

IN THE MATTER OF
DAVID BOURGEOIS, R.Ph.

*** BEFORE THE**
*** MARYLAND BOARD**

RESPONDENT

*** OF PHARMACY**

License No.: 24609

*** Case No.: 22-385**

*** * * * ***

ORDER FOR SUMMARY SUSPENSION

Pursuant to Md. Code Ann., State Gov't §§ 10-226(c)(2) (2021 Repl. Vol.) and Md. Code Regs. ("COMAR") 10.34.01.12, the Maryland Board of Pharmacy (the "Board") hereby summarily suspends the license of **David Bourgeois, License Number 24609** (the "Respondent"), to practice as a pharmacist, under the Maryland Pharmacy Act (the "Act"), Md. Code Ann., Health Occ. §§ 12-101 *et seq.* (2021 Repl. Vol.). This Order is based on the following investigative findings, which the Board has reason to believe are true:

INVESTIGATIVE FINDINGS¹

1. At all times relevant hereto, the Respondent was registered to practice as a pharmacist in the State of Maryland. The Respondent originally was licensed to practice as a pharmacist in Maryland on or about November 1, 2016. The Respondent's license expires on June 30, 2024.

¹ The statements regarding the Respondent's conduct are only intended to provide the Respondent with reasonable notice of the basis for the Board's action. They are not intended as, and do not necessarily represent, a complete description of the evidence, either documentary or testimonial, to be offered against the Respondent in this matter.

2. On or about July 20, 2021, the Respondent self-referred to Pharmacy Rehabilitation Services (“PRS”). PRS assists pharmacists, pharmacy technicians and their families who may be experiencing personal problems.

3. After his self-referral, the Respondent was evaluated and monitored by PRS staff.

4. Following his self-referral, PRS staff determined that the Respondent was non-compliant with PRS treatment recommendations, and deemed the Respondent “not safe to work” as a pharmacist.

5. PRS notified the Board of its concerns regarding the Respondent’s non-compliance and being unsafe to work as a pharmacist. After being notified of these concerns, the Board opened an investigation of the Respondent and determined that the Respondent’s pharmacy practice is a risk to public health, safety, and welfare.

CONCLUSIONS OF LAW

Based on the foregoing investigative findings, the Board concludes as a matter of law that the public health, safety, and welfare imperatively require emergency action in this case, pursuant to State Gov’t § 10-226(c)(2) and COMAR 10.34.01.12.

ORDER

Based on the foregoing Investigative Findings and Conclusions of Law, it is this 9th day of August 2022, by a majority of the quorum of the Board, hereby

ORDERED that pursuant to the authority vested in the Board by Md. Code Ann., State Gov’t § 10-226(c)(2), the Respondent’s license to practice as a pharmacist in the

State of Maryland under license number **24609** is hereby **SUMMARILY SUSPENDED**;
and it is further

ORDERED that the Respondent is prohibited from practicing as a pharmacist in
the State of Maryland; and it is further


ORDERED that the Respondent shall immediately return all licenses to the
Board; and it is further

ORDERED that the Respondent has the opportunity to appear before the Board
for a post-deprivation show cause hearing. A request for a post-deprivation show cause
hearing must be in writing and be made **WITHIN THIRTY (30) DAYS**; and it is further

ORDERED that if the Respondent fails to request a post-deprivation show cause
hearing, or if the Respondent requests a post-deprivation show cause hearing but fails to
appear when scheduled, the Respondent's license will remain **SUMMARILY
SUSPENDED**; and it is further

ORDERED that this **ORDER FOR SUMMARY SUSPENSION** is a **PUBLIC
DOCUMENT** pursuant to Md. Code Ann., Gen. Prov. §§ 4-101 *et seq.* (2022).

8-9-22
Date



Deena Speights-Napata, M.A.
Executive Director
Maryland Board of Pharmacy