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

11 In the Matter of the Statement of Issues
Against:

12 **GILBERT CHRISTOPHER REGALADO**

13 **Pharmacy Technician License Applicant**

14 Respondent.

Case No. 8159

15 **STATEMENT OF ISSUES**

16 **PARTIES**

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

20 2. On or about November 27, 2024, the Board received an application for a Pharmacy
21 Technician License from Gilbert Christopher Regalado (Respondent). On or about October 18,
22 2024, Gilbert Christopher Regalado certified under penalty of perjury to the truthfulness of all
23 statements, answers, and representations in the application. The Board denied the application on
24 October 16, 2025.

25 **JURISDICTION**

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

STATUTORY PROVISIONS

4. Section 480 states, in pertinent part:

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

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

5. Section 493, subdivision (a), states:

Notwithstanding any other law, in a proceeding conducted by a board within the department pursuant to law to deny an application for a license or to suspend or revoke a license or otherwise take disciplinary action against a person who holds a license, upon the ground that the applicant or the licensee has been convicted of a crime substantially related to the qualifications, functions, and duties of the licensee in question, the record of conviction of the crime shall be conclusive evidence of the fact that the conviction occurred, but only of that fact.

6. Section 4300, subdivision (c), provides that the board may refuse a license to any applicant guilty of unprofessional conduct.

7. Section 4307 states:

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

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

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

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

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

REGULATORY PROVISION

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

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

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

(1) The nature and gravity of the offense;

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

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

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

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

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

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

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

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

FIRST CAUSE FOR DENIAL OF APPLICATION

(Substantially Related Criminal Conviction – August 15, 2025, DUI > 0.08 BAC)

9. Respondent's application is subject to denial under section 480, subdivision (a)(1), and California Code of Regulations, title 16, section 1770, in that Respondent was convicted of a crime substantially related to the qualifications, functions, or duties of a licensed pharmacy technician, as follows:

a. On or about August 15, 2025, Respondent was convicted of one misdemeanor count of violating Vehicle Code section 23152(b) [drive with and equal to or greater than 0.08% blood alcohol content (BAC)] in the criminal proceeding entitled *The People of the State of California v. Gilbert Christopher Regalado* (Super. Ct. L.A. County, 2025, No. 24GDCM01692). The Court placed Respondent on 36 months of probation, ordered him to complete the Hospital and Morgue program, a Driving Under the Influence program and the MADD (Mothers Against Drunk Driving) Victim Impact program, and in lieu of fine, ordered him to perform 16 hours of Community Service.

b. The circumstances of the arrest leading to the conviction are that on or about January 27, 2024, Respondent drove his vehicle while under the influence of alcohol. At approximately 2358 hours, Respondent was observed to have blood shot and watery eyes, have thick slurred speech and emit the odor of an alcoholic beverage from his breath and person. Respondent performed poorly on field sobriety tests as demonstrated. On or about January 28, 2024, 0206 hours, Respondent's BAC result was 0.161/0.161%.

SECOND CAUSE FOR DENIAL OF APPLICATION

(Unprofessional Conduct)

10. Respondent's application is subject to denial under section 4300, subdivision (c), in that Respondent committed acts of unprofessional conduct. Complainant refers to and by this reference incorporates the allegations set forth above in paragraph 9, inclusive, as though set forth fully.

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1 **OTHER MATTERS**

2 10. Pursuant to section 4307, if Gilbert Christopher Regalado is denied a license, Gilbert
3 Christopher Regalado shall be prohibited from serving as a manager, administrator, owner,
4 member, officer, director, associate, partner, or act in any other position with management or
5 control of a licensee for five years, while the Pharmacy Technician License issued to Gilbert
6 Christopher Regalado is revoked, placed on probation or until the Pharmacy Technician License
7 issued to Respondent is reinstated if it is revoked.

8 **PRAYER**

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

11 1. Denying the application of Gilbert Christopher Regalado for a Pharmacy Technician
12 Applicant;

13 2. Prohibiting Gilbert Christopher Regalado from serving as a manager, administrator,
14 owner, member, officer, director, associate, or partner of a licensee for five years if the Pharmacy
15 Technician issued is placed on probation or until the Pharmacy Technician License issued is
16 reinstated if it is revoked;

17 3. Taking such other and further action as deemed necessary and proper.

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19 DATED: 5/19/2026

Sodergren, Digitally signed by
Anne@DCA Sodergren, Anne@DCA
Date: 2026.05.19
19:24:17 -07'00'

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

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