



DEPARTMENT OF HEALTH

Larry Hogan, Governor · Boyd K. Rutherford, Lt. Governor · Robert R. Neall, Secretary

November 13, 2020

Maryland Board of Pharmacy
Deena Speights-Napata, MA
Executive Director
4201 Patterson Avenue
Baltimore, MD 21215-2299

**VIA REGULAR & CERTIFIED MAIL
RETURN RECEIPT REQUESTED
ARTICLE #7017 1450 0002 3456 2784**

Sandy Apugo, Pharm.D.


Re: License No. 23685
Case No. 20-332
Finding of Deficiencies and Imposition of Civil Monetary Penalty
By Consent

Dear Pharmacist Apugo:

On January 14, 2020, the Maryland Board of Pharmacy (the "Board") conducted an annual inspection of your pharmacy employer in Greenbelt, Maryland (the "Pharmacy") for compliance with statutes and regulations governing the operation of a pharmacy. During that inspection, it was noted that you were certified by the Board to administer vaccinations. However, your CPR certification was not active as required by the Board's regulations, having expired in November 2019. The Board received further information that you administered approximately 120 vaccinations without active CPR certification. You advised the Board that you obtained an updated CPR certification on January 25, 2020.

You timely requested a hearing on the matter. The Board convened a case resolution conference resulting in an agreement to resolve the findings of deficiencies as set forth herein.

I. FINDINGS AND CONCLUSION

The Board finds that you administered approximately 120 vaccinations without having active CPR certification obtained through in-person classroom instruction as required in order to administer vaccinations under the authority of your pharmacist's license.

A pharmacist must maintain active CPR certification obtained through in-person classroom instruction in order to register to administer vaccinations in accordance with the Maryland Pharmacy Act, Health Occ. Art. § 12-508(b)(2) and COMAR 10.34.32.03.

II. CIVIL MONETARY PENALTY

Under Maryland Health Occupations Article § 12-410 and COMAR 10.34.11, the Board of Pharmacy has the authority to impose a civil monetary penalty based upon violations of the Maryland Pharmacy Act.

Based upon the deficiencies reported at the Pharmacy, the Board hereby imposes a **civil monetary penalty of \$250.00**. The deficiencies upon which the civil monetary penalty is based are set forth in the findings above.

In determining the recommended civil monetary penalty, the Board took into consideration the aggregating and mitigating factors outlined in COMAR 10.34.11.08.

III. PAYMENT OF CIVIL MONETARY PENALTY

The Pharmacy has agreed to pay the recommended civil monetary penalty thirty (30) days of the date of this Finding, in the form of a certified check or money order made payable to the Maryland Board of Pharmacy.

Please mail the check or money order to:

Wells Fargo Bank
Attn: State of MD - Board of Pharmacy
Lockbox 2051
7175 Columbia Gateway Drive
Columbia, MD 21046

NOTE: Please include the case number, 20-332, on your check or money order to ensure proper assignment to your case.

Upon your payment of the civil monetary penalty and submission of its policies and procedures, this Finding will constitute the Board's final action with respect your deficiencies in this case, and shall be a final order and public document and order under the Maryland Public Information Act. Md. Code Ann., General Provisions Art. § 4-101 *et seq.*, and posted and reported in accordance with State and federal laws.

If you have any questions concerning the instructions contained in this letter, please contact Donna Goldberg, R.Ph., J.D., at 410-764-3768.

Sincerely,



Deena Speights-Napata, M.A.
Executive Director

cc: Linda Bethman, AAG, Board Counsel