that discloses the current officers on file for the entity.
		<b>Evidence of Good Standing:</b> If the limited partnership is formed outside of California, provide a Certificate of Good Standing from the Secretary of State where registered.
		<b>Partnership Agreement:</b> Provide a complete, unredacted copy of the executed partnership agreement and any amendments thereto, with all exhibits and attachments referenced therein.
		<b>Identify Natural Person(s)</b> with management and control of the corporation on the license application and/or ownership form (17A-33).
C3	СО	RPORATION (NOT PUBLICLY TRADED)
		<b>Articles of Incorporation</b> : Submit a copy of the Articles of Incorporation and any amendments thereto, filed with the Secretary of State where incorporated bearing the Secretary of State's stamp (proof of filing).
		<b>Filing / Officers</b> : Submit a copy of the current filing with the Secretary of State where incorporated (showing proof of filing) that discloses the current officers on file for the entity.
		<b>Evidence of Good Standing:</b> If incorporated outside of California, provide a Certificate of Good Standing from the Secretary of State where incorporated.
		<b>Bylaws</b> : Provide a complete, unredacted copy of the corporate bylaws and any amendments thereto, with all exhibits, schedules and attachments referenced therein.
		<b>Stock Ledger and Stock Certificates</b> : Provide a copy of the stock ledger and copies of each stock certificate, front and back (this includes cancelled stock certificates). If stock certificates are not issued, provide a statement that states as such signed by an officer listed on the application.
		<b>Identify Natural Person(s)</b> with management and control of the corporation on the license application and/or ownership form (17A-33).
C4	NC	N-PROFIT CORPORATION
		<b>Articles of Incorporation</b> : Submit a copy of the Articles of Incorporation and any amendments thereto, filed with the Secretary of State where incorporated bearing the Secretary of State's stamp (proof of filing).
		<b>Filing / Officers</b> : Submit a copy of the current filing with the Secretary of State where incorporated (showing proof of filing) that discloses the current officers on file for the entity.
		<b>Evidence of Good Standing:</b> If incorporated outside of California, provide a Certificate of Good Standing from the Secretary of State where incorporated.
		<b>Bylaws</b> : Provide a complete, unredacted copy of the corporate bylaws and any amendments thereto, with all exhibits, schedules and attachments referenced therein.
		Tax-Exempt Status: Provide evidence of tax-exempt status, such as IRS letter.
		<b>Identify Natural Person(s)</b> with management and control of the corporation on the license application and/or ownership form (17A-33).

# **C5** PUBLICLY TRADED CORPORATION □ 10K Filing: Include a copy of the top sheet of the last 10K filed with the US Securities and Exchange Commission that identifies the CIK filing number, and submit copies of any item, exhibit or schedule that lists the executive officers, directors, subsidiaries, Bylaws and Articles of Incorporation. □ **Submit a list** of the five largest shareholders that own ten percent or more of stock. If no shareholder holds ten percent or more of stock, provide a statement signed and dated by an authorized officer of the corporation. ☐ **Identify Natural Person(s)** with management and control of the corporation on the license application. **C6** LIMITED LIABILITY COMPANY ☐ Articles of Organization: Submit a copy of the Certificate of Formation or Registration or Articles of Organization, and any amendments thereto, filed with the Secretary of State where organized, formed or registered bearing the Secretary of State's stamp (proof of filing). ☐ **Filing / Officers**: Submit a copy of the current filing with the Secretary of State where organized, formed or registered (showing proof of filing) that discloses the current officers on file for the entity. ☐ Evidence of Good Standing: If registered, formed or organized outside of California, provide a Certificate of Good Standing from the Secretary of State where registered, formed or organized. ☐ **Operating Agreement**: Provide a current <u>unredacted</u> copy of the current operating

# C7 TRUST – Required documents per California Code of Regulations, title 16, section 1709(d).

1. **Trust Document:** Provide a complete <u>unredacted</u> copy of, and any amendments to, the trust document. A trust document and any related amendments shall be considered confidential financial documents by the Board.

agreement/limited liability company agreement, including <u>all</u> exhibits and/or schedules.

Identify all members <u>and</u> manager(s), <u>and</u> any officers if appointed by the member/manager pursuant to the operating agreement/limited liability company agreement on the license

- 2. A list of the beneficiary(ies) age 18 or older, including name, address, phone number, and email address. Where the beneficiary is under age 18, the guardian of the beneficiary(ies) shall be identified.
- 3. **Identify all Natural Person(s)** listed as the grantor(s), settlor(s), trustee(s), and/or trust protector(s) of the trust with their name, address, phone number, and any email address on the license application and/or ownership form (17A-33).

## **SECTION D. FINGERPRINT REQUIREMENTS - ALL APPLICANTS**

application and/or ownership form (17A-33).

Each **Natural Person(s)** who is required to complete an Individual Personal Affidavit in Sections 13 and 14 listed on the Nonresident Pharmacy License Application (as identified in the application instructions) is required to complete Live Scan fingerprinting or submit Board-approved fingerprint cards and the fingerprint processing fee. If a person is currently associated with an active pharmacy license <u>and</u> has electronic fingerprints on file with the California State Board of Pharmacy, new fingerprints may not be required.

# **FINGERPRINT INSTRUCTIONS:** Complete and attach **ONE** of the following (either A or B):

- California residents must use Live Scan. Use the Request For Live Scan Service form at the end of the application packet, which provides the Live Scan operator with the board's agency information.
- A Live Scan site may charge a separate processing fee.
- Nonresidents can visit California to complete a Live Scan OR they must submit fingerprints professionally rolled on cards supplied by the Board.
- A nonresident that submits fingerprint cards must include the \$49 fingerprint card processing fee (per person).
- The Board accepts fingerprint responses only from the California Department of Justice (DOJ) and Federal Bureau of Investigation (FBI).

## A. California Resident: Attach a copy of the completed Live Scan receipt.

- The receipt verifies that the individual being fingerprinted has completed the Live Scan process and provides tracking information for the Live Scan submission. It is the responsibility of the individual being fingerprinted to verify that all personal information entered by the Live Scan operator is correct prior to the operator's submission. The Board of Pharmacy will not accept clearances by the DOJ/FBI if the personal information is incorrect. Receipt of incorrect information by the DOJ/FBI will result in the individual having to complete a new Live Scan.
- California residents must use Live Scan only.
- To find a Live Scan location, go to https://oag.ca.gov/fingerprints/locations.
- The individual being fingerprinted must ensure the following information is correct when completing the Live Scan:
  - o Type of License/Certification/Permit or Working Title: Pharmacy Section 4201
  - Full Name: Must be EXACTLY THE SAME as the individual's name on their state-issued driver's license or state-issued identification card. (Jr., II, etc., must be included). It also must be EXACTLY THE SAME as the individual's name on the application.
  - Date of Birth: Do not omit. If left blank, the individual may have to reprint.
  - o Social Security Number (SSN): Do not omit. If left blank, the individual may have to reprint.
  - Level of Service: Must include both DOJ and FBI.
- **B. Non-California Resident:** The individual being fingerprinted may visit California and complete Live Scan. If the individual cannot complete the Live Scan, **two (2) rolled fingerprint cards** must be submitted with the application.
  - Only fingerprint cards provided by the Board will be accepted.
  - Request fingerprint cards through the Board's online services at <a href="https://www.dca.ca.gov/webapps/pharmacy/pubs-request.php">https://www.dca.ca.gov/webapps/pharmacy/pubs-request.php</a> or via email to rxforms@dca.ca.gov.
  - Fee: Include a fingerprint card processing fee of \$49 for each individual being fingerprinted (\$32 DOJ and \$17 FBI) made payable to the Board of Pharmacy. You may submit one check or money order for the application processing fee(s) and the fingerprint card processing fee(s) together.
  - The fingerprint card(s) must be completed in black ink.
  - <u>Print legibly or type all personal information</u> on the fingerprint cards. If the personal information of the fingerprinted individual is not legible and DOJ enters the information incorrectly, the individual will have to submit new fingerprint cards and pay the \$49 fee again. DOJ will NOT correct print results due to illegible fingerprint cards. The fingerprint cards must be processed at a location authorized to complete fingerprint cards for the DOJ/FBI (*e.g.*, law enforcement agency) in the state the services are rendered.
  - Fingerprint results from cards take approximately six weeks for the Board to receive a response from the DOJ/FBI.

