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

In the Matter of the Statement of Issues Against:

# ROZA UNUSYAN, Pharmacy Technician Registration Applicant,

### **Respondent.**

## Agency Case No. 7231

## **DECISION AND ORDER**

The attached Stipulated Settlement and Disciplinary Order for Public Reproval 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 October 19, 2022.

It is so ORDERED on September 19, 2022.

BOARD OF PHARMACY DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA

Seung W. Oh, Pharm.D. Board President

Ву

1		
1	ROB BONTA Attorney General of California	
2 3	NANCY A. KAISER Supervising Deputy Attorney General STEPHEN D. SVETICH	
4	Deputy Attorney General State Bar No. 272370	
5	300 So. Spring Street, Suite 1702 Los Angeles, CA 90013	
6	Telephone: (213) 269-6306 Facsimile: (916) 731-2126	
7	E-mail: Stephen.Svetich@doj.ca.gov Attorneys for Complainant	
8		
9	BEFOR BOARD OF P	
10	DEPARTMENT OF CO STATE OF C	ONSUMER AFFAIRS
11	STATE OF C	ALIFORMA
12	In the Matter of the Statement of Issues	Case No. 7231
13	Against:	STIPULATED SETTLEMENT AND
14	ROZA UNUSYAN	DISCIPLINARY ORDER FOR PUBLIC REPROVAL
15	Pharmacy Technician Registration Applicant	[Bus. & Prof. Code § 495]
16	Respondent.	
17	In the interact of a prompt and speedy settle	ment of this matter, consistent with the public
18		
19	interest and the responsibilities of the Board of Ph	
20	the parties hereby agree to the following Stipulated Settlement and Disciplinary Order for Public	
21	Reproval which will be submitted to the Board for approval and adoption as the final disposition of the Statement of Issues	
22		
23	PART	
24		he Executive Officer of the Board of Pharmacy
25	("Board"). She brought this action solely in her o	
26	by Rob Bonta, Attorney General of the State of Ca	alifornia, by Stephen D. Svetich, Deputy
27	Attorney General.	
28		1
		EMENT & DISC. ORDER FOR PUBLIC REPROVAL
	l	(7231)

1	2. Respondent Roza Unusyan ("Respondent") is represented in this proceeding by	
2	attorney Scott J. Harris, whose address is: S. J. Harris Law, 8383 Wilshire Boulevard, Suite 210,	
3	Beverly Hills, California 90211.	
4	JURISDICTION	
5	3. On or about July 13, 2020, the Board received an application for a Pharmacy	
6	Technician Registration from Respondent. The Board denied the application on November 2,	
7	2021. Respondent timely requested a hearing with respect to the denial.	
8	4. Statement of Issues No. 7231 was filed before the Board, Department of Consumer	
9	Affairs and is currently pending against Respondent. The Statement of Issues and all other	
10	statutorily required documents were properly served on Respondent on June 24, 2022. A copy of	
11	Statement of Issues No. 7231 is attached as <b>Exhibit A</b> and incorporated herein by reference.	
12	ADVISEMENT AND WAIVERS	
13	5. Respondent has carefully read, fully discussed with counsel, and understands the	
14	charges and allegations in Statement of Issues No. 7231. Respondent has also carefully read,	
15	fully discussed with counsel, and understands the effects of this Stipulated Settlement and	
16	Disciplinary Order for Public Reproval.	
17	6. Respondent is fully aware of her legal rights in this matter, including the right to a	
18	hearing on the charges and allegations in the Statement of Issues; the right to be represented by	
19	counsel at her own expense; the right to confront and cross-examine the witnesses against her; the	
20	right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas	
21	to compel the attendance of witnesses and the production of documents; the right to	
22	reconsideration and court review of an adverse decision; and all other rights accorded by the	
23	California Administrative Procedure Act and other applicable laws.	
24	7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and	
25	every right set forth above.	
26	<u>CULPABILITY</u>	
27	8. Respondent admits the truth of each and every charge and allegation in Statement of	
28	Issues No. 7231.	
	2 STIP. SETTLEMENT & DISC. ORDER FOR PUBLIC REPROVAL	
	(7231)	

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9. Respondent agrees that her application for a Pharmacy Technician Registration is subject to denial, and she agrees to be bound by the Disciplinary Order below.

