

IN THE MATTER OF * **BEFORE THE**
JASON S. CHVAT, R.Ph. * **MARYLAND STATE**
LICENSE NO. 15795 * **BOARD OF PHARMACY**
* **Case No. 19-375**

* * * * *

PRE-CHARGE CONSENT ORDER

Background

The Maryland Board of Pharmacy (the “Board”) reviewed a licensure renewal application submitted by Jason S. Chvat, R.Ph., License Number 15795 (the “Respondent”), on April 9, 2019. On the application, the Respondent disclosed that he had been disciplined by the California Board of Pharmacy on October 23, 2018, based on the Respondent’s failure to comply with his corresponding responsibility for legitimate controlled substance prescriptions and failure to maintain appropriate records of prescriptions dispensed.

In lieu of instituting formal proceedings against the Respondent, in accordance with the Maryland Pharmacy Act, Md. Code Ann., Health Occ. § 12-101 *et seq.*, the Board and Respondent, have agreed to resolve this matter as set forth in this Pre-Charge Consent Order.

FINDINGS OF FACT

1. On or about June 27, 2001, the Respondent was issued a license to practice pharmacy in Maryland. The Respondent’s license is active and will expire on April 30, 2021.
2. The Respondent resides and practices pharmacy in California. The Respondent is the Pharmacist-in-Charge for Pharmacy A.

3. On the Respondent's April 9, 2019, renewal application to the Board, the Respondent indicated "yes" to the questions below regarding complaints or disciplinary actions received in other states.

1. Has any state licensing or disciplinary board (including Maryland) or any similar agency denied your application for registration, reinstatement or renewal, or taken any action against any registration or license held by you?

2. Has any state licensing or disciplinary board (including Maryland) or similar agency in the Armed Forces, filed any complaints or charges against you or investigated you for any reason?

4. The Board's subsequent investigation determined that, on March 30, 2018, the California Board of Pharmacy filed an Accusation against the Respondent and Pharmacy A based on allegations that the Respondent dispensed controlled substances despite various "red flags" indicating that the prescriptions were not issued for a legitimate medical purpose, and thus, failed to comply with his corresponding responsibility for legitimate controlled substance prescriptions.

5. On or about October 23, 2018, the Respondent and the California Board of Pharmacy entered into a Stipulated Settlement and Disciplinary Order. The California Board revoked the Respondent's license but the revocation was stayed, and the license was placed on probation for five (5) years during which time the Respondent must comply with various terms and conditions to include: reports to the California Board, reports to employers, prohibitions against supervisory or managerial duties, remedial education, and reimbursement costs.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that Jason S. Chvat, R.Ph., License Number 15795, is subject to discipline in accordance with Md. Code Ann., Health Occ. § 12-313(b)(1) and (24).

ORDER

Based upon an affirmative vote of the Board under the authority of Md. Code Ann., Health Occ. Art. § 12-313, it is this 4th day of November 2019, hereby,

ORDERED that Respondent, License No. 15795, shall be placed on PROBATION, until such time that the Respondent fully complies with the terms and conditions of the California Board of Pharmacy Stipulated Settlement and Final Order, dated October 23, 2018, and such probation is terminated; and be it further,

ORDERED that the Respondent shall immediately provide written notice to the Board of any complaint to or investigation by the California Board of Pharmacy; and be it further,

ORDERED that the Respondent shall provide immediate written notice to the Board in the event that the Respondent relocates to the Maryland; and be it further,

ORDERED that in the event that Respondent violates any of the terms above, the Board, after notice and an opportunity for a hearing, and a determination of a violation, may impose any further disciplinary sanction it deems appropriate, including probation, suspension and revocation, said violation being proven by a preponderance of the evidence; and be it further,

ORDERED that the Respondent may petition the Board for termination of probation provided that he has fully complied with all probationary terms contained herein; and be it further,

ORDERED that this is a formal order and as such is a public document pursuant to Md. Code Ann., General Provisions Article § 4-333.

11-4-19
Date


Deena Speights-Napata,
Executive Director for:

Kevin Morgan, Pharm.D.
Board President

CONSENT

1. By signing this Consent, Respondent submits to the foregoing Consent Order as a resolution of this matter and agrees to be bound by its terms and conditions.


2. Respondent acknowledges the validity of this Consent Order as if it were made after a hearing in which Respondent would have had the right to counsel, to confront witnesses, and to all other substantial procedural protections provided by law.

3. Respondent acknowledges that, by entering into this Consent Order, Respondent is waiving his right to appeal any adverse ruling of the Board that might have followed such an evidentiary hearing.

4. Respondent acknowledges the legal authority and the jurisdiction of the Board to enter and enforce this Consent Order.

5. Respondent signs this Consent Order freely and voluntarily, after having had the opportunity to consult with counsel. Respondent fully understands the language, meaning, and effect of this Consent Order.

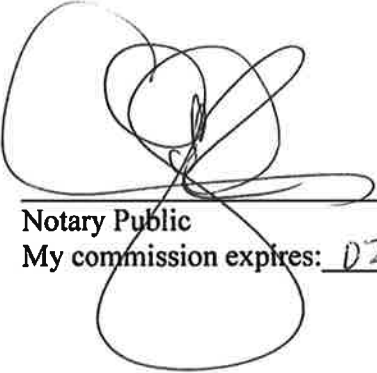
10/29/19
Date


Jason S. Chvat

STATE OF CALIFORNIA —
COUNTY/CITY OF Riverside —:

I hereby certify that on this 29th day of OCT —, 2019, before me, a Notary Public of the State of California and County/City aforesaid, personally appeared JASON S. CHVAT, and made an oath in due form that the foregoing Consent was his voluntary act and deed.





Notary Public
My commission expires: 02/05/2023