Poor quality prints will be rejected by DOJ/FBI and will cause delay because new fingerprint cards
will be required to be submitted. This is why two (2) rolled fingerprint cards must be submitted for
each individual, along with the required \$49 processing fee.

## **SECTION E. LIST OF COMMON DEFICIENCIES**

The following are examples of common deficiencies observed by the Board, which can lead to delays in application processing and, if not timely corrected, can result in the application being deemed to have been abandoned. The Board encourages all applicants to review and avoid these common mistakes.

- Missing fees.
- Incomplete application or forms.
- Name to be listed on the license on the application does not mirror that of the home state license.
- Missing supporting documentation for the applicant and/or owners in the applicant's ownership hierarchy.
- Supporting documents do not reflect or support the information reported on the application or Ownership Information form(s).
- Submission of redacted documents.
- Signatures are not original or do not comply with the Board's Digital Signature Policy.
- Date in signature block is left blank.
- Failure to disclose all direct and indirect owners.
- Failure to submit deficiency items with a copy of the deficiency notice when mailing items to the Board.
- Using any writing implement other than a blue or black ink pen or typing the application.
- Incomplete fingerprint cards or not submitting a copy of the completed LiveScan form when fingerprinted in California for each individual listed on the application.

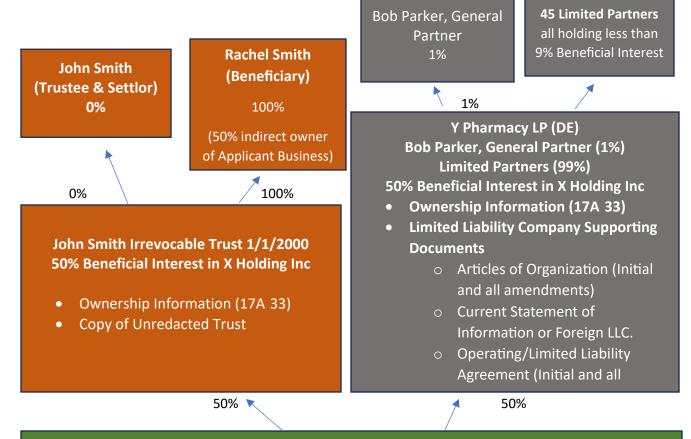
# SAMPLE APPLICATION BUSINESS REQUIREMENTS

# Y Pharmacy LLC dba BEST PHARMACY

Applicant Business Y Pharmacy LLC DBA Pharmacy Y

- 17A 4 Complete Pharmacy Application & Fee(s)
  - O DBA BEST PHARMACY Item 1A of Application (Name listed on License)
    - Requires a Fictitious Business Name Statement to be submitted.
  - **O Y Pharmacy LLC Item 1B of Application (Legal Name of Limited Liability Company)**
- Submit a Business Ownership Organizational Structure Chart
- **17A 4 Pharmacy Application Item 12** Reference the Application Instructions for guidance on person(s) to report.
- 17A 4 Pharmacy Application Item 13 Reference the Application Instructions for guidance reporting beneficial interest.
- Individual Personal Affidavit (17A 27): Each individual listed in Section 12 and/or 13 of the application is required to complete and submit this form.
- Individual Financial Affidavit (17A 26): Each person listed in Section 13 is required to complete and submit this form. (Not required for nonprofit corporations.)
- Ownership Information (17A 33): Complete an Ownership Information form for each owner (other than a natural person) in the applicant's ownership hierarchy (i.e., all direct and indirect owners at all levels) and submit the required supporting business documents as referenced in Section C of the application instructions.
- **Supporting Ownership Documents**: Reference **Section C** of the application instructions for the required supporting documents to be included with the application for the applicant named in item **1B** of the application.
- Financial Affidavit in Support of Application (17A 2): (Not required for government or tribal owned.) This form is required to be submitted to provide the funding source information for the applicant, and should be signed by the same individual(s) executing the Community Pharmacy License Application.
  - Submit copies of financial documents as referenced in the application instructions.
- Submit a copy of the Drug Wholesale Provider/Prime Vendor Information.
- Submit a copy of the signed lease agreement, including any amendments and/or extensions thereto, or a copy of the grant deed.

# SAMPLE APPLICANT BUSINESS ORGANIZATIONA CHART Y Pharmacy LLC dba BEST PHARMACY



X HOLDING INC (DE)

Bob Parker, President & Director Annette Parker, Secretary Timothy Smyth, Treasurer 100% Beneficial Interest in Y Pharmacy LLC

- Ownership Information (17A 33):
- Corporation Supporting Documents
  - Articles of Incorporation (Initial and all amendments)
  - Current Statement of Information
  - Stock Ledger and Stock Certificates (Issued and Cancelled)
  - Bylaws (Initial and all amendments)

100%

Applicant Business
Y Pharmacy LLC
dba BEST PHARMACY
Sole Member: X Holding Inc
Bob Parker, Manager

- 17A 4 Complete Pharmacy Application & Fee(s)
  - DBA Best Pharmacy Item 1A of Application (Name listed on License)
    - Requires a Fictitious Business Name Statement to be submitted.
  - Y Pharmacy LLC Item 1B of Application (Legal Name of Limited Liability Company)
- Submit a Business Ownership Organizational Structure Chart
- 17A 4 Pharmacy Application Item 12 Reference the Application Instructions for guidance on person(s) to report.
- 17A 4 Pharmacy Application Item 13 Reference the Application Instructions for guidance on reporting beneficial interest.
- Individual Personal Affidavit (17A 27)
- Individual Financial Affidavit (17A 26)
- Ownership Information (17A 33)
- Supporting Ownership Documents: Reference Section C of the application instructions.
- Financial Affidavit in Support of Application (17A 2)
- Submit a copy of the Drug Wholesale Provider/Prime Vendor Information.

# SAMPLE ORGANIZATIONAL CHART

Y Pharmacy LLC – Applicant Business As of November 2024 45 Limited **RAP GP** AAA Pharmacy Inc (10K) **Partners** all LLC 50% Beneficial Interest in Y Pharmacy LP holding less General than 9% **Partner** Ownership Information (17A 33) Rachel Parker Bob 1% Beneficial **Corporation Supporting** (Beneficiary) **Parker** Interest **Documents** 100% (Trustee o Articles of Incorporation (25% indirect & Settlor) 0% owner of (Initial and all amendments) Parker LP **Applicant**  Current Statement of 25% Beneficial Interest in Y **Business**) Information **Pharmacy LP** o A Copy of Page 1 of 10K, the Ownership page(s) identifying the Information (17A 33) executive officers and **Bob Parker Irrevocable Trust Partnership** directors, and the page(s) 1/1/2000 Supporting listing the subsidiaries. **Documents** 25% Beneficial Interest in Certificate of Y Pharmacy LP Limited Ownership Partnership or Information (17A 33) **Application for** Copy of Unredacted **Bob Parker Registration as** Trust **General Partner** a Foreign LP 0% Partnership Agreement

## Y Pharmacy LP

100% Beneficial Interest in XYZ Pharmacy LLC

- **Ownership Information (17A 33)**
- **Partnership Supporting Documents** 
  - o Certificate of Limited Partnership or Application for Registration as a Foreign LP
  - Partnership Agreement

# **XYZ Pharmacy LLC**

100% Beneficial Interest in X HOLDING Inc.

- **Ownership Information (17A 33)**
- **Limited Liability Company Supporting Documents** 
  - Articles of Organization (Initial and all amendments)
  - o Current Statement of Information or Foreign LLC.
  - Operating/Limited Liability Agreement (Initial and all amendments)

# X HOLDING Inc.

100% Beneficial Interest in Y Pharmacy LLC

- **Ownership Information (17A 33)**
- **Corporation Supporting Documents** 
  - o Articles of Incorporation (Initial and all amendments)
  - Current Statement of Information
  - Stock Ledger and Stock Certificates (Issued and Cancelled)
  - o Bylaws (Initial and all amendments)

# **Applicant Business**

**Y Pharmacy LLC** 



# California State Board of Pharmacy 2720 Gateway Oaks Drive, Suite 100 Sacramento, CA 95833

Phone: (916) 518-3100 Fax: (916) 574-8618

www.pharmacy.ca.gov

17A-57 (Rev 4/2025)

# Business, Consumer Services and Housing Agency Department of Consumer Affairs Gavin Newsom, Governor



# NONRESIDENT PHARMACY LICENSE APPLICATION

Read the application instructions prior to completing the application. The applicant pharmacy shall not conduct business with California unless and until a license is issued by the California State Board of Pharmacy. The information requested on this application is used to determine qualifications for licensure of a nonresident pharmacy under California Pharmacy Law. Failure to provide the requested information may result in the application being considered incomplete. Print in blue or black ink or type. All sections must be completed; if not applicable, enter N/A.

