

IN THE MATTER OF
DAVID BOURGEOIS, R.Ph.
LICENSE NO. 24609

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BEFORE THE MARYLAND
STATE BOARD OF
PHARMACY
Case No. 22-385

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SUPPLEMENTAL ORDER

Background

The Maryland Board of Pharmacy (the “Board”) is in receipt of a petition from David Bourgeois, License No. 24609, requesting to lift the suspension of his license in accordance with a Consent Order, dated November 22, 2022. The Order provides that Mr. Bourgeois may petition to lift the suspension of his license after six (6) months from the effective date of the Order provided that he has fully complied with certain terms relating to rehabilitation and monitoring by the Board’s rehabilitation committee, Pharmacy Rehabilitation Services (“PRS”). Mr. Bourgeois has submitted evidence of his compliance with his PRS contract, and PRS is in support of his petition. Therefore, the Board voted to lift the suspension and place Mr. Bourgeois’ license on immediate probation with terms as set forth below.

ORDER

Based on an affirmative vote of the Board, it is this 29th day of September, 2023, hereby,

ORDERED that the suspension of Mr. Bourgeois’ license is LIFTED; and be it further,

ORDERED that Mr. Bourgeois’ license be placed on immediate PROBATION for at least THREE (3) YEARS; and be it further,

ORDERED that during the probationary period, Mr. Bourgeois:

- (1) Shall continue his rehabilitation contract with the Pharmacy Rehabilitation Services (“PRS”) committee;
- (2) Shall abstain from the use of alcohol, controlled dangerous drugs, drugs with abuse potential, and all other mood-altering substances unless PRS is provided sufficient written documentation from the Respondent’s healthcare provider regarding medical necessity;
- (3) Shall submit to random weekly urine screens for substances and alcohol, at a time determined by PRS, as a condition of the PRS contract;
- (4) Shall comply with all treatment and monitoring conditions imposed as part of the PRS contract; and
- (5) Shall execute any and all releases necessary to allow PRS and the Board to access medical and SUD treatment information for purposes of monitoring and enforcement of this Order and the PRS contract; and be it further,

ORDERED that all urine screens submitted under this Order shall be:

- (1) Submitted within 24 hours of the PRS staff’s notification to submit a urine sample;
- and
- (2) Submitted at a CLIA-certified laboratory; and be it further,

ORDERED that Mr. Bourgeois shall ensure that his pharmacist supervisor submits to the Board quarterly reports, utilizing the Board’s form, regarding of his professional performance; and be it further,

ORDERED that after one (1) year of probation, Mr. Bourgeois may petition the Board to modify his probationary terms provided that he has fully complied with the terms of probation and does not have any pending complaints filed against him; and be it further,

ORDERED that after three (3) years of probation, Mr. Bourgeois may petition to terminate probation provided that he has fully complied with the probationary terms and has no pending complaints against him; and be it further,

ORDERED that Mr. Bourgeois shall at all times cooperate with the Board in the monitoring, supervision, and investigation of his compliance with the terms and conditions of this Order; and be it further,


ORDERED that Mr. Bourgeois' failure to fully cooperate with the Board or PRS shall be deemed a violation of the terms of probation and a violation of this Order; and be it further,

ORDERED that in the event the Board finds for any good faith reason that Mr. Bourgeois has violated any of the conditions of probation herein, or in the event that the Board finds for any good faith reason that Mr. Bourgeois has committed a violation of Title 12 of the Health Occupations Article or regulations adopted thereunder, the Board may take further disciplinary action against Mr. Bourgeois' license provided that he is given notice and an opportunity for a hearing, or issue a summary suspension if appropriate; and be it further,

ORDERED that Mr. Bourgeois shall bear the expenses associated with this Order; and be it further,

ORDERED that this document constitutes a formal disciplinary action of the Maryland State Board of Pharmacy and is therefore a public document for purposes of public disclosure, pursuant to the Public Information Act, General Provisions Art. § 4-333, and shall be posted and reported in accordance with State and federal laws.

9-29-23
Date


Deena Speights-Napata, M.A.
Executive Director