

IN THE MATTER OF WAQAS ABAID * BEFORE THE
PHARMACY TECHNICIAN * STATE BOARD
Respondent * OF PHARMACY
Registration Number: T04325 * Case Number: 20-344

* * * * *

**FINAL ORDER OF REVOCATION
OF PHARMACY TECHNICIAN'S REGISTRATION**

On November 17, 2021, the State Board of Pharmacy (the "Board"), notified **WAQAS ABAID, PHARMACY TECHNICIAN**, the Respondent, **Registration No. T04325**, of its Intent to Revoke his Pharmacy Technician registration.

The Notice also informed the Respondent that, unless he requested a hearing in writing within 30 days of receipt of said Notice, the Board would sign the Final Order, which was enclosed. More than 30 days have elapsed, and the Respondent failed to timely request a hearing. Therefore, this revocation is final.

The Board bases its action on the Respondent's violation of the following provisions of its Act, Md. Code Ann., Health Occupations ("Health Occ."), §§ 12-101 *et seq.* (2021 Repl. Vol.):

Health Occ. § 12-6B-09. Grounds for reprimand or denial, probation, suspension, or revocation of registration.

Subject to the hearing provision of § 12-315 of this title, the Board may deny a pharmacy technician's registration to any applicant, reprimand a registered pharmacy technician, place any pharmacy technician's registration on probation, or suspend or revoke a pharmacy technician's registration if the applicant or pharmacy technician registrant:

- (3) Fraudulently uses a pharmacy technician's registration;
- (27) Participates in any activity that is grounds for Board action under § 12-313 or § 12-409 of this title [;].

With respect to Health Occ. § 12-6B-09 (27), the underlying grounds for Board action under § 12-313 include:

- (25) Violates any rule or regulation adopted by the Board [;].

The pertinent provision of the Board's regulations under Code Md. Regs. ("COMAR") § 10.34.10 Pharmacist, Pharmacy Intern, and Pharmacy Technician Code of Conduct, provides:

.01 Patient Safety and Welfare.

B. A pharmacist may not:

- (3) Engage in unprofessional conduct.

**FACTS THAT WARRANT
THE REVOCATION OF THE RESPONDENT'S REGISTRATION**

1. At all times relevant hereto, the Respondent was registered to practice as a Pharmacy Technician in the State of Maryland. The Respondent was first registered on March 5, 2009. The Respondent's registration expired on January 31, 2021.

2. At all times relevant hereto, the Respondent was employed as a Pharmacy Technician at a pharmacy (the "Pharmacy") within a National store chain (the "Company") in Catonsville, Baltimore County, Maryland.¹

¹The names of facilities and/or individuals are confidential.

3. By letter dated February 19, 2020, Compliance at the Company notified the Board that it had terminated the Respondent because he had stolen his brother's identity to gain employment within the Company.

4. Specifically, the Respondent's brother, also a registered Pharmacy Technician, had been employed with the Company at another location and he informed the Company that he had to leave the country unexpectedly.² The Respondent, using his brother's identity, gained employment at the Company's Catonsville location. The Respondent had been previously banned from the Company due to theft (creating and diverting gift cards with money intended to be returned to Company customers), while employed as a Pharmacy Technician—which theft had not been reported to the Board, as required.³

5. The Respondent was employed at the Company from August 5, 2008, to November 14, 2016, until terminated for "Gross Misconduct—Integrity" as set forth above.

6. The Respondent's deception was discovered when a manager from another store within the Company visited the Pharmacy and noticed that the Respondent was not the individual who worked at another store. The Respondent had his brother's Company username and password.

7. As a result of this disclosure, the Respondent was terminated from employment.

² The brother was employed by the Company from May 2009 until February 21, 2020, when his employment was terminated, having "left the country" and not returned. The Company has no documentation that he left the country and the Board's wage statement shows that he worked at another pharmacy during this time period.

³ The Respondent failed to answer truthfully on his 2017 renewal the question "Has your employment by any pharmacy, clinic, healthcare practice or wholesale drug distributor been terminated for disciplinary reasons?"

8. Based upon the above, on November 6, 2020, the Board issued an Order for Summary Suspension in which it summarily suspended the Respondent's registration. The Respondent failed to request a hearing and/or to contest the Board's findings.

9. The Respondent's conduct, as set forth above, constitutes a violation of Health Occ. § 12-6B-09 (3) and (27), and Health Occ. § 12-313(25), and COMAR 10.34.10.01 B (3).

CONCLUSIONS OF LAW

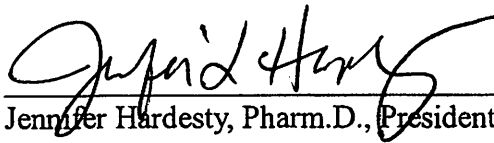
Based upon the foregoing Findings of Fact, the Board concludes that the Respondent violated Health Occ. §§12-6B-09 (3) and (27), Health Occ. § 12-313 (25), and COMAR § 10.34.10.01 B (3).

ORDER

As set forth above, the Board hereby Orders, that the registration to practice as a Pharmacy Technician in Maryland held by **WAQAS ABAID**, the Respondent, Registration Number **T04325**, be and is **REVOKED**, and that this Order is public, pursuant to Md. Code Ann., General Provisions §§ 4-101 *et seq.* (2019 Repl. Vol. and 2021 Supp.).

11/20/22

Date



Jennifer Hardesty, Pharm.D., President
State Board of Pharmacy

NOTICE OF RIGHT TO APPEAL

In accordance with §12-316 of the Act and Md. Code Ann., State Government §§10-201, *et seq.* (2021 Repl. Vol.), you have a right to a direct judicial appeal of this decision. A

petition for appeal of the Final Board Order shall be filed within thirty days from your receipt of this Final Order and shall be made in accordance with the aforesaid authority.