 APPLICANT INFORMATION (License will print only the first 65 characters, including spaces.) Name to appear on the License, which may be a DBA. Physical Location Street City State Zip Code Telephone Number of Pharmacy Email Address of Pharmacy Toll-Free Telephone Number(s) for Patient-Pharmacist Communication Resident Pharmacy License Legal Entity/Business Name FEIN# Legal Entity Business Address Street City State Zip Code Legal Entity Email Address Telephone Number 2. TYPE OF APPLICATION Request for a Temporary License Note: Temporary Pharmacy License Fee Must Be Included. Anticipated Opening Date New Pharmacy Change of Ownership Anticipated Change of Ownership Date \_\_\_\_ Change of Location Anticipated Move Date 3. Type of Ownership Limited Liability Company \_\_\_\_ Trust Partnership \_\_\_\_ Individual \_\_\_\_ Nonprofit Corporation \_\_\_\_ Professional Corporation \_\_\_\_ Publicly Traded Corporation **4. TYPE OF PHARMACY SERVICES TO BE PROVIDED** Check all that apply. Retail \_\_\_\_ Mail Order Call Center \_\_\_\_\_ Specialty Pharmacy \_\_\_\_\_ Home Health Care/Infusion Therapy Central Fill For Board Use ONLY Date Cashiered: Date Processed: Date Issued: Cashiering #: Processed by: \_\_\_\_ Issued by: Amount Received:

Page 1 of 11

5. PHARMACIST-IN-CHARGE (PIC): List the proposed PIC to serve as the supervisor or manager responsible for ensuring the pharmacy's compliance with all state and federal laws and regulations pertaining to the practice of pharmacy as well as the pharmacy's policy and practices. The pharmacist-in-charge (PIC) of a pharmacy shall be employed at that location and shall have responsibility for the daily operation of the pharmacy. Prior to approval of the board, and as part of the application and notice process set forth in Section 1709 of this Division ("application"), a pharmacy shall submit its proposed PIC. The PIC shall have completed the board-provided Pharmacist-in-Charge Overview and Responsibility training course, available on the board's website, within two years prior to the date of application. The proposed PIC must be approved by the Board.

Pursuant to BPC section 4101(a), any pharmacist-in-charge who ceases to act as the pharmacist-in-charge of a pharmacy shall notify the Board in writing within 30 days of the date of that change in status. The pharmacist may complete this required notification by sending the Board a Notification of Disassociation as Pharmacist-in-Charge (PIC) (17A-121) via email to PICstatus@dca.ca.gov.

### ATTESTATION STATEMENT OF PROPOSED PIC:

The PIC understands as a nonresident pharmacy licensed in California the pharmacy shall maintain records of controlled substances, dangerous drugs, or dangerous devices dispensed to patients in this state so that the records are readily retrievable from the records of other drugs dispensed pursuant to BPC 4112(e).

The PIC understands as a nonresident pharmacy licensed in California the pharmacy shall not permit a pharmacist whose license has been revoked by their regulatory agency to manufacture, compound, furnish, sell, dispense, or initiate the prescription of a dangerous drug or dangerous device, or to provide any pharmacy-related service, to a person residing in California pursuant to BPC 4112(g).

My name and license number are correctly set forth below. I have read sections 4036.5, 4081, 4113, and 4330 of the Business and Professions Code and California Code of Regulations, title 16, section 1709.1. I completed the <a href="Board's Pharmacist-in-Charge Overview and Responsibility training course">Board's Pharmacist-in-Charge Overview and Responsibility training course</a> on the date set forth in this section below. I declare under penalty of perjury of the laws of the State of California that all statements and information provided in this attestation statement are true and correct.

List the date the proposed PIC completed the Board's Ph training course (Month/Day/Year)//	armacist-in-Charge Overview and Responsibility
Printed Name of Proposed PIC	Pharmacist License Number
Email Address	Telephone Number
Original Signature of Proposed PIC	 Date

	Full Legal Name of Pharmaci	st	License Numbe
ed below. An own communications r signate additional	The Board will discuss the status er/officer listed in Section 13 an egarding the application. An ow individuals to receive information form (see page 9 of the	d/or 14 must also be identifi ner/officer listed in Section 1 n on this application by subr	ied below to be inclu 13 and/or 14 may
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-	of process.  Name									
_		arne								
•	Address: Street		City	State	Zip Code					
-	Telephone Number	Email	Address							
8. (	CHANGE OF OWNERSHIP O	OR LOCATION: Provide the e	xact name, address,	and license number	er as listed					
	on the current nonresident	pharmacy license.								
,	A. Name listed on the Cur	rent Nonresident Pharmacy	License							
	Physical Location	Street	City	State	Zip Code					
	Current Nonresident Ph	narmacy License Number		Expiration Date	of License					
	Describes a secolorism	. Sala ari alia a sala a la sala a alia a la	and the second	- (-)2						
ŀ		sident pharmacy have sterile st the nonresident sterile cor								
		vill new nonresident sterile c	ompounding license(	s) be requested?						
		YesNo If Yes, is the nonresident sterile compounding application(s) being submitted along with								
		lication?								
		s <b>No</b> sit the Board's website for th	e Nonresident Steril	e Compounding An	nlication					
	ii 1 <b>40,</b> 11	If No, visit the Board's website for the Nonresident Sterile Compounding Application.								
(		Has the regulatory agency in your home state been notified of the change in ownership or location?  Yes No  If Yes, is the home state license issued to the new ownership?								
		Yes No		<b>p</b> .						
		o, provide a statement signe								
	application the home state regulatory agency is not issuing a new license as a of the change of ownership.									
9. I	PHARMACY PREMISES: (Ch	eck one)								
_		ented: Submit a copy of the	lease/rental agreem	ent along with a co	ppy of any					
	amendments thereto.									
	<ul> <li>If the premises</li> <li>California to pr</li> </ul>	are leased/rented, are they	leased/rented from	a person who is lic	censed in					
	Yes No		of compliance with (	California Business	and					
		Professions Code (BPC) s	=							
	Promises are owned.	Submit a conv of the grant d	and							
-	Premises are owned: S	Submit a copy of the grant d	eeu.							

А	Will this pharmac Yes No	by be part of a franchise? If Yes, list the name of the fragreement.	anchise company and submit a	copy of the	franchise
В	·				
	Name of Franchise Company		Telephone Numbe	r	
	Contact Person at	Franchise Company	Email Address		
		If Yes, list the name and sub	other than the applicant named mit a complete copy of the exe		
В		agreement.			
Ь	Name			Telepho	ne Number
	Contact Person			Email Ad	Idress
-	• •	•	n <b>unredacted</b> copy of the <b>appro</b> sale representative(s).	<b>oved</b> agreen	nent(s) or
	Name		License Number	Telephone Numbe	
	Address Street		City	State	Zip Code
	Name		License Number	Telepho	ne Number
	Address Street		City	State	Zip Code
P m p G h	rovide the name(s) nanager(s), trustee(s) erson(s) with fiduci- ieneral Partner with ave both managem oth Section 13 and	and ALL title(s) if serving in most, and administrator(s) in the cary AND/OR management respondant and control. (Notent and control and beneficial 14.)	s)/ADMINISTRATOR(s): LIST ALL of page 6, if needed. Do not independent on the office of the office of government-owned appropriate of the natural person(s) or elinterest in the applicant business.	cer(s), direct licants of, a ed in item 1 ntity(ies) lis ss they will	tor(s), nd any othe .B, e.g. ted below be listed in
S		g in support of the application al Personal Affidavit (17A-27)	as instructed in the applicati	or	on instruction

form is required.

**10. FRANCHISE:** 

B. Ownership Information (17A-33) (entities only): If the management and control is held by an entity e.g. General Partner, rather than a natural person, an Ownership Information (17A-33)

The person(s) listed will be on the license record. List All Title(s) **Full Legal Name (Natural Person or Entity)** 

14. APPLICANT OWNERSHIP INFORMATION: Reference the application instructions for the required supporting documents to be submitted with the application.

List below the <u>five</u> person(s) with the largest percentages of interest in the ownership in the applicant named in item 1B of this application. (i.e. owner(s), shareholder(s), member(s), partner(s), including identification of the beneficiary(ies) of a trust, etc.)

