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ARIZONA STATE
BOARD OF PHARMACY

**BEFORE THE ARIZONA STATE BOARD OF PHARMACY**

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|---|---|
| In the Matter of<br><br>**JEFFREY GOLDEN**<br><br>Holder of License No. T010493<br>As a Pharmacy Technician Trainee<br>In the State of Arizona | Case No. 09-0025-PHR<br><br>**MOTION TO VACATE HEARING AND MOTION TO DEEM ALLEGATIONS IN COMPLAINT ADMITTED** |

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

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

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

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

RESPECTFULLY SUBMITTED this 10th day of April, 2009.

TERRY GODDARD
Attorney General

Elizabeth Campbell
Assistant Attorney General

**ORIGINAL** filed this 10th day of April, 2009, with:

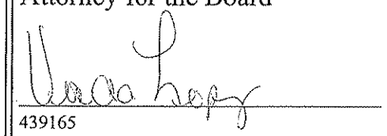
Arizona Board of Pharmacy
1700 W. Washington Street, Suite 250
Phoenix, Arizona 85007

**COPY** of the foregoing mailed first class mail this 10th day of April, 2009, to:

Jeffrey Golden
3600 N. 6th Ave. #10
Phoenix, AZ 85013
Respondent

**COPY** of the foregoing hand-delivered this 10th day of April, 2009, to:

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



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