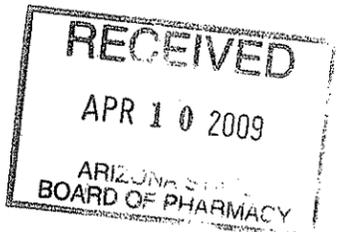


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2 (Firm State Bar No. 14000)

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Attorneys for the State  
7



8 **BEFORE THE ARIZONA STATE BOARD OF PHARMACY**

9 In the Matter of

10 **JEFFREY GOLDEN**  
11 Holder of License No. T010493  
12 As a Pharmacy Technician Trainee  
13 In the State of Arizona

Case No. 09-0025-PHR  
**MOTION TO VACATE HEARING  
AND MOTION TO DEEM  
ALLEGATIONS IN COMPLAINT  
ADMITTED**

14  
15 The State of Arizona hereby requests that the Arizona Board of Pharmacy (the  
16 "Board") vacate the hearing set for May 7, 2009, at 9:00 a.m. and deem the allegations  
17 contained in the Board's Complaint and Notice of Hearing admitted pursuant to A.R.S. §  
18 32-1927.01(O).

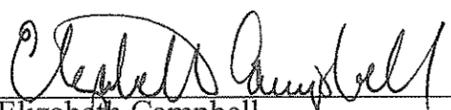
19 The Complaint and Notice of Hearing notified Respondent that, pursuant to A.R.S.  
20 § 32-1927.01(O), he was required to prepare and file with the Board an Answer to the  
21 allegations in the Complaint within 30 days after service. It further notified Respondent  
22 that his failure to respond within 30 days would be deemed an admission by default of the  
23 acts charged in the Complaint.  
24  
25  
26

1 Pursuant to Arizona Administrative Code R4-23-115(F), service is considered to  
2 be made (1) five days after mailing by first-class mail; or (2) on the date of the return  
3 receipt if it is mailed by certified mail. The Complaint and Notice of Hearing was mailed  
4 by first-class and certified mail on February 26, 2009.

5 Respondent's Answer was due on or before April 2, 2009. Respondent has failed  
6 to file an Answer. As such, the state requests that the hearing scheduled for May 7, 2009,  
7 at 9:00 a.m. be vacated and that the allegations contained in the Complaint and Notice of  
8 Hearing be deemed admitted pursuant to A.R.S. § 32-1927.01(O).

9  
10 RESPECTFULLY SUBMITTED this <sup>sm</sup>10 day of April, 2009.

11 TERRY GODDARD  
12 Attorney General

13   
14 Elizabeth Campbell  
15 Assistant Attorney General

16  
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1 ORIGINAL filed this 10<sup>th</sup> day of  
2 April, 2009, with:

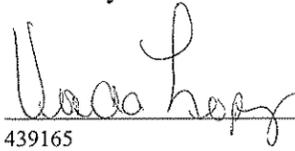
3 Arizona Board of Pharmacy  
4 1700 W. Washington Street, Suite 250  
5 Phoenix, Arizona 85007

6 COPY of the foregoing mailed first class mail  
7 this 10<sup>th</sup> day of April, 2009, to:

8 Jeffrey Golden  
9 3600 N. 6<sup>th</sup> Ave. #10  
10 Phoenix, AZ 85013  
11 Respondent

12 COPY of the foregoing hand-delivered  
13 this 10<sup>th</sup> day of April, 2009, to:

14 Christopher Munns  
15 Assistant Attorney General  
16 1275 W. Washington Street, CIV/SGO  
17 Phoenix, Arizona 85007  
18 Attorney for the Board

19   
20 \_\_\_\_\_  
21 439165

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