- When the ownership <u>exceeds</u> five persons, submit an attachment listing the name(s) and percentage(s) of ownership interest of all other person(s) beneficially interested signed by a natural person listed in Section 13.
- **NOTE:** The information provided shall account for 100-percent of the ownership interests in the person listed in Item 1B of this application.

**Submit the following in support of the application.** If the natural person(s) or entity(ies) listed below have beneficial interest in addition to fiduciary AND/OR management responsibility they need to be listed in both Section 13 and 14. Submit the following documents as instructed in the application instructions.

- A. Individual Personal Affidavit (17A-27)
- B. Individual Financial Affidavit (17A-26)
- C. Ownership Information (17A-33) (entities only)
- D. Supporting Ownership Documents

The person(s) listed will be on the license record.

A.						
	Legal Na	me (Entity or Natural Person)	Type of En	tity (if applicable)		
	Address	Street	City		State	Zip Code
	Email Ad	dress	Telephone Number	FEIN #		
	Stock Cer	tificate #s			Per	centage % Owned
В.						
	Legal Na	me (Entity or Natural Person)			Type of En	tity (if applicable)
	Address	Street	City		State	Zip Code
	Email Ad	dress	Telephone Number	FEIN #		
	Stock Cer	tificate #s			Per	centage % Owned
C.						
	Legal Na	me (Entity or Natural Person)			Type of En	tity (if applicable)
	Address	Street	City		State	Zip Code
	Email Ad	dress	Telephone Number	FEIN #		
	Stock Cer	tificate #s			Per	centage % Owned
D.	Legal Name (Entity or Natural Person)					tity (if applicable)
	Address	Street	City		State	Zip Code
	Email Ad	ddress	Telephone Number	FEIN #		
	Stock Cer	tificate #s	Per	centage % Owned		
E.	Legal Name (Entity or Natural Person)					tity (if applicable)
	Address	Street	City		State	Zip Code
	Email Ad	dress	Telephone Number	FEIN #		
	Stock Cer				 Per	centage % Owned

## **15. DISCIPLINARY QUESTIONS**

A.	In the previous seven years has the applicant named in item 1B been an owner, member, or partner of any person whose application for a license has been denied or whose license has been revoked, suspended, placed on probation, or otherwise disciplined in California or any other state, jurisdiction, territory, or country?							
	Yes No If Yes, provide the following information for each action taken, including any prilicenses. Use additional sheets if necessary.							
	Business Name			License Type and Number				
	Type of Action		Year of Action	State, Jurisdiction, Territory, or Country				
В.	In the previous se California pharma	=	applicant named in it	em 1B been in violation of any provisions of				
	Yes No	Yes No If Yes, provide a statement of the violation(s), or a reason that such a statement cannot be provided for each violation. Use additional sheets if necessary.						
C.	The Board will conduct a criminal history background check on the applicant. You may provide any mitigating information, including evidence of rehabilitation, regarding your criminal history or criminal conviction(s) that you want the Board to consider. This disclosure is voluntary, and your decision not to disclose any information will not be a factor in the Board's decision to grant or deny your application. Use additional sheets if necessary.  Are you attaching mitigating information:Yes No							

## **16. BACKGROUND INFORMATION**

List ALL states/territories in which the applicant business is or has been licensed as a pharmacy, wholesaler, third-party logistics provider, manufacturer, re-packager, or outsourcing facility. *Use additional copies of page 8 or 9, if needed. Do not indicate "see attached."* 

If there has been any disciplinary action taken against any of the licenses listed below, a written explanation giving full details of the action taken MUST be provided with the application.

State	License Type & Number	Issue Date	<b>Expiration Date</b>	Has any disciplinary or criminal action been taken against this license?
Home				Yes No
State				
				Yes No

State	License Type & Number	Issue Date	Expiration Date	Has any disciplinary or criminal action been taken against this license?	
				Yes No	
				Yes No	
				Yes No	
				Yes No	
				Yes No	
				Yes No	
				Yes No	
				Yes No	
				Yes No	
				Yes No	
				Yes No	
				Yes No	

### 17. APPLICANT ADVISEMENTS AND AFFIDAVIT - Read carefully and sign below.

This application must be approved by the California State Board of Pharmacy before a nonresident pharmacy license will be issued. The applicant shall not conduct business as a pharmacy with California unless and until a license is issued. Any application not completed within 60 days after being notified by the Board of deficiencies may be deemed to have been abandoned, and the applicant will be required to file a new application and meet all requirements that are in effect at the time of the new application. A change of ownership application may be withdrawn by either the applicant or the licensee with no resulting liability to the California State Board of Pharmacy. Fees applied to this application are not transferable or refundable.

Failure to provide any of the requested information may result in the application being considered incomplete. Any material misrepresentation in the answer to any question is grounds for denial or subsequent revocation of the license. The withdrawal of an application for a license after it has been filed with the Board shall not, unless the Board has consented in writing to such withdrawal, deprive the Board of its authority to institute or continue a proceeding against the applicant for the denial of the license upon any ground provided by law or to enter an order denying the license upon any such ground. (BPC § 118, subd. (a).)

Pursuant to the provisions of BPC section 4207, the California State Board of Pharmacy is authorized to conduct a thorough investigation of this application to determine whether the applicant is qualified for the license being sought, and may request any information it deems necessary to complete said investigation, including, without limitation, business and financial records and documents.

Disclosure of federal employer identification numbers (FEINs) and social security numbers (SSNs) is mandatory. BPC section 30 authorizes collection of this information. If you fail to disclose FEINs and/or SSNs as requested on this application, this application will not be processed AND you will be reported to the Franchise Tax Board, which may assess a penalty against you.

The Board makes every effort to protect personal information provided to the Board. The information provided, however, may be disclosed under the following circumstances:

- In response to a Public Records Act request (Government Code section 7920.000 et seq.), as allowed by the Information Practices Act (Civil Code section 1798 et seq.);
- To another government agency as required or permitted by state or federal law; or
- In response to a court or administrative order, a subpoena, or a search warrant.

**NOTICE**: The State Board of Equalization and the Franchise Tax Board may share individual taxpayer information with the Board. You are obligated to pay your state tax obligation. This application may be denied if the state tax obligation is not paid.

REQUIRED SIGNATURES: See instructions for required signatories. Provide original, dated signatures or digital signatures that comply with the <u>Board's Digital Signatures Policy Statement</u>.

Under the laws of the State of California, each natural person whose signature appears below certifies that:

- They are at least 18 years of age.
- They have the authority to make this application to apply for a license with the California State Board of Pharmacy on behalf of the applicant named in the foregoing application.
- They have read or have knowledge of the foregoing application for licensure, are familiar with the contents thereof, and attest to the truth and accuracy of all statements, answers, and representations made in this application, including any and all supplementary statements.
- No person other than the persons identified in this application (including any attachment hereto) has any ownership interest in, or management and/or control over, the applicant or its business to be conducted under the license for which this application is made.
- They understand that falsification of any information in this application may constitute grounds for denial or subsequent revocation of the license.

Signature	Print Name	Date
Signature	Print Name	Date

# **AUTHORIZATION TO RELEASE APPLICANT INFORMATION**

(Optional)

Applicant Business Information – Please	File Numbe	er, if applicable _		
Name of Business			Telephone Nu	mber of Business
Name of Business DBA if different than a	bove			
Address of Business – Street		City	State	Zip Code
The board will discuss the status of this a application and any person who has sign the applicant business. In order for the the authorized person identified on the application status with a his or her authorized	ed the application a poard to discuss the application must aut	s an officer, partr status of this app horize in writing	ner, member, an plication with an	d/or owner of other individual,
Giving consent for the board to disclose a disclose all personal and business inform social security number, date of birth, add approval or denial status, and any crimin application.	nation pertaining to the dress information, al	this application. This application requ	This includes but uirement inform	t is not limited to ation, applicatior
<b>Applicant Consent – Must be signed and</b> As a person identified on the application	•	•		
give the board consent to communicate				
I, Print Name of Person Authorized to Bir	nd the Applicant Bus		_, hereby give co	nsent to
the California State Board of Pharmacy to the following individual:	o disclose informatio	on about this app	lication as speci <sup>.</sup>	fied above to
Name	Telepho	one Number	Email Address	
Mailing Address – Street		City	State	Zip Code
This consent will expire onlicensure, whichever comes first.	(Date)	, with	in one year, or u	ıpon
Original Signature of Person Authorized t	to Rind the Annlican	t Rusiness Date		<del></del>



California State Board of Pharmacy 2720 Gateway Oaks Drive, Suite 100 Sacramento, CA 95833

Phone: (916) 518-3100 Fax: (916) 574-8618

www.pharmacy.ca.gov

1. PERSONAL INFORMATION

# Business, Consumer Services and Housing Agency Department of Consumer Affairs Gavin Newsom, Governor



#### INDIVIDUAL PERSONAL AFFIDAVIT

This form is to be completed by each **natural person** as instructed on a facility license application or to be added to an existing license through a Change of Permit application.