#### **CONTINGENCY**

10. This stipulation shall be subject to approval by the Board of Pharmacy. Respondent 4 understands and agrees that counsel for Complainant and the staff of the Board of Pharmacy may 5 communicate directly with the Board regarding this stipulation and settlement, without notice to 6 or participation by Respondent or her counsel. By signing the stipulation, Respondent 7 8 understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation 9 prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order for Public Reproval 10 shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action 11 between the parties, and the Board shall not be disqualified from further action by having 12 considered this matter. 13

14 11. The parties understand and agree that Portable Document Format ("PDF") and
15 facsimile copies of this Stipulated Settlement and Disciplinary Order for Public Reproval,
16 including PDF and facsimile signatures thereto, shall have the same force and effect as the
17 originals.

18 12. This Stipulated Settlement and Disciplinary Order for Public Reproval is intended by
19 the parties to be an integrated writing representing the complete, final, and exclusive embodiment
20 of their agreement. It supersedes any and all prior or contemporaneous agreements,

understandings, discussions, negotiations, and commitments (written or oral). This Stipulated
Settlement and Disciplinary Order for Public Reproval may not be altered, amended, modified,
supplemented, or otherwise changed except by a writing executed by an authorized representative
of each of the parties.

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

28

1	DISCIPLINARY ORDER	
2	IT IS HEREBY ORDERED that the Application of Respondent Roza Unusyan for	
3	licensure as a Pharmacy Technician is hereby granted. Upon successful completion of the	
4	licensure examination and all other licensing requirements, a license shall be issued to	
5	Respondent. Said license shall be publicly reproved by the Board of Pharmacy under Business	
6	and Professions Code section 495 in resolution of Statement of Issues No. 7231, attached as	
7	Exhibit A.	
8	ACCEPTANCE	
9	I have carefully read the above Stipulated Settlement and Disciplinary Order for Public	
10	Reproval and have fully discussed it with my attorney, Scott J. Harris. I understand the	
11	stipulation and the effect it will have on my Pharmacy Technician Registration. I enter into this	
12	Stipulated Settlement and Disciplinary Order for Public Reproval voluntarily, knowingly, and	
13	intelligently, and agree to be bound by the Decision and Order of the Board of Pharmacy.	
14		
15	DATED:	
16	ROZA UNUSYAN Respondent	
17	I have read and fully discussed with Respondent Roza Unusyan the terms and conditions	
18	and other matters contained in the above Stipulated Settlement and Disciplinary Order for Public	
19	Reproval. I approve its form and content.	
20	DATED:	
21	SCOTT J. HARRIS, ESQ. Attorney for Respondent	
22	///	
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	4 STIP. SETTLEMENT & DISC. ORDER FOR PUBLIC REPROVAL	
	(7231)	

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14	08/172022	
15	DATED: ROZA UNUSYAN	
16	Respondent	
17	I have read and fully discussed with Respondent Roza Unusyan the terms and conditions	
18	and other matters contained in the above Stipulated Settlement and Disciplinary Order for Public	
19	Reproval. I approve its form and content.	
20	DATED:	
21	Attorney for Respondent	
22		
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	4 STIP. SETTLEMENT & DISC. ORDER FOR PUBLIC REPROVAL (7231)	

1	END	ORSEMENT_
2	The foregoing Stipulated Settlement ar	nd Disciplinary Order for Public Reproval is hereby
3	respectfully submitted for consideration by the	he Board of Pharmacy of the Department of
4	Consumer Affairs.	
5	DATED:	Despectfully submitted
6		Respectfully submitted, ROB BONTA
7		Attorney General of California NANCY A. KAISER
8		Supervising Deputy Attorney General
9		
10		STEPHEN D. SVETICH
11		Deputy Attorney General Attorneys for Complainant
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		(7231)

