

**IN THE MATTER OF** \* **BEFORE THE MARYLAND**  
**THERESA BROWN,** \* **STATE BOARD OF**  
**APPLICANT FOR PHARMACY** \* **PHARMACY**  
**TECHNICIAN REGISTRATION** \*

T 00061

\* \* \* \* \*

**CONSENT ORDER FOR INITIAL REGISTRATION**

**BACKGROUND**

On January 27, 2009, Theresa Brown applied to the Maryland State Board of Pharmacy (the "Board") for registration as a pharmacy technician. On her application, Ms. Brown answered "yes" to the question "Have you pled guilty, nolo contendere, or been convicted of a felony or a crime involving moral turpitude, or received probation before judgment or any criminal act?" The State criminal background check confirmed that Ms. Brown does in fact have a criminal history.

In lieu of instituting formal proceedings against Ms. Brown's application, in accordance with the Maryland Pharmacy Act, Md. Code Ann., Health Occ. § 12-6B-01 *et seq.*, members of the Board held a Pre-Charge Case Resolution Conference ("CRC") with Ms. Brown on April 29, 2009. As a result, the Board and Ms. Brown have agreed to resolve this matter as set forth in this Consent Order.

### **FINDINGS OF FACT**

1. On January 27, 2009, Ms. Brown applied to the Board for registration as a pharmacy technician.
2. On her application, Ms. Brown answered "yes" to the question "Have you pled guilty, nolo contendere, or been convicted of a felony or a crime involving moral turpitude, or received probation before judgment or any criminal act?"
3. The Maryland Criminal Justice Information System revealed Ms. Brown had been previously convicted of charges related to the possession and distribution of a controlled dangerous substance (not marihuana), the most recent of which was in 1999. Ms. Brown has completed the sentences for her convictions.
4. Ms. Brown has been with her current pharmacy employer for two (2) years and has presented the Board with favorable references regarding her work.

### **CONCLUSIONS OF LAW**

Based on the foregoing Findings of Fact, the Board concludes that Ms. Brown is subject to discipline pursuant to Md. Code Ann., Health Occ. §§ 12-6B-09(22).

**ORDER**

Based on an affirmative vote of the Board, it is this 20<sup>th</sup> day of May, 2009,

hereby:

**ORDERED** that Ms. Brown be GRANTED a pharmacy technician registration; and be it further,

**ORDERED** that upon the first renewal of her pharmacy technician registration Ms. Brown shall submit to a State criminal history records check; and be it further,

**ORDERED** that in the event Ms. Brown's criminal history records check indicates further criminal activity, the Board may impose further disciplinary action against Ms. Brown's registration after notice and an opportunity for a hearing; and be it further,

**ORDERED** that Ms. Brown shall be responsible for all costs associated with this Consent Order; and be it further,

**ORDERED** that this is a formal order of the Maryland Board of Pharmacy and as such is a public document pursuant to the Maryland Annotated Code, State Government Article, § 10-617(h).

May 20, 2009  
Date

Donald W. Taylor  
Donald Taylor, P.D., President of the Board of  
Pharmacy

**CONSENT**

1. By signing this Consent, I hereby affirm the findings of fact contained herein and agree to be bound by the foregoing Consent Order and its conditions.
2. By this Consent, I submit to the foregoing Consent Order as a resolution of this matter. By signing this Consent, I waive any rights I may have had to contest the findings and determinations contained in this Consent Order.
3. I acknowledge the legal authority and the jurisdiction of the Board to enter and enforce this Consent Order.
4. I sign this Consent Order freely and voluntarily, aware of my right to consult with counsel. I fully understand the language, meaning, and effect of this Consent Order.

6/12/09  
Date

Theresa Brown  
Theresa Brown

STATE OF MARYLAND  
COUNTY/CITY OF Anne Arundel:

I hereby certify that on this 16 day of June, 2009, before me, a Notary Public of the State of Maryland and County/City aforesaid, personally appeared THERESA BROWN, and made an oath in due form that the foregoing Consent was her voluntary act and deed.

Kevin J. Johnson  
Notary Public  
My commission expires: 9.15.12