A California licensed pharmacist and any licensed designated representative is <u>not</u> required to complete this form if serving as a pharmacist-in-charge/consulting pharmacist/designated representative-in-charge/responsible manager.

Print in blue or black ink or type. All sections must be completed; if not applicable, enter N/A.

Legal Last Name	Legal Fi	st Nam	e Middle	e Name		
Previous Names (AKA, Maide	n Name, Alias, etc. Indicate	N/A if	none.)			
Address - Street		City	State	Zip Code		
Personal Phone Number	Work Phone Number		Email Address			
US Social Security Number or ITIN			Date of Birth (Month/Day/Year)			
APPLICANT/LICENSEE INFOR List the name of the applican OR as listed on the facility lic	t facility applying for a lice		sted in item 1A of the lice License #, if applicable	ense applicatio		
Facility's Name						
Location of Business St	reet	City	State	Zip Code		

# ANSWER EACH OF THE FOLLOWING QUESTIONS (Attach additional sheets of paper if necessary)

### 3. LICENSE INFORMATION

Yes	No		owing for all state(s),	_			
State	Type of License	License Number	Active or Inactive	Issued Date	Expiration Da		
are you urisdict odiatri or any c	ion, territory, or cour st, veterinarian, phys other state, jurisdictio	IBE  u previously been licen  ntry? Prescribers refere  ician assistant, etc.) wh  n, territory, or country  'es, provide the follow	enced in BPC section 4 no hold or have held a must disclose their li	1040(a)(2) ( <i>e.g.,</i> 1 license to pres	physician, den scribe in this sta		
State	Type of License	License Number	Active or Inactive	Issued Date	Expiration Da		
	. , , , , , , , , , , , , , , , , , , ,		7 tours or macure	133434 2443			
OWNERSHIP INFORMATION  Do you have or have you had any direct or indirect beneficial interest in, or do you have or have previous exercised management and control over and/or served as an officer, director, manager and/or member an LLC, partner, stockholder, trustee, professional director, or administrator for, a California and/or nonresident licensed pharmacy, clinic, wholesaler, third-party logistics provider, or outsourcing facility licensed in California or any other state, jurisdiction, territory, or country?  Yes No If Yes, list all current and past licenses. Attach additional sheets if necessary.							
Name o	of Facility		License Ty	pe and Numbe	r State Issue		

# other disciplinary action taken against it? Yes \_\_\_\_ No\_\_\_ If Yes, provide a signed and dated statement of explanation.

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country.

**A.** Have you ever had an application for any professional or vocational license or registration denied or

any professional or vocational license or registration suspended, revoked, placed on probation, or had

B.	man LLC, noni othe	agement and co partner, stockh resident pharm	ontrol over and/oolder, trustee, po acy, clinic, whole license has beer aken against it?	rect or indirect beneficia or served as an officer, d rofessional director, or a esaler, third-party logisti n denied, suspended, rev	irector, manager and Idministrator for a Ca cs provider, outsour voked, placed on pro	d/or member of an alifornia and/or cing facility and/or and bation, or had other	
C.		e any of the disc <b>No</b>	•	n A or B above occurred versions a signed and dated state	•	•	
		/DOMESTIC PA tions)	RTNER INFORM	ATION (Not required for	Government Owne	d or Nonprofit	
A.	List	the name of you	ır spouse/domes	stic partner.			
egal	Last N	ame		Legal First Name	e Mid	dle Name	
B.	othe hold terri podi	r state, jurisdict s or has held a ¡ tory, or country	cion, territory, or oharmacist or a l d. Prescribers ref ian, physician as	ensed as a pharmacist or country? Required to dicense to prescribe in the ferenced in BPC section assistant, etc.)	isclose if your spouse is state or any other 1040(a)(2) ( <i>e.g.,</i> phys	e/domestic partner state, jurisdiction, sician, dentist,	
State	)	License Type a	and Number	Active or Inactive	Issued Date	<b>Expiration Date</b>	
C.	facil	ity currently lice	ensed as identifie	work in any capacity und ed in Section 2 of this for capacity?	m?	applied for or in a	
Yes No If Yes, in what capacity?							
Signat	ure o	f individual com	pleting this form	1		Date	

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# California State Board of Pharmacy 2720 Gateway Oaks Drive, Suite 100 Sacramento, CA 95833

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Business, Consumer Services and Housing Agency Department of Consumer Affairs Gavin Newsom, Governor



## INDIVIDUAL FINANCIAL AFFIDAVIT

This form is to be completed by each **natural person** as instructed on a license application or any new natural person as instructed on a Change of Permit Application.

. PERSONAL INFORM	MATION			
Legal Last Name	Legal	First Name		Middle Name
	SEE INFORMATION e applicant applying for a lie e of permit application.		item 1A of the license License #, if applicable	
Applicant's Name a	s it will appear on the licen	se or Licensee's I	Name	
Location of Busines	s Street	City	State	Zip Code
I am making a con	ORE OF THE FOLLOWING: tribution: Total amount \$ abor/expertise only valued		Cash amount \$	
I am receiving a loanI am making a loan	an: total amount \$			of loan agreement) f the loan agreement)
Fully explain the so from savings, indica what was sold, the the sale. If a loan is	urce of your financial contrate where the money was caddress (if real estate), the involved, show the date, a sources of funds such as in	ributions (e.g., stoor is kept. If the so name and addre mount, terms, se	ocks/bonds, real estate ource is from the sale o ess of the buyer, and the ecurity, and name and a	of property, indicate ne net proceeds from address of the lender.
account informat unredacted bank	<b>TUTION(S).</b> If cash funds artion from where the money statements reflecting the che business. In addition, incompletely.	is derived. For eadeposit(s) or tran	ach account listed belo sfer(s) into the accoun	ow, provide t(s) of the monies to
Financial Institution	City and State	Amount	Account Number	Source of Savings

CHECKING							
Financial Institution	City and State	Amount	Account Number	Source of Checking			

## **B. LOANS & CREDIT APPLICATIONS FOR THIS BUSINESS**

If a loan is involved, show the date, amount, terms, security, and name and address of the lender.

Date	Amount	Term	Item Secured	Security	Lender

### C. SALE OF PROPERTY TO FINANCE THIS BUSINESS

If the source is from the sale of property, indicate what was sold, the address (if real estate), the name and address of the buyer, and the net proceeds from the sale.

Туре	Date	Buyer	Net Proceeds	Other Source
ocation of Pro	norty:			
ocation of Fro	perty:			
Туре	Date Sold	Buyer	Net Proceeds	Other Source
_ocation of Pro	perty:			
D CIET OR I	NHERITANCE(S)			
	• •	ch as inheritances or	gifts. Documentation may	, he requested
Jeserise arry o	ther sources or runus sur	on as initeritariees of	Sires. Documentation may	be requested.
E FUNDING				
E. FUNDING		t from a nerson who	se professional or vocation	nal license has heen
_	•	•	ed on probation, or other	
	y other state, jurisdictio		•	wise disciplined in
			ch additional sheets if ned	cessary). Attach copies o
	all disciplinary or	ders.		