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<ul> <li>respectfully submitted for consideration by the Board of Pharmacy of the Department of Consumer Affairs.</li> <li>DATED: <u>August 17, 2022</u> Respectfully submitted, ROB BONTA Attorney General of California NANCY A. KAISER Supervising Deputy Attorney General Attorney S for Complainant</li> <li>LA2022600068</li> <li>65338311.docx</li> </ul>		DORSEMENT	I	1
4       Consumer Affairs.         5       DATED: <u>August 17, 2022</u> Respectfully submitted,         7       Attorney General of California NANCY A: KAISER Supervising Deputy Attorney General Attorney General Attorney S for Complainant         10       STEPHEN D. SVETICH Deputy Attorney General Attorneys for Complainant         12       LA2022600068         13       65338311.docx         14       Image: State 100 mit 10	is hereby	and Disciplinary Order for Public Reproval is	The foregoing Stipulated Settleme	2
5       DATED:August 17, 2022       Respectfully submitted,         6       RoB BONTA Attorney General of California NANCY A. KAISER Supervising Deputy Attorney General Attorneys for Complainant         10       STEPHEN D. SVETICH Deputy Attorney General Attorneys for Complainant         12       LA2022600068         65338311.docx       65338311.docx         14       15         15       16         16       17         17       18         18       19         20       21         21       22         23       24         24       25         25       26         26       27	of	the Board of Pharmacy of the Department of	respectfully submitted for consideration	3
DATED:       August 17, 2022       Respectfully submitted,         RoB BONTA       Attorney General of California         NANCY A. KAISER       Supervising Deputy Attorney General         STEPHEN D. SVETICH       Deputy Attorney General         Attorneys for Complainant       Attorneys for Complainant         LA2022600068       65338311.docx         6       65338311.docx         10       Image: Stepheneral Attorney General Attorneys for Complainant         12       Image: Stepheneral Attorneys for Complainant         13       65338311.docx         14       Image: Stepheneral Attorneys for Complainant         15       Image: Stepheneral Attorneys for Complainant         16       Image: Stepheneral Attorneys for Complainant         17       Image: Stepheneral Attorneys for Complainant         18       Image: Stepheneral Attorneys for Complainant         19       Image: Stepheneral Attorneys for Complainant         20       Image: Stepheneral Attorneys for Complainant         21       Image: Stepheneral Attorneys for Complainant         22       Image: Stepheneral Attorneys for Complainant         23       Image: Stepheneral Attorneys for Complainant         24       Image: Stepheneral Attorneys for Complainant         25       Image: Stephenera			Consumer Affairs.	4
6   RoB BONTA     7   Attorney General of California     8   Supervising Deputy Attorney Gener.     9   WWW     10   SYEPHEN D. SVETICH     11   Deputy Attorney General     12   LA2022600068     65338311.docx   65338311.docx     14   15     15   16     17   18     18   19     20   21     21   22     23   24     24   25     26   27		Descretfully submitted	Δugust 17 2022	5
7       Attorney General of California NANCY A. KAISER         9       Juntary A. KAISER         9       Juntary A. KAISER         9       Juntary A. KAISER         9       Juntary A. KAISER         10       Juntary A. KAISER         11       Juntary A. KAISER         12       Juntary A. KAISER         13       STEPHEN D. SVETICH         14       Deputy Attorney General         15       65338311.docx         16       Juntary A. Kaiser         17       Juntary A. Kaiser         18       Juntary A. Kaiser         19       Juntary A. Kaiser         20       Juntary A. Kaiser         21       Juntary A. Kaiser         22       Juntary A. Kaiser         23       Juntary A. Kaiser         24       Juntary A. Kaiser         25       Juntary A. Kaiser         26       Juntary A. Kaiser         27       Juntary A. Kaiser         28       Juntary A. Kaiser         29       Juntary A. Kaiser         21       Juntary A. Kaiser         22       Juntary A. Kaiser         23       Juntary A. Kaiser         24       Juntary A.			DATED:	6
8       Supervising Deputy Attorney Gener.         9       Junt         10       STEPHEN D. SVETICH         11       Deputy Attorney General         12       LA2022600068         65338311.docx       65338311.docx         14       15         15       16         16       17         18       19         20       21         21       22         23       24         24       25         26       27		Attorney General of California		7
10       STEPHEN D. SVETICH         11       Deputy Attorney General         12       LA2022600068         13       65338311.docx         14       15         15       16         17       18         19       20         21       22         23       24         24       25         26       27	neral			8
11       Deputy Attorney General Attorneys for Complainant         12       LA2022600068         13       65338311.docx         14       15         15       16         17       18         18       19         20       20         21       20         22       23         23       24         25       26         26       27		Aretur Jun		9
11       Attorneys for Complainant         12       LA2022600068         65338311.docx       6         14       15         16       17         18       19         20       21         21       22         23       24         25       26         27       1				10
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5 STIP. SETTLEMENT & DISC. ORDER FOR PUBLIC REPR	EPROVAL (7231)		ST	

