IN THE MATTER OF	*	**BEFORE THE**
JOHN DeMARY, R.Ph.	*	**MARYLAND STATE**
	*	**BOARD OF PHARMACY**
LICENSE NO. 18473	*	
Respondent	*	**Case No. 18-176**

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FINAL DECISION AND ORDER

Background

On November 3, 2025, the Maryland State Board of Pharmacy (the "Board") issued an Order for Summary Suspension against the pharmacist's license held by John DeMary (the "Respondent"), License No. 18473. The Board's action was based on its investigation indicating that the Respondent was not in substantive compliance with his rehabilitation contract, as required by the Board's Supplemental Order, dated October 22, 2024, and that his continued practice of pharmacy posed a threat to the public health, safety or welfare requiring emergency action. The Respondent did not request a hearing on the summary suspension. The Board subsequently initiated formal disciplinary action by issuing charges in the form of a Notice of Intent to Revoke against the Respondent's license on February 18, 2026, based on the same allegations underlying the Order for Summary Suspension.

A contested case hearing was held under the Administrative Procedure Act, Md. Code Ann., State Gov't §10-201 *et seq.,* and COMAR 10.34.01, before a quorum of the Board on July 15, 2026, for purposes of adjudicating the charges. After the conclusion of the hearing on the same date, the same quorum of the Board convened to deliberate and voted unanimously to sanction the Respondent's license as set forth in this Final Decision and Order.

SUMMARY OF THE EVIDENCE

A. Documents.

The following documents were admitted into evidence.

State's Exhibit No. 1 - Final Consent Order, dated February 13, 2019

State's Exhibit No. 2 - PRS Monitoring Contract, January 27, 2024

State's Exhibit No. 3 - Letter from Robert White, LCPC, dated August 7, 2024

State's Exhibit No. 4 - Supplemental Order, dated October 22, 2024

State's Exhibit No. 5 - Employer Report

State's Exhibit No. 6 - PRS Notes

State's Exhibit No. 7 - Letter to Respondent with Notice of Intent to Revoke Pharmacist License, dated February 18, 2026

B. Witnesses.

State: Rob White, LCPC – Director, Pharmacy Rehabilitative Services
Respondent: John DeMary, R.Ph.

FINDINGS OF FACT

Based upon the documentary and testimonial evidence presented at the hearing, the Board finds that the following facts are true:

1. At all times relevant hereto, the Respondent was licensed to practice pharmacy in Maryland. The Respondent was first licensed in Maryland on August 3, 2007. On August 31, 2025, the Respondent's license lapsed due to non-renewal. Currently, the Respondent's license status is "Suspended Non-renewed."

2. The Respondent has a prior disciplinary history with the Board involving the same issues that are the basis of this current matter. Specifically, the Respondent was suspended by a Consent Order, dated February 13, 2019, based on the Respondent's failure to disclose prior convictions for driving under the influence on two (2) applications. [State's Ex. 1]
3. The Board subsequently issued, on October 2, 2024, a Supplemental Order that lifted the suspension and placed the Respondent's license on probation for three (3) years and required, among other things, that the Respondent continue to be monitored by the Board's designated rehabilitation committee, Pharmacy Rehabilitation Services ("PRS"), and fully comply with the conditions of monitoring.
4. In August 2025, PRS reported to the Board that based on the Respondent's repeated material violations of the rehabilitation contract, PRS recommended indefinite suspension of the Respondent's license. [State's Ex. 6, p. 33]
5. Specifically, PRS reports that the Respondent violated the monitoring contract in April, June and August 2025. The Respondent self-reported these violations. Mr. White testified that the Respondent continued to experience difficulties through March 2026. [State's, Ex. 6, p. 33; T. 26-27]
6. In June 2025 the Respondent's pharmacy employer contacted Mr. White with related concerns about the Respondent. [T. 21]
7. The Respondent was terminated from his pharmacy employer in August 2025. At that time, the Respondent indicated that he intended to seek another position and continue to practice in Maryland. [State's Ex. 6, p. 35]

8. On November 3, 2025, the Board issued an Order of Summary Suspension against the Respondent's license based on the violations of the PRS contract. The Respondent did not request a show cause hearing and thus, the summary suspension of the Respondent's license continues to date.