From mm/yr	To mm/yr	Type of Work	Firm Name and City	License #, if applicable	
emailed to the I hereby certify answers, and re supplementary	Board.  under the law epresentation statements.  nial or subseq	ws of the State of Cali is made in the forego I understand that fals uent revocation of th	's website. All documents with dig fornia to the truth and accuracy o ing Individual Financial Affidavit, i ification of any information in this se license being applied for by the	of all statements, including all s form may constitute	
	Ction 2 or tins				
Signature			Title	Date	

5. Current and Past Employment for the last five years.



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# FINANCIAL AFFIDAVIT IN SUPPORT OF APPLICATION

1.	APPLICANT INFORMATION  List the name of the applicant applying for a license as listed in item 1A of the license application.									
	Name as it will appear	Name as it will appear on the license.								
	Physical Location	Street		City	State	Zip Code				
2.	APPLICANT FINANCIA	APPLICANT FINANCIAL INFORMATION:								
	A. Indicate what part derived. Attach su	of the total investmer		n cash, and from wha	t source(s) it wil	l be or has been				
	Amount \$									
	Source(s)									
	amount. Use addit	List all other sources of funding for the business. Provide the name, address, telephone number, and amount. Use additional sheets if necessary. <b>Attach supporting documentation</b> .  Amount \$ Description of Funds								
	Name of Source				Telephone I	Number				
	Address Street			City	State	e Zip Code				
3.	business will use to op listed below, provide of of the monies used to prior to the deposit(s)	APPLICANT'S FINANCIAL INSTITUTION INFORMATION: Identify the account information for all accounts the usiness will use to operate and from where the money for the business was derived. For each account sted below, provide unredacted bank statements reflecting the deposit(s) or transfer(s) into the account of the monies used to fund the business. In addition, include three months of unredacted bank statements prior to the deposit(s) or transfer(s). (Use additional sheets as necessary.)								
	Bank Name		State	Account Number	Bal	ance of Account				

er the laws of the State They are at least 18 They are duly author made by the applica b. They have read this and representation they understand the	Provide original, dated signature or digitatement.  e of California, the natural person whose s	support of the license applic and accuracy of all stateme lementary statements.	rtifies that: ation being nts, answer
ired to sign this form.  cal Signatures Policy State  er the laws of the State	Provide original, dated signature or digitatement.  e of California, the natural person whose s	signature appears below cer	
	i owner/officer who signed the Commun		
Estimated Annual Gr	oss Sales \$ Estimated A		
Address Street	Ci	ity State	Zip Co
Name of Bookkeeper	ANT INFORMATION:  /Accountant for Applicant Premises	Telephone Nu	mber
Signature	Print Name		Dat
Signature	Print Name		Dat
Signature	Print Name		Dat
Signature	Print Name		Dat
Signature	Print Name		Dat
			Dat
Signature	Print Name		Dat

A. APPLICANT'S FINANCIAL INSTITUTION AUTHORIZED SIGNATURES: List all individuals authorized to sign



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## **OWNERSHIP INFORMATION FORM**

This form is to be completed by each person (other than a natural person) in the applicant's ownership structure for a facility license application or to be added within an existing licensee's ownership structure through a Change of Permit Application.

California Business and Professions Code (BPC) section 4035 defines <u>"person"</u> to include, but is not limited to, firm, association, partnership, corporation, limited liability company, state governmental agency, trust, or political subdivision.

	APPLICANT/LICENSEE INFORMATION List the name of the applicant applying for a license as listed in item 1A of the license application OR the								
	e of permit applicatio		cense #, if applica						
Applicant's Name a	Applicant's Name as it will appear on the license or License			Telephone Number					
Physical Location S	reet	C	ity	State	Zip Code				
	<b>OWNER:</b> Provide the legal name of the entity and information of the owner completing this form. The information should coincide with the ownership organizational chart and supporting organizational documents.								
Legal Entity/Busine	ss Name		FEIN#						
Legal Entity Busines	ss Address Street	C	ity	State	Zip Code				
Legal Entity Email A	ddress		Teleph	one Numbe	 er				
Name of Authorize	d Contact		Teleph	one Numbe	er				
TYPE OF OWNERSH Individual Partnership Limited Liability Trust Government O  For Board Use ONLY	Co Pr / Company No Pu	orporation ofessional Corporation onprofit Corporation ublicly Traded Corporatio	Native Amo Non-Native on Tribal La	e American					
Stock Ledger	Articles	Bylaws	10K	Partners	hip Ag.				
Stock Certificate	SOI/Foreign	Operating Agreemen	t Trust		hip Cert.				

# 3. OFFICER(s)/DIRECTOR(s)/TRUSTEE(s)/MANAGER(s)/ADMINISTRATOR(s) OF THIS OWNER: LIST ALL TITLES IF SERVING IN MORE THAN ONE CAPACITY.

Provide the name(s) and **ALL** title(s) if serving in more than one capacity of all officer(s), director(s), trustee(s), manager(s), and administrator(s) (in the case of government-owned applicants) of, and any other <u>person(s)</u> with management or control over the owner named in Section 2 of this form, e.g. General Partner with management and control. (Note: If the natural person(s) or entity(ies) listed below have both management and control and beneficial interest in the owner listed in Section 2 of this form list them in both Sections 3 and 4.)

Additionally, include the license type, license number and the state(s) for the individual(s) listed below who hold or have previously been licensed as a pharmacist, intern pharmacist, pharmacy technician, any type of designated representative, and/or other healthcare professional, including any license authorized to prescribe under Business and Professions Code (BPC) section 4040(a)(2) (e.g., physician, dentist, podiatrist, veterinarian, etc.).

List All Title(s)	Full Legal Name	License Number 8 State Issued

4. OWNERSHIP INFORMATION FOR THIS OWNER: Please reference the application instructions for the required supporting documents to be submitted for the type of ownership listed in Section 2 of this form or the Change of Permit Application.

List below the five persons with the largest percentages of interest in the ownership of the person reported in Section 2 of this form.

- When the ownership exceeds five persons, submit an attachment listing the name(s) and percentage(s) of ownership interest of all other persons beneficially interested signed by a natural person listed in Section 3 of this form.
- **NOTE:** The information reported in this application, and any attached list(s) provided, shall account for 100 percent of the ownership interests in the person reported in Section 2 of this form.

In addition, include the license information for any individual listed below who holds or has held a license authorized to prescribe under BPC section 4040(a)(2) (e.g., physician, dentist, podiatrist, veterinarian, etc.)

A.						
	Legal Name			Type of Ent	Type of Entity (if applicable)	
	Address Street		City	State	Zip Code	
	Email Address	Telepho	one Number	FEIN #		
	Stock Certificate #s	Percentage % Owned	License Type, Lice	nse #, & State License	ed (if applicable)	
В.	Lacal Name			Time of Fact	: /:£l: - -\	
	Legal Name			Type of Ent	ity (if applicable)	
	Address Street		City	State	Zip Code	
	Email Address	Telepho	one Number	FEIN #		
	Stock Certificate #s	Percentage % Owned	License Type, Lice	nse #, & State License	ed (if applicable)	
C.	Legal Name			Type of Ent	ity (if applicable)	
	Address Street		City	State	Zip Code	
	Email Address	Telepho	one Number	FEIN #		
	Stock Certificate #s	Percentage % Owned	License Type, Lice	nse #, & State License	ed (if applicable)	
D.						
	Legal Name			Type of Ent	ity (if applicable)	
	Address Street		City	State	Zip Code	
	Email Address	Telepho	one Number	FEIN #		
	Stock Certificate #s	Percentage % Owned	License Type, Lice	nse #, & State License	ed (if applicable)	
Ε.						
	Legal Name			Type of Ent	ity (if applicable)	
	Address Street		City	State	Zip Code	
	Email Address	Telepho	one Number	FEIN #		
	Stock Certificate #s	Percentage % Owned	License Type, Lice	nse #, & State License	ed (if applicable)	

# 5. DISCIPLINARY QUESTIONSA. In the previous seven years has the owner named in Section 2 had an application for a license been

	denied or had a license be revoked, suspended, placed on probation, or otherwise disciplined in California or any other state, jurisdiction, territory, or country?				
Yes No If Yes, provide the following information for licenses. Use additional sheets if necessary.			ion for each action taken, including any prior ssary.		
	Company Name		License Type and Number		
	Type of Action	Year of Action	State, Jurisdiction, Territory, or Country		
В.	•	n the previous seven years, has the owner named in Section 2 been in violation of any provisions of California pharmacy law?			
	Yes No	•	ation(s), or a reason that such a statement (s). Use additional sheets if necessary.		
C. The Board will conduct a criminal history background check on the application. You may provide ar mitigating information, including evidence of rehabilitation, regarding your criminal history or crim conviction(s) that you want the Board to consider. This disclosure is voluntary, and your decision no disclose any information will not be a factor in the Board's decision to grant or deny your application use additional sheets if necessary.			n, regarding your criminal history or criminal sclosure is voluntary, and your decision not to		

# 6. ADVISEMENTS AND AFFIDAVIT - Read carefully and sign below.

Are you attaching mitigating information: Yes \_\_\_\_ No\_\_\_\_

This form is being submitted in support of the application for licensure made by the applicant identified in Section 1 of this form (hereafter, the "License Application"). The License Application must be approved by the California State Board of Pharmacy before a pharmacy license will be issued, and the applicant shall not conduct business as a pharmacy within California unless and until a license is issued. Any application not completed within 60 days after being notified by the Board of deficiencies may be deemed to have been abandoned, and the applicant will be required to file a new application and meet all requirements that are in effect at the time of the new application.