#### Exhibit A

Statement of Issues No. 7231

1	Rob Bonta	
2	Attorney General of California SHAWN P. COOK	
3	Supervising Deputy Attorney General NANCY A. KAISER	
4	Supervising Deputy Attorney General State Bar No. 192083	
5	300 So. Spring Street, Suite 1702 Los Angeles, CA 90013	
6	Telephone: (213) 269-6320 Facsimile: (916) 731-2126	
7	Attorneys for Complainant	
8	BEFORE THE	
9	BOARD OF PHARMACY DEPARTMENT OF CONSUMER AFFAIRS	
10	STATE OF CALIFORNIA	
11		
12	In the Matter of the Statement of Issues Case No. 7231	
13	ROZA UNUSYAN	
14	Pharmacy Technician Registration STATEMENT OF ISSUES	
15	Applicant	
16	Respondent.	
17		
18		
19		
20		
21	PARTIES	
22	1. Anne Sodergren (Complainant) brings this Statement of Issues solely in her official	
23	capacity as the Executive Officer of the Board of Pharmacy, Department of Consumer Affairs	
24	(Board).	
25	2. On or about July 13, 2020, the Board received an application for a Pharmacy	
26	Technician Registration from Roza Unusyan (Respondent). On or about July 9, 2020, Roza	
27	Unusyan certified under penalty of perjury to the truthfulness of all statements, answers, and	
28	representations in the application. The Board denied the application on November 2, 2021.	
	STATEMENT OF ISSUES Case No. 7231	

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 unless otherwise		
4	indicated.		
5	STATUTORY PROVISIONS		
6	4. 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 a crime or has been subject to formal discipline only if either of the following conditions are met:		
9	(1) The applicant has been convicted of a crime within the preceding seven		
10 11	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		
12	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		
13	released from incarceration within the preceding seven years from the date of application		
14	5. Section 493 states, in pertinent part:		
15	(a) Notwithstanding any other law, in a proceeding conducted by a board within		
16	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		
17	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		
18	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.		
19 20	REGULATORY PROVISIONS		
20 21	6. California Code of Regulations, title 16, section 1770, states:		
21 22	For the purpose of denial, suspension, or revocation of a personal or facility		
22 23	license pursuant to Division 1.5 (commencing with Section 475) of the Business and Professions Code, a crime or act shall be considered substantially related to the qualifications, functions or duvies of a licensee or registrent if to a substantial degree		
23 24	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		
24 25	functions authorized by his license or registration in a manner consistent with the public health, safety, or welfare.		
26	///		
27	///		
28	///		
	2		
	STATEMENT OF ISSUES Case No. 7231		

1		CAUSE FOR DENIAL OF APPLICATION
2		(Conviction of a Substantially Related Crime)
3	7. Responder	nt's application is subject to denial under section 480, subdivision (a)(1), in
4	conjunction with Calif	fornia Code of Regulations, title 16, section 1770, in that Respondent was
5	convicted of a substan	tially related crime, as follows:
6	a. On or abo	ut January 14, 2015, Respondent was convicted of one misdemeanor count
7	of violating New York	State Penal Law Code section 110-470.05 [attempted money laundering]
8	in the criminal proceed	ding entitled The People of the State of New York v. Rosa Unusyan (N.Y.
9	Sup. Ct. N.Y. County,	2015, No. 00202-2014). The Court sentenced Respondent to one year of
10	conditional discharge	and 50 hours of community service.
11	b. The circur	nstances leading to the conviction are that during the period from on or
12	about April 3, 2012 to	on or about March 19, 2013, Respondent worked in concert with others
13	using stolen personal i	dentifying information collected from Bluetooth enabled skimming devices
14	planted inside gas stat	ion pumps used to encode stolen information onto forged cards to withdraw
15	cash at ATMs in Man	nattan, and then deposited that stolen money into bank accounts in New
16	York that were establi	shed, keeping the transactions under the \$10,000 reporting requirements.
17		<u>PRAYER</u>
18	WHEREFORE,	Complainant requests that a hearing be held on the matters herein alleged,
19	and that following the	hearing, the Board of Pharmacy issue a decision:
20	1. Denying t	he application of Roza Unusyan for a Pharmacy Technician Registration;
21	2. Taking su	ch other and further action as deemed necessary and proper.
22		
23	DATED:6/21/202	2 Signature on File
24		ANNE SODERGREN Executive Officer
25		Board of Pharmacy Department of Consumer Affairs
26		State of California Complainant
27		
28	LA2022600068 65145612.docx	
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		STATEMENT OF ISSUES Case No. 7231