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

12 In the Matter of the Statement of Issues Against:

Case No. 7287

13 **CHEVEUX, LLC**
14 **MELANIE ELAINE BEAUCHAMP, Owner**
15 **Nonresident Pharmacy License Applicant**

STATEMENT OF ISSUES

16 Respondent.

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18 **PARTIES**

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

22 2. On or about December 9, 2020, the Board received an application for a Nonresident
23 Pharmacy License from Cheveux, LLC with Melanie Elaine Beauchamp as the President and
24 Owner (Respondent). On or about December 1, 2020, Melanie Elaine Beauchamp certified under
25 penalty of perjury to the truthfulness of all statements, answers, and representations in the
26 application. The Board denied the application on February 1, 2022.

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1 **JURISDICTION**

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

5 **STATUTORY PROVISIONS**

6 4. Code section 480 states, in pertinent part:

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

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12 (2) The applicant has been subjected to formal discipline by a licensing board in
13 or outside California within the preceding seven years from the date of application
14 based on professional misconduct that would have been cause for discipline before
15 the board for which the present application is made and that is substantially related to
16 the qualifications, functions, or duties of the business or profession for which the
17 present application is made. However, prior disciplinary action by a licensing board
18 within the preceding seven years shall not be the basis for denial of a license if the
19 basis for that disciplinary action was a conviction that has been dismissed pursuant to
20 Section 1203.4, 1203.4a, 1203.41, 1203.42, or 1203.425 of the Penal Code or a
21 comparable dismissal or expungement.

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23 5. Code section 4300, subdivision (c), allows the Board to deny a license to any
24 applicant guilty of unprofessional conduct.

25 6. Code section 4301 states, in pertinent part:

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

. . . .

(f) The commission of any act involving moral turpitude, dishonesty, fraud, deceit,
or corruption, whether the act is committed in the course of relations as a licensee or otherwise,
and whether the act is a felony or misdemeanor or not.

. . . .

1 **FIRST CAUSE FOR DENIAL OF APPLICATION**

2 **(Discipline by a Licensing Board)**

3 7. Respondent’s permit application is subject to denial under Code section 480,
4 subdivision (a)(2), in that, effective February 8, 2021, pursuant to a Final Judgment and Order
5 (Order), issued by the State Bar of Arizona, in a disciplinary matter titled, *In the Matter of a*
6 *Member of the State Bar of Arizona, Melanie E. Beauchamp, Bar No. 013481, Case No. PDJ*
7 *2021-9005, State Bar Nos. 13-2814, 14-0507, 18-1918 and 20-0078*, Respondent’s license to
8 practice law in the state of Arizona was suspended for a period of twenty-four (24) months, and
9 she was ordered to pay restitution in the amount of \$49,716.96, as well as costs; and expenses.

10 8. The Order was based on Respondent’s admitted violations of the Arizona Rules of the
11 Supreme Court, Rule 42, Ethical Rule sections 1.4 (communication), 1.7 (conflict of
12 interest/concurrent), 1.15(e) (safekeeping property), 3.1 (meritorious claims and contentions),
13 3.3(a)(1) (candor before tribunal), 4.1 (truthfulness in statements to others), 4.2 (communication
14 with persons represented by counsel), 4.4(a) (respect for rights of others), 8.4(c) (engage in
15 conduct involving dishonesty, fraud, deceit or misrepresentation), and 8.4(d) (conduct prejudicial
16 to the administration of justice).

17 **SECOND CAUSE FOR DENIAL OF APPLICATION**

18 **(Unprofessional Conduct)**

19 9. Respondent’s permit application is subject to denial under Code section 4300,
20 subdivision (c), based on unprofessional conduct as defined in Code section 4301, subdivision (f),
21 in that Respondent admitted to engaging in conduct involving dishonesty, fraud, or deceit, as set
22 forth in paragraph 8, above, and incorporated herein by reference.

23 **PRAYER**

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

26 1. Denying the application of Cheveux, LLC/Melanie Elaine Beauchamp for a
27 Nonresident Pharmacy License; and,

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

DATED: 8/4/2022

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

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