



Wes Moore, Governor · Aruna Miller, Lt. Governor · Laura Herrera Scott, M.D., M.P.H., Secretary

Maryland Board of Pharmacy

Kristopher Rusinko, PharmD, Board President
Deena Speights-Napata, M.A., Executive Director
4201 Patterson Avenue
Baltimore, MD 21215-2299

July 9, 2024

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED
ARTICLE# 7019 2280 0000 6569 5000**

CVS Corporation
1 CVS Drive, Mail Code 2325
Woonsocket, RI 02895
Attn: Brian Convery, Esquire

RE: CVS Pharmacy #1452
Permit No. P05293
Case No. 24-064
Findings of Deficiencies and Imposition of Civil Monetary Penalty
By Consent

Dear Pharmacy Permit Holder:

The Maryland Board of Pharmacy (the “Board”) conducted an annual inspection of CVS Pharmacy #1452 (the “Pharmacy”) on April 14, 2023, for compliance with statutes and regulations governing the operation of a pharmacy. The Board’s inspection report indicated that the Pharmacy was not compliant with laws relating to pharmacy technician registration. Specifically, the Board’s inspector observed one pharmacy technician performing delegated pharmacy acts with a registration that expired on January 21, 2023. In addition, the Pharmacy had a staff member identified as a technician trainee who had a technician registration that expired on January 31, 2021.

The Board and the Pharmacy participated in 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, based on its April 14, 2023, inspection, the Pharmacy permitted two (2) staff members to perform delegated pharmacy acts without an active pharmacy technician registration, or other authorization.

Based upon the findings above, the Board concludes that the Pharmacy is in violation of the Maryland Pharmacy Act and the regulations adopted thereunder. Specifically, the Board finds the Pharmacy in violation of Health Occ. Art., §§ 12-403(c)(1) and 12-6B-01.

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, by agreement, a **civil monetary penalty of \$2,000.00**. The deficiencies upon which the civil monetary penalty is based are set forth in this Notice and the inspection report dated April 14, 2023.

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. FOLLOW-UP INSPECTION

Please be advised that the Board of Pharmacy may perform a follow-up inspection of the Pharmacy to ensure that the deficiencies noted herein have been addressed and corrected. Should the follow-up inspection indicate that the Pharmacy has further deficiencies, the Board may pursue further disciplinary action against the Pharmacy that may result in the imposition of sanctions such as suspension, revocation or additional monetary penalties.

IV. PAYMENT OF MONETARY PENALTY

The Pharmacy has agreed to pay the above civil monetary penalty within thirty (30) days of the date of this Finding, in the form of a 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
401 Market Street
Philadelphia, PA 19106

NOTE: Please include the case numbers, 24-064, on your check or money order to ensure proper assignment to your case.

Upon the Pharmacy's payment of the civil monetary penalty, this Finding will constitute the Board's final action with respect to the April 14, 2023, inspection and shall be a final order and public document 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 Trina Leak, Pharm.D., at 443-635-8318.

Sincerely,



Deena Speights-Napata, M.A.
Executive Director