

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

In the Matter of the Accusation Against:

JACOB ALEXANDER SEMONES, Respondent

Pharmacy Technician Registration No. TCH 172575

Agency Case No. 7052

DECISION AND ORDER

The attached Stipulated Surrender of License Order is hereby adopted by the Board of Pharmacy, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective at 5:00 p.m. on April 28, 2021.

It is so ORDERED on March 29, 2021.

BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA



By

Greg Lippe
Board President

1 XAVIER BECERRA
Attorney General of California
2 SHAWN P. COOK
Supervising Deputy Attorney General
3 ELAINE YAN
Deputy Attorney General
4 State Bar No. 277961
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 269-6683
6 Facsimile: (916) 731-2126
E-mail: Elaine.Yan@doj.ca.gov
7 *Attorneys for Complainant*

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

12 In the Matter of the Accusation Against:

Case No. 7052

13 **JACOB ALEXANDER SEMONES**

14 4171 Duquesne Ave., #A
Culver City, CA 90232

15 Pharmacy Technician Registration No. TCH
172575

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

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

20 **PARTIES**

21 1. Anne Sodergren (Complainant) is the Executive Officer of the Board of Pharmacy
22 (Board). She brought this action solely in her official capacity and is represented in this matter by
23 Xavier Becerra, Attorney General of the State of California, by Elaine Yan, Deputy Attorney
24 General.

25 2. Jacob Alexander Semones (Respondent) is representing himself in this proceeding
26 and has chosen not to exercise his right to be represented by counsel.

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CONTINGENCY

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2 10. This stipulation shall be subject to approval by the Board. Respondent understands
3 and agrees that counsel for Complainant and the staff of the Board may communicate directly
4 with the Board regarding this stipulation and surrender, without notice to or participation by
5 Respondent. By signing the stipulation, Respondent understands and agrees that he may not
6 withdraw his agreement or seek to rescind the stipulation prior to the time the Board considers
7 and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the
8 Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this
9 paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not
10 be disqualified from further action by having considered this matter.

11 11. The parties understand and agree that Portable Document Format (PDF) and facsimile
12 copies of this Stipulated Surrender of License and Order, including PDF and facsimile signatures
13 thereto, shall have the same force and effect as the originals.

14 12. This Stipulated Surrender of License and Order is intended by the parties to be an
15 integrated writing representing the complete, final, and exclusive embodiment of their agreement.
16 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,
17 negotiations, and commitments (written or oral). This Stipulated Surrender of License and Order
18 may not be altered, amended, modified, supplemented, or otherwise changed except by a writing
19 executed by an authorized representative of each of the parties.

20 13. In consideration of the foregoing admissions and stipulations, the parties agree that
21 the Board may, without further notice or formal proceeding, issue and enter the following Order:

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ORDER

IT IS HEREBY ORDERED that Pharmacy Technician Registration No. TCH 172575, issued to Respondent Jacob Alexander Semones, is surrendered and accepted by the Board.

1. The surrender of Respondent's Pharmacy Technician Registration and the acceptance of the surrendered license by the Board shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Board.

2. Respondent shall lose all rights and privileges as a pharmacy technician in California as of the effective date of the Board's Decision and Order.

3. Respondent shall relinquish his Pharmacy Technician Registration, including any indicia of the registration issued by the Board, to the Board within ten (10) days of the effective date of the Decision and Order.

4. Respondent may not apply, reapply, or petition for any licensure or registration of the Board for three (3) years from the effective date of the Decision and Order.

5. If Respondent ever files an application for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a new application for licensure. Respondent must comply with all the laws, regulations and procedures for licensure in effect at the time the application or petition is filed, and all of the charges and allegations contained in Accusation No. 7052 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the application. Respondent shall satisfy all requirements applicable to that license as of the date the application is submitted to the Board, including but not limited to, taking and passing licensing examination(s) as well as fulfilling any education or experience requirements prior to the issuance of a new license.

6. Respondent shall pay the agency its costs of investigation and enforcement in the amount of \$5,160.50 prior to issuance of a new or reinstated license.

7. If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation No. 7052 shall be deemed to

1 be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any
2 other proceeding seeking to deny or restrict licensure.

3 **ACCEPTANCE**

4 I have carefully read the Stipulated Surrender of License and Order. I understand the
5 stipulation and the effect it will have on my Pharmacy Technician Registration. I enter into this
6 Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to
7 be bound by the Decision and Order of the Board of Pharmacy.

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9 DATED:

3/1/21


10 JACOB ALEXANDER SEMONES
11 Respondent

12 **ENDORSEMENT**

13 The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted
14 for consideration by the Board of Pharmacy of the Department of Consumer Affairs.