Failure to provide any of the information requested on this form may result in the License Application being considered incomplete. Any material misrepresentation in the answer to any question on this form is grounds for denial or subsequent revocation of the license. The withdrawal of an application for a license after it has been filed with the Board shall not, unless the Board has consented in writing to such withdrawal, deprive the Board of its authority to institute or continue a proceeding against the applicant for the denial of the license upon any ground provided by law or to enter an order denying the license upon any such ground. (BPC § 118, subd. (a).)

Pursuant to the provisions of BPC section 4207, the California State Board of Pharmacy is authorized to conduct a thorough investigation of the License Application to determine whether the applicant is qualified for the license being sought, and may request any information it deems necessary to complete said investigation, including, without limitation, business and financial records and documents.

Disclosure of federal employer identification numbers (FEINs) and social security numbers (SSNs) is mandatory. BPC section 30 authorizes collection of this information.

The Board makes every effort to protect personal information provided to the Board. The information provided, however, may be disclosed under the following circumstances:

- In response to a Public Records Act request (Government Code section 7920.000 et seq.), as allowed by the Information Practices Act (Civil Code section 1798 et seq.);
- To another government agency as required or permitted by state or federal law; or
- In response to a court or administrative order, a subpoena, or a search warrant.

This form must be signed by each natural person listed in Section 3 of this form or one natural person who has been duly authorized by a formal resolution of the owner identified in Section 2 of this form to execute and submit this form on behalf of such owner. NOTE: a copy of the formal, signed resolution MUST be included with the License Application.

All signatures must be original, dated signature or digital signatures that comply with the Board's <u>Digital Signatures Policy Statement</u> located on the Board's website. All documents with digital signatures shall be emailed to the Board. When submitting documents to the Board, keep a copy for your records.

Under the laws of the State of California, each natural person whose signature appears below certifies that:

- 1) They are at least 18 years of age.
- 2) They have knowledge of the License Application or Licensee and are submitting this form in support of said License Application or License.
- 3) They are duly authorized to submit this form on behalf of the owner identified in Section 2 of this form.
- 4) All statements, answers, and representations made herein, and in any and all supplementary statements submitted in connection herewith, are true and accurate.
- 5) No person other than the persons identified in this form (including any attachment hereto) has any ownership interest in, or management and/or control over, the owner identified in Section 2 of this form.
- 6) They understand that falsification of any information in this form may constitute grounds for denial or subsequent revocation of the license being applied for by the applicant identified in Section 1 of this form.

Signature	Print Name	Date
Signature	Print Name	Date
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# **SELLER'S CERTIFICATION**

**INSTRUCTIONS**: This form is to be completed by the seller and submitted with the application for a change of ownership by the prospective owner. A copy of the pending purchase agreement must be attached. Please print or type.

**NOTICE:** The license is not transferable, and the current owner of record must maintain operations and control of the licensed premises (including renewing the license) until the change of ownership is approved by the California State Board of Pharmacy. Proof of authority to sell by any person, other than a person whose name appears on the California State Board of Pharmacy license record, must accompany this certification.

This will certify that				
	1	lame of Seller		
has agreed that on	Selle	r shall transfer		
month/day/year		(all, half, etc		
of the right, title and interest in				
Name of Facility		Licens	License Number	
Located at				
Address		City	State	Zip Code
List the Name of all Buyer(s)				
On completion of this sale and apple returned to the California State  Under penalty of perjury under the certifies and says that (If the seller 1. Is the licensee, named in the current licensee). All statements made in this	e Board of Pharmade e laws of the State r is a partnership, a his Seller's Certifica nse; and	of California, each person Il partners must sign below tion, duly authorized to m	whose signature v):	
Signature of Seller	Name (pl	ease print)	 Title	Date
Signature of Seller	Name (pl	ease print)	Title	Date
Signature of Seller	Name (pl	ease print)	Title	Date



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### FINGERPRINTING REQUIREMENTS AND LIVE SCAN INSTRUCTIONS

BRING THESE INSTRUCTIONS WITH YOU TO THE LIVE SCAN AGENCY.

THE LIVE SCAN OPERATOR MUST ENTER THE INFORMATION PROVIDED IN STEP 1 BELOW.

FAILURE TO INCLUDE THE BOARD OF PHARAMCY INFORMATION ON THE LIVE SCAN FORM MAY RESULT IN THE INDIVIDUAL HAVING TO COMPLETE THE LIVE SCAN PROCESS AGAIN.

**FINGERPRINT REQUIREMENT:** All license, registration, and permit applicants and holders must furnish a full set of fingerprints for purposes of conducting federal and state criminal history record checks through the Department of Justice (DOJ). (Bus. & Prof. Code, § 144; 16 CCR § 2010.05.) Licensure, registration, and permits are subject to denial, suspension, or revocation based upon an applicant's or licensee's conviction of a crime. (Bus. & Prof. Code §§ 475-490, 4836.2, 4837, 4842, 4883, 4885.)

Fingerprints must be submitted to the DOJ electronically via Live Scan. (Pen. Code, § 11077.1.) Live Scan is a system for the electronic submission of fingerprints. The DOJ has limited statutory authority to issue an exemption to this mandate if an electronic transmission site is regionally unavailable. For more information on how to request an exemption, visit the Attorney General's Office web site at <a href="https://oag.ca.gov/fingerprints">https://oag.ca.gov/fingerprints</a> and download the <a href="https://oag.ca.gov/fingerprints">BCII 9004 - Request for</a> Exemption from Mandatory Electronic Fingerprint Submission Requirement form.

# LIVE SCAN INSTRUCITONS: <u>STEP 1 - COMPLETE THE REQUEST FOR LIVE SCAN SERVICE FORM (BCII 8016) AS FOLLOWS:</u>

- ORI: Enter "A0071". This is the unique agency code for the Board of Pharmacy.
- Authorized Applicant type: Enter "License/Cert/Permit".
- **Type of License/Certification/Permit OR Working Title:** Enter "**Pharmacy Section 4201**". This is unique for the specific application for license.
- Agency Authorized to Receive Criminal Record Information: Enter "Board of Pharmacy".
- Mail Code: Enter "05712". This is the unique five-digit code assigned by the DOJ for the Board of Pharmacy.
- Street Address, City, State, and Zip Code: Enter "2720 Gateway Oaks Drive, Suite 100, Sacramento CA 95833".
- Contact Telephone Number: Enter "(916) 518-3100".
- Name of Applicant: Enter your Legal Last Name, Legal First Name, and Middle Name. Do not use initials or name abbreviations.
- Alias: Enter all other names you have used, including your maiden name. If none, leave this section blank.
- **Driver's License No.** Enter your Driver's License Number, including the State.
- DOB: Enter your date of birth (month/day/year).
- Sex: Enter your gender.
- **Height:** Enter your height in feet and inches.
- Weight: Enter your weight in pounds.
- Eye Color: Enter the color of your eyes.
- Hair Color: Enter the color of your hair.
- **Billing Number:** Leave this section blank. Applicant is responsible for paying all fees associated with fingerprinting.
- Place of Birth: Enter your place of birth (City and State, or Country).
- SSN: Enter your Social Security Number. This is MANDORTY for the Board of Pharmacy.
- Misc. Number: Enter any other identification number and type. If none, leave this section blank.
- Home Address, City, State, and Zip Code: Enter your home address information into the applicable sections.
- Level of Service: Mark BOTH DOJ and FBI. You are required to have both DOJ and FBI level of service complete.
- Employer: This information is not required.



