

IN THE MATTER OF	*	BEFORE THE STATE
DAWN R. ADKINS	*	BOARD OF
RESPONDENT	*	PHARMACY
REGISTRATION NO.: T08061	*	CASE NUMBER: PT-11-016/11-311
* * * * *	*	* * * * *

FINAL ORDER OF REVOCATION

The State Board of Pharmacy (“the Board”) hereby notified Dawn R. Adkins, (“the Respondent”), d.o.b. 11/13/1975 registration number: T07263, of the Board’s intent to revoke her registration to practice as pharmacy technician under the Maryland Pharmacy Act (the “Act”), Md. Health Occ. Code Ann. (“H.O.”) §§ 12-101*et seq.* (2009 Repl. Vol.). Specifically, the Board charged the Respondent with violating the following:

H. O. § 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:

- (22) Pleaded guilty or nolo contendere to, or has been found guilty of, a felony or a crime involving moral turpitude, regardless of whether:
 - (i) An adjudication of guilt or sentencing or imposition of sentence is withheld; or
 - (ii) Any appeal or other proceeding is pending regarding the matter.

FINDINGS OF FACTS

The Board finds that:

1. At all times relevant hereto, the Respondent was and is licensed to practice as a registered pharmacy technician in the State of Maryland. The Respondent was originally registered to practice as a pharmacy technician in Maryland on or about September 20, 2010.

2. The Respondent's registration expires on November 30, 2011.

3. On or about December 15, 2010, the Board received a Report of Theft or Loss of Controlled Substances ("Form DEA") from the Pharmacy Supervisor at CVS/Caremark Pharmacy Store 1497 located at 21676 Great Mill Roads, Lexington Park, Maryland.

4. The Pharmacy Supervisor reported that on December 14, 2010, an investigation was conducted after it was discovered that approximately 3,033 tablets of Hydrocodone Bitartrate/Ibuprofen were missing from the pharmacy CVS/Caremark Store 1497.

5. The Pharmacy Supervisor indicated in his report to the Board that the Respondent was seen on a video tape placing Hydrocodone Bitartrate/Ibuprofen in her jacket.

6. When the Pharmacy Supervisor confronted the Respondent about the contents of the video tape, the Respondent admitted that she had stolen Hydrocodone Bitartrate/Ibuprofen from the pharmacy.

7. The Respondent further admitted that she had stolen approximately 10 bottles of Hydrocodone Bitartrate/Ibuprofen, each bottle containing 100 tablets, over a seven month period.

8. After speaking with the Respondent, the Pharmacy Supervisor contacted the police. When the police arrived at the pharmacy, the Respondent was placed under arrest by the Maryland State Police on December 14, 2010.

9. On or about December 14, 2010, the Respondent was charged in the District Court for St. Mary's County Maryland with one (1) count of theft less than \$100 dollars in violation of Md. Crim. Law art. § 7-104 and one (1) count of possession of a schedule III controlled substance, to wit: Hydrocodone Bitartrate/Ibuprofen, in violation of Md. Crim. Law art. § 5-601 (a copy of the Charge Summary, Statement of Charges, and the Statement of Probable Cause in *State of Maryland v. Dawn Renee Adkins*, case number 4Q00048598 are attached hereto and incorporated herein as **Exhibit A**).

10. On or about March 10, 2011, the Respondent pled guilty in the District Court for Saint Mary's County to one (1) count of theft less than \$100 in violation of Md. Crim. Law art. § 7-104.

11. On or about March 19, 2011, Judge Karen Christy Holt Chesser found the Respondent guilty of one (1) count of theft less than \$100 in violation of Md. Crim. Law art. § 7-104.

12. The Respondent was sentenced to ninety (90) days of incarceration with all but ten (10) days suspended (a copy of the Commitment Record in *State of Maryland v. Dawn Renee Adkins*, case number 4Q00048598 is attached hereto and incorporated herein as **Exhibit B**).

13. The Respondent was placed on unsupervised probation and ordered to pay restitution (a copy of the Trial Docket, the Defendant Trial Summary, Defendant Probation/Supervision Summary, and Notice of Judgment of Restitution in *State of Maryland v. Dawn Renee Adkins*, case number 4Q00048598 are attached hereto and incorporated herein as **Exhibit C**).

14. The Respondent pled guilty to and was convicted of a crime involving moral turpitude.

15. On or about May 16, 2011, the Board summarily suspended the Respondent's registration. The summary suspension of the Respondent's registration was based on the facts as set forth above.

16. The facts, as set forth above, are grounds for the revocation of the Respondent's registration.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that the Respondent violated H.O. § 12-6B-09 (22).

ORDER

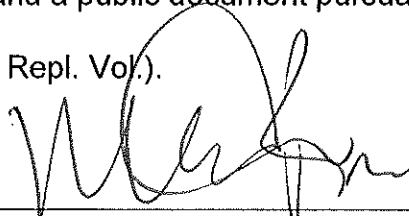
Based on the foregoing Findings of Fact and Conclusions of Law, it is this 21st day of December 2011, by a majority of the quorum of the Board, hereby

ORDERED that the license of the Respondent to practice as a pharmacy technician, is hereby **REVOKED** and the Board will not accept, from the Respondent, any future application for licensure, certification, and/or registration; and it is further

ORDERED that for purposes of public disclosure and as permitted by Md. State Govt. Code Ann. §§ 10-601 *et seq.* (2009 Repl. Vol.), this document consists of the contents of the foregoing Findings of Fact, Conclusions of Law, and Order, and is reportable to any entity to whom the Board is obligated to report; and it is further

ORDERED that this Order is final and a public document pursuant to Md. State Govt. Code Ann. §§ 10-601 *et seq.* (2009 Repl. Vol.).

12-21-2011
Date



Michael N. Souranis, P.D.
President
State Board of Pharmacy

NOTICE OF RIGHT TO APPEAL

Pursuant to Md. Health Occ. Code Ann. § 12-316 (2009 Repl. Vol.), you have a right to take a direct judicial appeal. A Petition for Judicial Review must be filed within thirty (30) days of your receipt of the Final Order and shall be made as provided for judicial review of a final decision, in the Md. State Govt. Code Ann. §§ 10-201 *et seq.* (2009 Repl. Vol.), and Title 7, Chapter 200 of the Maryland Rules.