

IN THE MATTER OF * **BEFORE THE MARYLAND**
KETANKUMAR PATEL, R.PH. * **STATE BOARD OF**
LICENSE NO. 10301 * **PHARMACY**

* * * * *

CONSENT ORDER OF REINSTATEMENT

Background Findings

On April 4, 2016, the Board received a Petition for Reinstatement of Pharmacist License from Ketankumar Patel. The Board had previously revoked Mr. Patel’s pharmacist’s license on March 16, 2011, based on his felony conviction for unlawful distribution of controlled dangerous substances. As a result of the conviction, Mr. Patel was sentenced to 72 months imprisonment, followed by supervised release for three (3) years.

On December 20, 2017, Ketankumar Patel, appeared before a quorum of the Maryland Board of Pharmacy (the “Board”) in support of his Petition for Reinstatement and to answer questions posed by the Board regarding his ability to practice pharmacy in a safe and ethical manner. The Board subsequently ordered Mr. Patel to submit to a substance abuse evaluation by a Board evaluator. Based on the results of the evaluation and presentations at the hearing, the Board has voted to reinstate Mr. Patel’s pharmacist license in accordance with the terms and conditions set forth herein.

FINDINGS OF FACT

1. On April 12, 2010, Mr. Patel pled guilty in the Circuit Court for Baltimore County to unlawful distribution of controlled dangerous substances, Oxycodone, a Schedule II drug. Mr. Patel was sentenced to 72 months in prison, followed by three (3) years of supervised probation.
2. On March 16, 2011, the Board revoked Mr. Patel’s pharmacist’s license for a minimum

of five (5) years based on the above felony conviction.

3. Mr. Patel completed a Residential Drug Abuse program while imprisoned, which was 9 months/500 hours. He also served as a GED tutor for other inmates.
4. Mr. Patel was released from prison on March 4, 2014, to a halfway house for six months. Mr. Patel continued his substance abuse treatment while at the halfway house with Glass Mental Health and also participated in AA sessions.
5. Mr. Patel explained that his addiction to Fioricet impeded his judgment, as well as the financial pressure and motivation of owning and operating an independent pharmacy.
6. Mr. Patel has completed 1,000 hours of pharmacy experience as an unpaid pharmacist intern and has successfully passed the Multi-State Pharmacy Jurisprudence Examination (“MPJE”).
7. Mr. Patel was released from supervised probation in April 2017.
8. Mr. Patel’s evaluation indicated that he may safely practice pharmacy under certain conditions, which have been substantively incorporated herein.

CONCLUSIONS OF LAW

Mr. Patel has successfully complied with the terms of reinstatement under the Board’s Order, dated March 16, 2011, and has otherwise demonstrated that he is capable of practicing pharmacy, in a safe and ethical manner under the terms and conditions set forth below.

ORDER

Based on an affirmative vote of the Board, it is this 16th day of July, 2019, hereby:

ORDERED that Mr. Patel’s license to practice pharmacy be REINSTATED *provided he first* comply with all requirements of licensure reinstatement under COMAR 10.34.13; and be it further,

ORDERED that as a permanent condition of reinstatement, Mr. Patel may not: (1) own, directly or indirectly, a pharmacy; or (2) be employed by or work for a pharmacy, in any capacity, that is owned, directly or indirectly, by a family member; and be it further,

ORDERED that upon reinstatement, Mr. Patel's license shall be immediately placed on PROBATION for at least five (5) years, subject to the following conditions:

1. Mr. Patel may only practice in a NON-DISPENSING role for at least the first year of re-entry into pharmacy practice;
2. Mr. Patel shall enter into a rehabilitation contract with the Board's rehabilitation committee and abide by all conditions of the contract;

ORDERED that Mr. Patel may petition the Board for modification of the terms of probation no earlier than one (1) year after the effective date of this Order provided that he has been compliant with all of the terms of probation and there are no outstanding complaints against Mr. Patel; and be it further,


ORDERED that Mr. Patel may petition the Board for termination of probation no earlier than five (5) years after the effective date of this Order provided that he has fully complied with all terms and conditions herein and there are no outstanding complaints against him; and be it further,

ORDERED that in the event the Board finds for any good faith reason that Mr. Patel has relapsed, has violated any of the conditions of probation or the Order herein, or in the event that the Board finds for any good faith reason that Mr. Patel has committed a violation of Title 12 of the Health Occupations Article or regulations adopted thereunder, the Board may immediately suspend Mr. Patel's license prior to a hearing; 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, General Provisions Article, Section 4-333.

7-16-19

Date




Deena Speights-Napata, Executive Director
for
Kevin Morgan, Pharm.D.
President

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, after having had the opportunity to consult with counsel. I fully understand the language, meaning, and effect of this Consent Order.

7/12/2019
Date


Ketankumar Patel, R.Ph.

STATE OF MARYLAND
COUNTY/CITY OF Carroll:

I hereby certify that on this 12 day of July, 2019, before me, a Notary Public of the State of Maryland and County/City aforesaid, personally appeared KETANKUMAR PATEL and made an oath in due form that the foregoing Consent was his voluntary act and deed.

Chin Yang
Notary Public
Howard County, Maryland
My Comm. Exp. Sept 2020


Notary Public
My commission expires: 9/30/20