

IN THE MATTER OF	*	BEFORE THE
EDWIN D. ALLEN, JR., R.Ph.	*	MARYLAND STATE
LICENSE NO. 25395	*	BOARD OF PHARMACY
	*	Case No. 23-298

* * * * *

PRE-CHARGE CONSENT ORDER

Background

The Maryland Board of Pharmacy (the “Board”) received a licensure renewal application from Edwin D. Allen, Jr. (the “Respondent”) disclosing that he had been criminally charged in Wyoming for possession of controlled substances and, on December 5, 2022, entered into a plea agreement which would place him on supervised probation for three (3) years. The Board’s subsequent investigation determined that the Respondent’s pharmacist license was placed on probation for three (3) years by the Wyoming Board of Pharmacy pursuant to an order dated March 16, 2023.

In lieu of instituting formal proceedings against the Respondent, in accordance with the Maryland Pharmacy Act, Md. Code Ann., Health Occ. § 12-101 *et seq.*, the Board and Respondent, have agreed to resolve this matter as set forth in this Pre-Charge Consent Order.

FINDINGS OF FACT

1. On or about October 27, 2017, the Respondent was issued a license to practice pharmacy in Maryland. The Respondent’s license is active and will expire on December 31, 2024.
2. The Respondent currently lives in Idaho and holds a license to practice pharmacy in Wyoming under License No. 4368.

3. On or about April 23, 2022, the Respondent was charged in the District Court of Teton County, Wyoming, with three (3) counts of possession of controlled substances.
4. On January 9, 2023, the Respondent entered into a rehabilitation agreement with the Wyoming Professional Assistance Program (“WPAP”).
5. On January 21, 2023, the Respondent completed an in-patient treatment program at Adjustments Family Services in Simi Valley, California.
6. On March 14, 2023, the District Court of Teton County, Wyoming, accepted a Plea Agreement with the Respondent in which the Respondent would be placed on supervised probation for three (3) years with certain conditions.
7. On March 16, 2023, the Wyoming Board of Pharmacy placed the Respondent’s pharmacist license on probation requiring that the Respondent comply with the terms and conditions of his criminal probation and successfully complete his rehabilitation agreement with WPAP.
8. On the Respondent’s December 2022 renewal application to the Board, he appropriately disclosed the Wyoming criminal action.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that Edwin D. Allen, Jr., R.Ph., License Number 25395, is subject to discipline in accordance with Md. Code Ann., Health Occ. § 12-313(b)(24).

ORDER

Based upon an affirmative vote of the Board under the authority of Md. Code Ann., Health Occ. Art. § 12-313, it is this 7th day of August, 2023, hereby,

ORDERED that the license held by Respondent, License No. 25395, shall be placed on PROBATION, until such time that the Respondent fully complies with the terms and conditions of the Wyoming Board of Pharmacy Settlement Agreement, Stipulation and Order, dated March 16, 2023, and such probation is terminated; and be it further,

ORDERED that the Respondent shall immediately provide written notice to the Board of any complaint to or investigation by Wyoming Board of Pharmacy regarding the Respondent; and be it further,

ORDERED that the Respondent shall provide immediate written notice to the Board in the event that the Respondent commences practicing pharmacy in Maryland; and be it further,

ORDERED that in the event that Respondent violates any of the terms above, the Board, after notice and an opportunity for a hearing, and a determination of a violation, may impose any further disciplinary sanction it deems appropriate, including probation, suspension and revocation, said violation being proven by a preponderance of the evidence; and be it further,

ORDERED that the Respondent may petition the Board for termination of probation provided that he has fully complied with all probationary terms contained herein; and be it further,

ORDERED that this is a formal order and as such is a public document pursuant to Md. Code Ann., General Provisions Article § 4-333.

8-7-23

Date



Deena Speights-Napata, M.A.
Executive Director for:

Neil Leikach, R.Ph., MSc
Board President

CONSENT

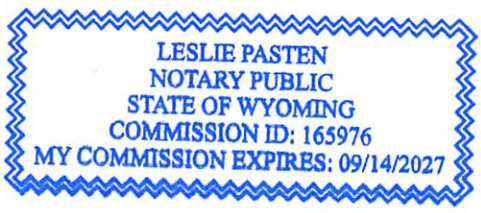
1. By signing this Consent, Respondent submits to the foregoing Consent Order as a resolution of this matter and agrees to be bound by its terms and conditions.
2. Respondent acknowledges the validity of this Consent Order as if it were made after a hearing in which Respondent would have had the right to counsel, to confront witnesses, and to all other substantial procedural protections provided by law.
3. Respondent acknowledges that, by entering into this Consent Order, Respondent is waiving his right to appeal any adverse ruling of the Board that might have followed such an evidentiary hearing.
4. Respondent acknowledges the legal authority and the jurisdiction of the Board to enter and enforce this Consent Order.
5. Respondent acknowledges and understands that this Order is a public document under the Maryland Public Information Act, and shall be reportable in accordance with State and federal law;
6. Respondent signs this Consent Order freely and voluntarily, after having had the opportunity to consult with counsel. Respondent fully understands the language, meaning, and effect of this Consent Order.

7/28/23
Date

Edwin D. Allen, Jr.
Edwin D. Allen, Jr.

STATE OF Wyoming
COUNTY/CITY OF Teton:

I hereby certify that on this 28 day of July, 2023, before me, a Notary Public of the State of Wyoming and County/City aforesaid, personally appeared EDWIN D. ALLEN, JR., and made an oath in due form that the foregoing Consent was his voluntary act and deed.



Leslie Pasten
Notary Public
My commission expires: 09/14/27