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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
Against:

Case No. 7357

**FIRST AMENDED STATEMENT OF
ISSUES**

15 **FARIDA ONALI KAMRUDIN**

16 **Applicant for Pharmacist License,**

17 Respondent.

18
19 In the Matter of the Accusation Against:

Case No. 7356

FIRST AMENDED ACCUSATION

20 **FARIDA ONALI KAMRUDIN**

21 **1001 W. Stevens Ave., #207**
Santa Ana, CA 92707

22 **Intern Pharmacist License No. INT 36740**

23 Respondent.

24
25 **PARTIES**

26 1. Anne Sodergren (Complainant) brings the First Amended Statement of Issues and
27 First Amended Accusation solely in her official capacity as the Executive Officer of the Board of
28 Pharmacy, Department of Consumer Affairs (Board).

1 9. Code section 4301 states in pertinent part:

2 The board shall take action against any holder of a license who is guilty of
3 unprofessional conduct or whose license has been procured by fraud or
4 misrepresentation or issued by mistake. Unprofessional conduct shall include, but is
5 not limited to, any of the following...

6 **REGULATORY PROVISIONS**

7 10. California Code of Regulations, title 16, section 1769, subdivision (a) states:

8 (a) Examination of applicant by medical professionals to assess competency.

9 In addition to any other requirements for licensure, when considering the
10 approval of an application, the board or its designee may require an applicant to be
11 examined by one or more physicians and surgeons or psychologists designated by the
12 board if it appears that the applicant may be unable to safely practice due to mental
13 illness or physical illness affecting competency. An applicant's failure to comply
14 with the examination requirement shall render his or her application incomplete. The
15 board shall pay the full cost of such examination. The board shall seek that the
16 evaluation be conducted within 60 days of the date the applicant is advised that an
17 examination is required. The board shall receive the examiner's evaluation within 60
18 days of the date the examination is completed. The report of the examiner shall be
19 made available to the applicant.

20 If after receiving the report of the evaluation, the board determines that the
21 applicant is unable to safely practice, the board may deny the application.

22 **COST RECOVERY**

23 11. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
24 administrative law judge to direct a licentiate found to have committed a violation or violations of
25 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
26 enforcement of the case.

27 **FACTUAL ALLEGATIONS**

28 12. On or about March 22, 2020, Respondent who was then separated from her husband,
threw an object at the window of her husband's residence, broke the window, stuck her head
through the broken window, yelled at him and fled his residence.

13. On or about March 23, 2020, Respondent attempted to enter her husband's residence
through the broken window and threw objects at him, including a pot drainer. Police Officers
sought and obtained an emergency protective order prohibiting contact with her husband and
daughter.

1 14. On or about March 24, 2020, Respondent returned to her husband's residence in
2 violation of the Emergency Protective Order, argued with him and threw objects at him. He
3 reported her to the Santa Ana Police Department. Approximately an hour later, Respondent
4 yelled, cursed and insulted Santa Ana police officers at a fast food restaurant.

5 15. On or about March 27, 2020, Respondent climbed over the electronic gate of a
6 mosque and entered the mosque without permission. She refused to leave the mosque until
7 Ontario Police Officers were called to the scene.

8 16. On or about April 9, 2020, Respondent refused to vacate a hotel room despite being
9 asked to leave multiple times. Hotel employees called the Santa Ana Police Department who
10 knocked on the hotel room door and received no response from Respondent. Ultimately, Santa
11 Ana Police Officers were forced to cut a secondary lock and use a key card to enter the hotel
12 room where they found Respondent barricaded in the bathroom.

13 17. On February 16, 2022, the Board provided notice pursuant to title 16, California Code
14 of Regulations, section 1769, subdivision (a) that Respondent must undergo a mental and/or
15 physical examination conducted by a Board appointed practitioner. On or about March 22, 2022,
16 Respondent underwent that examination.

17 18. The Board appointed evaluator's diagnostic impression was that Respondent suffered
18 from a mental health disorder. The evaluator concluded that Respondent's ability to practice
19 safely as a pharmacist was impaired and that she was unable to safely practice pharmacy, unless
20 she was taking medications prescribed to treat her mental health disorder. The evaluator also
21 determined that Respondent was a danger to herself and others if she was not taking medications
22 prescribed to treat her mental health disorder. He also opined that Respondent required continued
23 mental health treatment on a regular basis or at least monthly.

24 **FIRST AMENDED STATEMENT OF ISSUES**

25 **FIRST CAUSE FOR DENIAL OF APPLICATION**

26 **(Unsafe to Practice)**

27 19. Respondent's application for a Pharmacist License is subject to denial under Business
28 and Professions Code section 4300, subdivision (c) and California Code of Regulations, title 16,

1 section 1769, subdivision (a) because the Board determined that Respondent is unsafe to practice,
2 as set forth in paragraphs 12 through 18 which are incorporated herein by reference.

3 **SECOND CAUSE FOR DENIAL OF APPLICATION**

4 **(Unprofessional Conduct)**

5 20. Respondent's application for a Pharmacist License is subject to denial under Code
6 sections 4300, subdivision (c) and 4301 for unprofessional conduct because Respondent engaged
7 in the activities described above, in paragraphs 12 through 16 which are incorporated herein by
8 reference.

9 **FIRST AMENDED ACCUSATION**

10 **CAUSE FOR DISCIPLINE**

11 **(Unprofessional Conduct)**

12 21. Respondent's Intern Pharmacist License is subject to disciplinary action under Code
13 section 4301 for unprofessional conduct because she engaged in the activities described above, in
14 paragraphs 12 through 16, which are incorporated herein by reference.

15 **PRAYER**

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

- 18 1. Denying the application of Farida Onali Kamrudin for a Pharmacist License;
19 2. Revoking or suspending Intern Pharmacist License No. INT 36740 issued to Farida
20 Onali Kamrudin;
21 3. Ordering Farida Onali Kamrudin to pay the Board of Pharmacy the reasonable costs
22 of the investigation and enforcement of this case, pursuant to Business and Professions Code
23 section 125.3; and

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

DATED: 10/17/2023

Sodergren,
Anne@DCA

Digitally signed by Sodergren,
Anne@DCA
Date: 2023.10.17 15:00:03
-07'00'

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

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