

IN THE MATTER OF * BEFORE THE
ERIN ANTHONY, PHARM. TECH. * STATE BOARD PHARMACY
Registration No.: T03128 * OF
Respondent * CASE NO. PT-10-005

* * * * *
ORDER FOR SUMMARY SUSPENSION

Pursuant to Md. State Govt. Code Ann. §10-226 (c) (2)(2009 Repl. Vol.), the State Board of Pharmacy (the "Board") hereby suspends the license to practice as a Pharmacy Technician in Maryland issued to Erin Anthony, Pharmacy Technician (Pharm Tech), (the "Respondent"), under the Maryland Pharmacy Act (the "Act"), Md. Health Occ. Code Ann. § 12-101, et seq., (2009 Repl. Vol.). This Order is based on the following investigative findings, which the Board has reason to believe are true:

BACKGROUND

1. At all times relevant hereto, the Respondent was registered to practice as a Pharm Tech in Maryland. The Respondent was first registered on February 13 2009. The Respondent's registration expires on July 31, 2010.
2. At all times relevant hereto, the Respondent was employed as a Pharm Tech at the Whitesell Pharmacy in Lusby, Maryland.
3. On August 28, 2009, the pharmacy was inspected by Inspector Peter Smith of the Division of Drug Control (DDC) who found discrepancies in the inventory of Oxycodone.
4. The Respondent was terminated from the pharmacy on September 7, 2009.

5. The Respondent wrote the pharmacy-owner that day apologizing “profusely”, claiming that she just took a few pills and didn’t know what happened to the other missing drugs.

6. The Calvert County Police subsequently recovered 100 tablets of Oxycodone, 30 mg from the Respondent who was criminally charged in the Circuit Court of Calvert County, as follows:

Count 1: Theft: less than \$500 value, to which she pled guilty and was found guilty on May 14, 2010, to an agreed statement of facts;

Count 2: CDS, with intent to distribute: Narcotics: She pled guilty, on May 14, 2010, and was found guilty, to an agreed statement of facts;

Count 3: CDS possession, not marijuana: the Respondent pled and was found guilty on May 14, 2010.

FINDINGS OF FACT

1. As set forth above, by stealing narcotics from her employer, the Respondent is a threat to the public health, welfare or safety.

CONCLUSIONS OF LAW

Based on the foregoing, the Board finds that the public health, safety or welfare imperatively requires emergency action, pursuant to Md. St. Gov’t. Code Ann. §10-226(c) (2) (2009 Repl. Vol.).

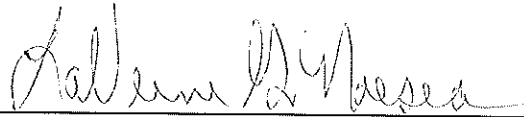
ORDER

Based on the foregoing, it is therefore this 21st day of June, 2010, by a majority vote of a quorum of the State Board of Pharmacy, by authority granted by the Board by Md. St. Govt. Code Ann. § 10-226(c)(2) (2010 Repl. Vol.), the license held by the Respondent to practice as a Pharm Tech in Maryland, Registration No. T03950, is hereby **SUMMARILY SUSPENDED**; and be it further

ORDERED, that upon the Board's receipt of a written request from the Respondent, a Show Cause Hearing shall be scheduled within a reasonable time of said request, at which the Respondent will be given an opportunity to be heard as to whether the Summary Suspension should be continued, regarding the Respondent's fitness to practice as a Pharm Tech and the danger to the public; and be it further

ORDERED, that the Respondent shall immediately turn over to the Board her wall certificate and wallet-sized registration to practice as a Pharm Tech issued by the Board; and be it further

ORDERED, that this document constitutes a final Order of the Board and is therefore a public document for purposes of public disclosure, as required by Md. State Gov't Code Ann. §10-617(h) (2009 Repl. Vol.).



LaVerne G. Naesea, Executive Director
Board of Pharmacy

NOTICE OF HEARING

A Show Cause hearing to determine whether the Summary Suspension shall be continued will be held before the Board at 4201 Patterson Avenue, Baltimore, 21215 following a written request by the Respondent for same.