

**IN THE MATTER OF
EXPRESS PHARMACY**

Permit No. P09133

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**BEFORE THE
MARYLAND STATE
BOARD OF PHARMACY
Case No. 26-095**

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PRE-CHARGE CONSENT ORDER

Background

The Maryland Board of Pharmacy (the “Board”) conducted annual community pharmacy inspection of Express Pharmacy (the “Pharmacy”), located in Hagerstown, Maryland, on August 15, 2025. The Board’s inspector observed several deficiencies relating to the Pharmacy’s operations and general security.

In lieu of instituting formal proceedings against the Pharmacy, in accordance with the Maryland Pharmacy Act, Md. Code Ann., Health Occ. § 12-101 *et seq.*, the Board held a Pre-Charge Case Resolution Conference (“CRC”) with the Pharmacy on March 11, 2026. As a result, the Board and the Pharmacy have agreed to resolve this matter as set forth in this Consent Order.

FINDINGS OF FACT

1. At all times relevant hereto, the Pharmacy possessed a Maryland pharmacy permit, Permit No. P09133, and operated in Hagerstown, Maryland. The Pharmacy’s permit expires on May 31, 2026.
2. The Pharmacy is an independent pharmacy that provides community pharmacy services.

3. On August 15, 2025, the Board conducted an annual inspection of the Pharmacy which revealed several observations regarding the Pharmacy's operations and general security.
4. The Board's inspection report included observations of various deficiencies, to include the following:
 - a. The Pharmacy permitted non-pharmacists to have means of access to the Pharmacy with keys and access codes.
 - b. The Pharmacy did not sufficiently restrict the prescription area from public access; the Pharmacy only has a curtain separating an area with prescription drugs from public access.
 - b. The Pharmacy permitted non-licensed personnel to perform delegated pharmacy acts, such as prescription data entry. The non-licensed personnel were not technician trainees enrolled in a Board-approved pharmacy technician training program, nor pharmacy students on experiential rotation.
 - c. The Pharmacy permitted a pharmacist not licensed in Maryland to perform delegated pharmacy acts prior to obtaining licensure in Maryland.
 - d. The Pharmacy filled numerous prescriptions with red-flag issues without adequate documentation resolving the red flags.
 - e. The Pharmacy had numerous narcotic discrepancies which it was unable to reconcile.
5. Since the inspection, the Pharmacy has updated its CDS dispensing policies to incorporate more rigorous procedures to verify the legitimacy of CDS prescriptions; implemented an automated perpetual inventory; and restricted means of access to the pharmacy (e.g., keys, access codes) to pharmacists only.

CONCLUSION OF LAW

Based on the foregoing Findings of Fact, the Board concludes that the Pharmacy is subject to disciplinary action in accordance with Md. Code Ann., Health Occ. §§12-403(c)(1) and (12), 12-6B-01, and COMAR 10.34.05.02A(2) and 10.34.05.02B(2) and 10.19.07C(1).

ORDER

Based on an affirmative vote of the Board, it is this 16th day of April, 2026, hereby:

ORDERED that the Pharmacy shall pay a civil monetary penalty in the amount of FIVE THOUSAND DOLLARS (\$5,000) within thirty (30) days of the effective date of this Order, and such payment shall be made payable to the “Maryland State Board of Pharmacy” and sent to the following:

ORDERED that the Pharmacy shall pay a FINE in the amount of FIVE THOUSAND DOLLARS (\$5,000.00), payable to the Maryland State Board of Pharmacy within thirty (30) days of the effective date of this Order, and mailed to:

Santander Bank
Attn: State of MD - Board of Pharmacy
Lockbox 2051
101 Woodcrest Road, Suite 201
Cherryhill, New Jersey 08003

NOTE: Please include the case number, 26-095, on your check or money in order to ensure proper assignment to this case; and be it further,

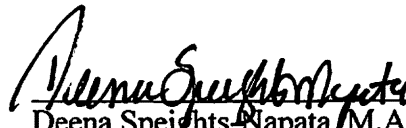
ORDERED that the Pharmacy shall submit to the Board its updated CDS dispensing policies and procedures within thirty (30) days of the date of this Order; and be it further,

ORDERED that, within thirty (30) days of the date of this Order, the Pharmacy shall institute security measures to adequately secure the restricted pharmacy personnel areas from the public access areas; and be it further,

ORDERED that in the event the Pharmacy 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 sanction it deems appropriate, including the imposition of further fines in accordance with Health Occ. § 12-410; and be it further,

ORDERED that this is a formal order of the Maryland Board of Pharmacy and as such is a public document pursuant to the Public Information Act, Annotated Code of Maryland, General Provisions Article, Section 4-101 *et seq.*

4-16-26
Date


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

CONSENT

1. By signing this Consent, the Pharmacy submits to the foregoing Consent Order as a resolution of this matter in lieu of formal charges, which process would have afforded the Pharmacy the right to a full evidentiary hearing. The Pharmacy consents and submits to the foregoing Findings of Fact, Conclusions of Law, and Order as if made after a full evidentiary hearing in which the Pharmacy would have the right to counsel, to confront

witnesses, to give testimony, to call witnesses on the Pharmacy's behalf and to all other substantive and procedural protections provided by law.

2. By signing this Consent, the Pharmacy waives any rights it may have had to contest the findings and determinations contained in this Consent Order.
3. The Pharmacy acknowledges that this is a formal order of the Board and as such is a public document.
4. The Pharmacy acknowledges the legal authority and the jurisdiction of the Board to enter into and enforce this Consent Order.
5. The Pharmacy signs this Consent Order freely and voluntarily and after having had the opportunity to consult with counsel. The Pharmacy fully understands the language, meaning, and effect of this Consent Order.

EXPRESS PHARMACY
Permit No. P09133

4/14/2026
Date

Daniel Kariyev
Daniel Kariyev
Owner

STATE OF MARYLAND
COUNTY/CITY OF Frederick:

I hereby certify that on this 14 day of April, 2026, before me, a Notary Public of the State of Maryland and County/city aforesaid, personally appeared DANIEL KARIYEV, on behalf of EXPRESS PHARMACY, and made an oath in due form that the foregoing Consent was his voluntary act and deed.

ALEXANDER GRAY NOTARY PUBLIC FREDERICK COUNTY MARYLAND MY COMMISSION EXPIRES SEPT. 8, 2029
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