Applicant Submission				
ORI (Code assigned by DOJ)	Authorized Applicant Type			
Type of License/Certification/Permit OR Working Title (Maximum 30 charact	ers - if assigned by DOJ, use exact title assigned)			
Contributing Agency Information:				
Agency Authorized to Receive Criminal Record Information	Mail Code (five-digit code assigned by DOJ)			
Street Address or P.O. Box	Contact Name (mandatory for all school submissions)			
City State ZIP Code	Contact Telephone Number			
Applicant Information:				
Last Name	First Name Middle Initial Suffix			
Other Name: (AKA or Alias)				
Last Name	First Name Suffix			
Date of Birth  Sex Male Female Nonbinary/Unspecified  Height Weight Eye Color Hair Color	Driver's License Number Billing Number			
Place of Birth (State or Country)  Social Security Number	(Agency Billing Number)  Misc. Number  (Other Identification Number)			
Home Address Street Address or P.O. Box	City State ZIP Code			
I have received and read the included Privacy Notice,	Privacy Act Statement, and Applicant's Privacy Rights.			
Applicant Signature	Date			
Your Number:	Level of Service: DOJ FBI			
OCA Number (Agency Identifying Number)	(If the Level of Service indicates FBI, the fingerprints will be used to check the criminal history record information of the FBI.)			
If re-submission, list original ATI				
number: Original ATI Number (Must provide proof of rejection)				
Employer (Additional response for agencies specified by statut	e):			
Employer Name				
Street Address or P.O. Box	Telephone Number (optional)			
City	ZIP Code Mail Code (five digit code assigned by DOJ)			
Live Scan Transaction Completed By:				
Name of Operator	Date			
Transmitting Agency LSID	ATI Number Amount Collected/Billed			

# **Privacy Notice**

As Required by Civil Code § 1798.17

Collection and Use of Personal Information. The California Justice Information Services (CJIS) Division in the Department of Justice (DOJ) collects the information requested on this form as authorized by Business and Professions Code sections 4600-4621, 7574-7574.16, 26050-26059, 11340-11346, and 22440-22449; Penal Code sections 11100-11112, and 11077.1; Health and Safety Code sections 1522, 1416.20-1416.50, 1569.10-1569.24, 1596.80-1596.879, 1725-1742, and 18050-18055; Family Code sections 8700-87200, 8800-8823, and 8900-8925; Financial Code sections 1300-1301, 22100-22112, 17200-17215, and 28122-28124; Education Code sections 44330-44355; Welfare and Institutions Code sections 9710-9719.5, 14043-14045, 4684-4689.8, and 16500-16523.1; and other various state statutes and regulations. The CJIS Division uses this information to process requests of authorized entities that want to obtain information as to the existence and content of a record of state or federal convictions to help determine suitability for employment, or volunteer work with children, elderly, or disabled; or for adoption or purposes of a license, certification, or permit. In addition, any personal information collected by state agencies is subject to the limitations in the Information Practices Act and state policy. The DOJ's general privacy policy is available at <a href="http://oag.ca.gov/privacy-policy">http://oag.ca.gov/privacy-policy</a>.

**Providing Personal Information.** All the personal information requested in the form must be provided. Failure to provide all the necessary information will result in delays and/or the rejection of your request.

**Access to Your Information.** You may review the records maintained by the CJIS Division in the DOJ that contain your personal information, as permitted by the Information Practices Act. See below for contact information.

**Possible Disclosure of Personal Information.** In order to process applications pertaining to Live Scan service to help determine the suitability of a person applying for a license, employment, or a volunteer position working with children, the elderly, or the disabled, we may need to share the information you give us with authorized applicant agencies.

The information you provide may also be disclosed in the following circumstances:

- With other persons or agencies where necessary to perform their legal duties, and their use of your information is compatible and complies with state law, such as for investigations or for licensing, certification, or regulatory purposes.
- To another government agency as required by state or federal law.

**Contact Information.** For questions about this notice or access to your records, you may contact the Associate Governmental Program Analyst at the DOJ's Keeper of Records at (916) 210-3310, by email at <a href="mailto:keeperofrecords@doj.ca.gov">keeperofrecords@doj.ca.gov</a>, or by mail at:

Department of Justice
Bureau of Criminal Information & Analysis
Keeper of Records
P.O. Box 903417
Sacramento, CA 94203-4170

### **Privacy Act Statement**

**Authority**. The FBI's acquisition, preservation, and exchange of fingerprints and associated information is generally authorized under 28 U.S.C. 534. Depending on the nature of your application, supplemental authorities include Federal statutes, State statutes pursuant to Pub. L. 92-544, Presidential Executive Orders, and federal regulations. Providing your fingerprints and associated information is voluntary; however, failure to do so may affect completion or approval of your application.

**Principal Purpose**. Certain determinations, such as employment, licensing, and security clearances, may be predicated on fingerprint-based background checks. Your fingerprints and associated information/biometrics may be provided to the employing, investigating, or otherwise responsible agency, and/or the FBI for the purpose of comparing your fingerprints to other fingerprints in the FBI's Next Generation Identification (NGI) system or its successor systems (including civil, criminal, and latent fingerprint repositories) or other available records of the employing, investigating, or otherwise responsible agency. The FBI may retain your fingerprints and associated information/biometrics in NGI after the completion of this application and, while retained, your fingerprints may continue to be compared against other fingerprints submitted to or retained by NGI.

Routine Uses. During the processing of this application and for as long thereafter as your fingerprints and associated information/biometrics are retained in NGI, your information may be disclosed pursuant to your consent, and may be disclosed without your consent as permitted by the Privacy Act of 1974 and all applicable Routine Uses as may be published at any time in the Federal Register, including the Routine Uses for the NGI system and the FBI's Blanket Routine Uses. Routine uses include, but are not limited to, disclosures to: employing, governmental, or authorized non-governmental agencies responsible for employment, contracting, licensing, security clearances, and other suitability determinations; local, state, tribal, or federal law enforcement agencies; criminal justice agencies; and agencies responsible for national security or public safety.

# **Noncriminal Justice Applicant's Privacy Rights**

As an applicant who is the subject of a national fingerprint-based criminal history record check for a noncriminal justice purpose (such as an application for employment or a license, an immigration or naturalization matter, security clearance, or adoption), you have certain rights which are discussed below.

- You must be provided written notification<sub>1</sub> that your fingerprints will be used to check the criminal history records of the FBI.
- You must be provided, and acknowledge receipt of, an adequate Privacy Act Statement when you submit your fingerprints and associated personal information. This Privacy Act Statement should explain the authority for collecting your information and how your information will be used, retained, and shared.
- If you have a criminal history record, the officials making a determination of your suitability for the employment, license, or other benefit must provide you the opportunity to complete or challenge the accuracy of the information in the record.
- The officials must advise you that the procedures for obtaining a change, correction, or update of your criminal history record are set forth at Title 28, Code of Federal Regulations (CFR), Section 16.34.
- If you have a criminal history record, you should be afforded a reasonable amount of time to correct or complete the record (or decline to do so) before the officials deny you the employment, license, or other benefit based on information in the criminal history record. 3

You have the right to expect that officials receiving the results of the criminal history record check will use it only for authorized purposes and will not retain or disseminate it in violation of federal statute, regulation or executive order, or rule, procedure or standard established by the National Crime Prevention and Privacy Compact Council. 4

If agency policy permits, the officials may provide you with a copy of your FBI criminal history record for review and possible challenge. If agency policy does not permit it to provide you a copy of the record, you may obtain a copy of the record by submitting fingerprints and a fee to the FBI. Information regarding this process may be obtained at <a href="https://www.fbi.gov/services/cjis/identity-history-summary-checks">https://www.fbi.gov/services/cjis/identity-history-summary-checks</a>.

If you decide to challenge the accuracy or completeness of your FBI criminal history record, you should send your challenge to the agency that contributed the questioned information to the FBI. Alternatively, you may send your challenge directly to the FBI. The FBI will then forward your challenge to the agency that contributed the questioned information and request the agency to verify or correct the challenged entry. Upon receipt of an official communication from that agency, the FBI will make any necessary changes/corrections to your record in accordance with the information supplied by that agency. (See 28 CFR 16.30 through 16.34.) You can find additional information on the FBI website at <a href="https://www.fbi.gov/about-us/cjis/background-checks">https://www.fbi.gov/about-us/cjis/background-checks</a>.

<sup>&</sup>lt;sup>1</sup> Written notification includes electronic notification, but excludes oral notification

<sup>2</sup> https://www.fbi.gov/services/cjis/compact-council/privacy-act-statement

<sup>&</sup>lt;sup>3</sup> See 28 CFR 50.12(b)

<sup>&</sup>lt;sup>4</sup> See U.S.C. 552a(b); 28 U.S.C. 534(b); 34 U.S.C. § 40316 (formerly cited as 42 U.S.C. § 14616), Article IV(c)