15 DATED: 03/01/2021

Respectfully submitted,

16 XAVIER BECERRA
17 Attorney General of California
18 SHAWN P. COOK
19 Supervising Deputy Attorney General


20 ELAINE YAN
21 Deputy Attorney General
22 Attorneys for Complainant

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Exhibit A

Accusation No. 7052

1 XAVIER BECERRA
Attorney General of California
2 SHAWN P. COOK
Supervising Deputy Attorney General
3 ELAINE YAN
Deputy Attorney General
4 State Bar No. 277961
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
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12 In the Matter of the Accusation Against:

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14 4171 Duquesne Ave., #A
Culver City, CA 90232

ACCUSATION

15 Pharmacy Technician Registration No. TCH
16 172575

17 Respondent.

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19 **PARTIES**

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

22 2. On or about June 7, 2019, the Board of Pharmacy issued Pharmacy Technician
23 Registration Number TCH 172575 to Jacob Alexander Semones (Respondent). The Pharmacy
24 Technician Registration expired on July 31, 2020, and has not been renewed.

25 **JURISDICTION**

26 3. This Accusation is brought before the Board of Pharmacy (Board), Department of
27 Consumer Affairs, under the authority of the following laws. All section references are to the
28 Business and Professions Code (Code) unless otherwise indicated.

1 **COST RECOVERY**

2 7. Section 125.3 of the Code states, in pertinent part, that the Board may request the
3 administrative law judge to direct a licentiate found to have committed a violation or violations of
4 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
5 enforcement of the case.

6 **FACTUAL ALLEGATIONS**

7 8. At all times relevant herein, Respondent was employed by Pharmaca Integrative
8 Pharmacy, located at 12025 San Vicente Boulevard., Los Angeles, CA 90049, as a pharmacy
9 technician.

10 9. On June 26, 2020, Respondent arrived to work at approximately 11:00 hours. Shortly
11 thereafter, pharmacist-in-charge (PIC) N.A. was notified that Respondent had an odor of alcohol.
12 When PIC N.A. spoke with Respondent in her office, Respondent was combative and belligerent.
13 When Respondent left, the entire office had an odor of alcohol.

14 10. PIC N.A. sent Respondent to take a breathalyzer test. Respondent was tested on June
15 26, 2020, at 14:14 hours and 14:34 hours, and the results were 0.066 BAC and 0.058 BAC,
16 respectively.

17 **FIRST CAUSE FOR DISCIPLINE**

18 (Gross Negligence)

19 11. Respondent is subject to disciplinary action under Code section 4301, subsection (c),
20 in that Respondent engaged in unprofessional conduct by committing act(s) constituting gross
21 negligence. Specifically, on June 26, 2020, Respondent arrived at work as a pharmacy technician
22 under the influence of alcohol. Breathalyzer tests administered approximately 3.25 hours after
23 Respondent arrived at work revealed levels of 0.066 BAC and 0.058 BAC. Paragraphs 8 to 10
24 are re-alleged as if fully set forth herein.

25 **SECOND CAUSE FOR DISCIPLINE**

26 (Act Involving Moral Turpitude, Dishonesty, Fraud, Deceit, or Corruption)

27 12. Respondent is subject to disciplinary action under Code section 4301, subsection (f),
28 in that Respondent engaged in unprofessional conduct by committing acts involving moral

1 turpitude, dishonesty, fraud, deceit, or corruption. Specifically, on June 26, 2020, Respondent
2 arrived at work as a pharmacy technician under the influence of alcohol. Breathalyzer tests
3 administered approximately 3.25 hours after Respondent arrived at work revealed levels of 0.066
4 BAC and 0.058 BAC. Paragraphs 8 to 10 are re-alleged as if fully set forth herein.

5 **THIRD CAUSE FOR DISCIPLINE**

6 (Dangerous Use of Alcohol)

7 13. Respondent is subject to disciplinary action under Code section 4301, subsection (h),
8 in that Respondent engaged in unprofessional conduct by using alcoholic beverages to the extent
9 or in a manner as to be dangerous or injurious to himself, to a person holding a license under
10 Pharmacy Law, or to any other person or to the public, or to the extent that the use impairs the
11 ability of Respondent to conduct with safety to the public the practice authorized by his license.
12 Specifically, on June 26, 2020, Respondent arrived at work as a pharmacy technician under the
13 influence of alcohol. Breathalyzer tests administered approximately 3.25 hours after Respondent
14 arrived at work revealed levels of 0.066 BAC and 0.058 BAC. Paragraphs 8 to 10 are re-alleged
15 as if fully set forth herein.

16 **PRAYER**

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

19 1. Revoking or suspending Pharmacy Technician Registration Number TCH 172575,
20 issued to Jacob Alexander Semones;

21 2. Ordering Jacob Alexander Semones to pay the Board of Pharmacy the reasonable
22 costs of the investigation and enforcement of this case, pursuant to Business and Professions
23 Code section 125.3; and,

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

DATED: 1/31/2021

Signature on File

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

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