OPINION AND SANCTION

The Respondent has a protracted history relating to compliance with monitoring conditions. The Board has worked with the Respondent over the years to address his issues of competency so that he could safely re-enter the pharmacy profession. This current case evidences that the Respondent continues to struggle with the same issues, and at times minimizes his actions and their potential harmful effects. The Board, however, must prioritize the public's health and safety and cannot risk allowing a pharmacist, such as the Respondent, to provide pharmaceutical services when he has repeatedly demonstrated that he cannot abide by the conditions in the PRS monitoring contract intended to ensure the safe and professional provision of pharmaceutical services. At this juncture, the Board has determined that the Respondent must be able to establish a significant period of compliance prior to engaging in the practice of pharmacy and is therefore suspending the Respondent's license for three (3) years during which time the Respondent must consistently and strictly adhere to rehabilitation conditions and requirements set forth in a PRS contract.

CONCLUSIONS OF LAW

Based upon the foregoing Findings of Fact, the Board concludes the Respondent is subject to disciplinary action based on Md. Code Ann., Health Occ. §§ 12-313(b)(25) and COMAR 10.34.10.01B(3).

ORDER

Based on the foregoing Findings of Fact, Opinion, and Conclusion of Law, by a unanimous decision of a quorum of the Board it is hereby:

ORDERED that the pharmacist's license held by John DeMary, License Number 18473, is SUSPENDED for a minimum of THREE (3) YEARS; and be it further,

ORDERED that the Respondent shall abstain from the use of alcohol and any substances as determined by PRS; and be it further,

ORDERED that the Respondent shall continue monitoring under the contract with the PRS, which contract shall at minimum include:

1. Random urine and breathalyzer screenings at a frequency determined by PRS; any missed screenings shall be specifically documented;
2. Continued group counseling at a frequency determined by PRS;
3. Individual therapy as determined by PRS;
4. Any violations, material or otherwise, shall be reported to the Board;
5. Shall execute any and all releases necessary to allow PRS and the Board to access treatment information for purposes of monitoring and enforcement of this Order and the PRS contract; and be it further,

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

(1) Submitted within 24 hours of the PRS staff's notification to submit to a screening; and

(2) Submitted at a CLIA-certified laboratory; and be it further,

ORDERED that in the event the Board finds for any good faith reason that the Respondent has violated any of the conditions of this Order, or in the event that the Board finds

for any good faith reason that the Respondent has committed a violation of Title 12 of the Health Occupations Article or regulations adopted thereunder, the Board may take further disciplinary action against the Respondent's 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 the Respondent shall bear the expenses associated with this Order; and be it further,

ORDERED that the sanction in this Order supersedes any and all previous sanctions imposed by the Board; and be it further,

ORDERED that this is a formal order of the Maryland State Board of Pharmacy and as such is a **PUBLIC DOCUMENT** pursuant to Md. Code Ann., General Provisions Art., §4-333, and shall be posted and reported in accordance with State and federal laws.

10-1-24
Date

Deena Speights-Napata, M.A., Executive Director
for
Akash Patel, Pharm.D., President

NOTICE OF RIGHT TO APPEAL

Pursuant to Md. Code Ann., Health Occ. Art., §12-316, you have the right to take a direct judicial appeal of this Order. A petition for judicial review shall be filed within thirty (30) days from the mailing of this Order. Any petition for judicial review shall be made as provided for in the Administrative Procedure Act, Md. Code Ann., State Gov't § 10-222 and Title 7, Chapter 200 of the Maryland Rules of Procedure.

If the Respondent files a petition for judicial review, the Board is a party and should be served with the court's process at the following address:

Maryland Board of Pharmacy
Deena Speights-Napata, MA, Executive Director
4201 Patterson Avenue, 5th Floor
Baltimore, Maryland 21215

Notice of any petition should also be sent to the Board's counsel at the following address:

Linda M. Bethman
Assistant Attorney General
Maryland Department of Health
300 West Preston Street, Suite 302
Baltimore, Maryland 21201