

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

In the Matter of the Statement of Issues
Against:

**JASBINDAR KAUR BOLA
AKA JASBINDAR KAUR**

**Pharmacy Technician Registration
Applicant**

Respondent.

Case No. 6703

OAH No. 2019070919

DECISION AND ORDER

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

This Decision shall become effective at 5:00 p.m. on January 23, 2020.

It is so ORDERED on December 24, 2019.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA



By

Greg Lippe
Board President

1 XAVIER BECERRA
Attorney General of California
2 KENT D. HARRIS
Supervising Deputy Attorney General
3 STEPHANIE ALAMO-LATIF
Deputy Attorney General
4 State Bar No. 283580
1300 I Street, Suite 125
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 Telephone: (916) 210-6112
Facsimile: (916) 327-8643
7 E-mail: Stephanie.AlamoLatif@doj.ca.gov
Attorneys for Complainant
8

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

13 In the Matter of the Statement of Issues
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15 **AKA JASBINDAR KAUR**

16 **Pharmacy Technician Registration**
17 **Applicant**

18 Respondent.

Case No. 6703

OAH No. 2019070919

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER FOR PUBLIC
REPROVAL**

[Bus. & Prof. Code § 495]

19
20
21 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
22 entitled proceedings that the following matters are true:

23 **PARTIES**

24 1. Anne Sodergren (Complainant) is the Interim Executive Officer of the Board of
25 Pharmacy (Board), Department of Consumer Affairs. She brought this action solely in her
26 official capacity and is represented in this matter by Xavier Becerra, Attorney General of the
27 State of California, by Stephanie Alamo-Latif, Deputy Attorney General.

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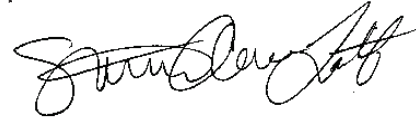
ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order for Public Reapproval is hereby respectfully submitted for consideration by the Board of Pharmacy of the Department of Consumer Affairs.

DATED: 10/7/2019 _____

Respectfully submitted,

XAVIER BECERRA
Attorney General of California
KENT D. HARRIS
Suzanne D. ... Deputy Attorney General



STEPHANIE ALAMO-LATIF
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Statement of Issues No. 6703

1 XAVIER BECERRA
Attorney General of California
2 KENT D. HARRIS
Supervising Deputy Attorney General
3 STEPHANIE ALAMO-LATIF
Deputy Attorney General
4 State Bar No. 283580
1300 I Street, Suite 125
5 P.O. Box 944255
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6 Telephone: (916) 210-6112
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9 **BEFORE THE**
BOARD OF PHARMACY
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

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13 In the Matter of the Statement of Issues
Against:

Case No. 6703

14 **JASBINDAR KAUR BOLA**
15 **AKA JASBINDAR KAUR**

**FIRST AMENDED STATEMENT OF
ISSUES**

16 **Pharmacy Technician Registration**
17 **Applicant**

18 Respondent.

19
20 **PARTIES**

21 1. Anne Sodergren (“Complainant”) brings this Statement of Issues solely in her official
22 capacity as the Interim Executive Officer of the Board of Pharmacy (“Board”), Department of
23 Consumer Affairs.

24 **Pharmacy Technician Applicant**

25 2. On or about October 23, 2018, the Board received an application for a Pharmacy
26 Technician Registration from Jasbindar Kaur Bola, also known as Jasbindar Kaur
27 (“Respondent”). On or about October 22, 2018, Respondent certified under penalty of perjury to

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1 the truthfulness of all statements, answers, and representations in the application. The Board
2 denied the application on March 20, 2019.

3 **Pharmacy Technician Registration No. TCH 56435**

4 3. On or about May 19, 2004, the Board issued Original Pharmacy Technician
5 Registration Number TCH 56435 to Respondent. Respondent voluntarily surrendered her
6 pharmacy technician license on or about November 22, 2014, as more fully set forth below in
7 paragraph 4.

8 **Prior Discipline**

9 4. Effective October 31, 2014, pursuant to a Decision and Order in the disciplinary
10 action entitled, *In the Matter of the Accusation Against: JASBINDAR KAUR*, Case No. 4274, the
11 Board adopted a Stipulated Settlement and Disciplinary Order revoking Respondent's Pharmacy
12 Technician License No. TCH 56435. However, the revocation was stayed and Respondent was
13 placed on probation for a period of four (4) years with terms and conditions. Effective
14 November 22, 2014, the Board accepted Respondent's request to voluntarily surrender her
15 license.

16 **JURISDICTION**

17 5. Pursuant to Business and Professions Code section 485, subdivision (b), on or about
18 March 20, 2019, Respondent's application was denied and she was notified of the right to a
19 hearing to appeal the denial.

20 6. On or about April 10, 2019, the Board received Respondent's request for a hearing to
21 appeal the denial of her application.

22 **STATUTORY PROVISIONS**

23 7. Code section 480 states:

24 (a) A board may deny a license regulated by this code on the grounds that the
25 applicant has one of the following:

26

27 (3)(A) Done any act that if done by a licentiate of the business or profession in
question, would be grounds for suspension or revocation of license.

28 (B) The board may deny a license pursuant to this subdivision only if the crime

1 or act is substantially related to the qualifications, functions, or duties of the business
2 or profession for which application is made. . . .

3 8. Code section 4300 states, in pertinent part:

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

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

8 (1) Suspending judgment.

9 (2) Placing him or her upon probation.

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

11 (4) Revoking his or her license.

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

14 9. Code section 4301 states, in pertinent part:

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

18

19 (h) The administering to oneself, of any controlled substance, or the use of any
20 dangerous drug or of alcoholic beverages to the extent or in a manner as to be
21 dangerous or injurious to oneself, to a person holding a license under this chapter, or
22 to any other person or to the public, or to the extent that the use impairs the ability of
23 the person to conduct with safety to the public the practice authorized by the license.

24 **REGULATORY PROVISION**

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

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

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CAUSE FOR DENIAL OF APPLICATION

(Committed Acts which if Done by a Licentiate)

11. Respondent’s application is subject to denial under Code section 480, subdivision (a)(3)(A), in that she committed acts which if done by a licentiate of the profession would constitute grounds for discipline for unprofessional conduct under Code section 4301, subdivision (h) as follows: On or about April 24, 2011 and May 11, 2011, Respondent used alcohol to the extent or in a manner as to be dangerous or injurious to herself, any other person or the public, when she drove a motor vehicle while under the influence of alcohol.

PRAYER

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

- 1. Denying the application of Jasbindar Kaur Bola, also known as Jasbindar Kaur for a Pharmacy Technician Applicant;
- 2. Taking such other and further action as deemed necessary and proper.

DATED: September 20, 2019 

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

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