MARYLAND
Department of Health

Larry Hogan, Governor · Boyd K. Rutherford, Lt. Governor · Robert R. Neall, Secretary

Maryland Board of Pharmacy
Deena Speights-Napata, Executive Director
4201 Patterson Ave.
Baltimore, MD 21215

March 27, 2019

BY REGULAR AND CERTIFIED MAIL, RETURN RECEIPT REQUESTED
ARTICLE #: 7017 3040 0000 3785 0898

Katherine Duff, R.Ph
1209 Caldwell Court South
Baltimore, Maryland 21017

Re: License No. 16435
Case No. 18-150
Finding of Violations and Imposition of Civil Monetary Penalty
By Consent

Dear Ms. Duff:

The Board of Pharmacy (the "Board") conducted an annual inspection of your pharmacy employer on October 24, 2017. During that inspection, it was noted that you were registered with the Board to administer immunizations; however, your CPR certification had expired in January 2017. Subsequent to the inspection, you provided a copy of a CPR certification obtained on October 25, 2017. The Board received documents from your pharmacy employer evidencing that you administered approximately 92 vaccines during the lapse of your CPR certification.

I. FINDINGS AND CONCLUSION

The Board finds that you failed to maintain current and active CPR certification from February 2017 through October 2017, as a condition of registration to administer vaccinations under the authority of your pharmacist's license.

A pharmacist must maintain an active CPR certification through in-person classroom instruction in order to be registered to administer vaccinations in accordance with the Maryland Pharmacy Act, Health Occ. Art. § 12-508(b)(2) and COMAR 10.34.32.03.

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 above finding of violations, and the subsequent mitigating factors presented by Ms. Duff, the Board hereby imposes and Ms. Duff agrees to pay a **civil monetary penalty of $250.00**. The violations upon which the civil monetary penalty is based are set forth above.

In determining the civil monetary penalty, the Board took into consideration the aggregating and mitigating factors outlined in COMAR 10.34.11.08.

Please pay the civil monetary penalty **within thirty (30) days** of the date of this Finding, in the form of a certified 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
7175 Columbia Gateway Drive
Columbia, MD 21046

NOTE: Please include the case number, 18-150, on your check or money order to insure proper assignment to your case.

Upon your payment of the civil monetary penalty, this Finding will constitute the Board's final action with respect to this matter, and shall be a public order in accordance with the Maryland Public Information Act, and reported in accordance with State and federal laws.

Furthermore, Ms. Duff makes no admissions, but rather agrees to pay the civil monetary penalty as a resolution of this matter in lieu of formal charges, which process would have afforded her full evidentiary hearing rights in accordance with the Administrative Procedure Act.

If you have any questions concerning the information or instructions contained in this letter, please contact Jada Collins, Compliance Investigator, at 410-764-4759.

Sincerely,

Deena Speights-Napata
Executive Director

cc: John M. Singleton, Esquire
Linda M. Bethman, Board Counsel