

IN THE MATTER OF KENDRA N. FOX, PHARM.D. RESPONDENT LICENSE NUMBER: 22740	* * * *	BEFORE THE MARYLAND BOARD OF PHARMACY CASE NUMBER: 21-220
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FINAL CONSENT ORDER

The Maryland Board of Pharmacy (the “Board”) charged **Kendra Fox**, License Number: **22740** (the “Respondent”), under the Maryland Pharmacy Act (the “Act”), Md. Code Ann., Health Occ. (“Heath. Occ.”) §§ 12-101 *et seq.* (2021 Repl. Vol. & 2022 Supp.). The pertinent provisions of the Act and COMAR state:

Health. Occ. §12–313. Denials, reprimands, suspensions, and revocation-Grounds.

(b) Subject to the hearing provisions of § 12–315 of this subtitle, the Board, on the affirmative vote of a majority of its members then serving, may deny a license to any applicant for a pharmacist’s license, reprimand any licensee, place any licensee on probation, or suspend or revoke a license of a pharmacist if the applicant or licensee:

.....

(24) Is disciplined by a licensing or disciplinary authority of any state or country or convicted or disciplined by a court of any state or country for an act that would be grounds for disciplinary action under the Board’s disciplinary statutes[.]

FINDINGS OF FACT

The Board finds that:

1. At all times relevant hereto, the Respondent was licensed to practice pharmacy in the State of Maryland. The Respondent was originally issued a license to practice pharmacy in the State of Maryland on or about August 19, 2014. The

Respondent's license is currently active and is scheduled to expire on or about March 31, 2024.

2. On or about April 18, 2021, the Board received a complaint from a pharmacist ("Complainant") who worked with the Respondent. The Complainant alleged that the Respondent had been arrested in January 2021 for possession with intent to distribute cocaine, meth, heroin, and marijuana.

3. An investigation conducted by Board staff indicates that the Respondent was arrested on January 18, 2021 and subsequently indicted in West Virginia, on felony charges of the following: (1) possession with the intent to deliver cocaine, (2) possession with intent to deliver marijuana, (3) possession with intent to deliver methamphetamines, (4) possession with intent to deliver heroin, (5) conspiracy, and (6) child neglect.

4. In or around March 2022, Board staff learned that the Respondent had been disciplined by the West Virginia Board of Pharmacy (the "West Virginia Board") for failing to report that she had been arrested for the felony charges set forth in the above paragraph, until April 2021.

5. On or about March 7, 2022, the Respondent entered a Consent Order with the West Virginia Board. The Respondent was Reprimanded by the West Virginia Board for failing to report her arrest. The Respondent was also ordered by the West Virginia Board to provide updates on the status of her criminal cases.

6. On or about March 31, 2022, the Respondent reported on her renewal application that she had been disciplined by the West Virginia Board.

7. The Respondent's conduct as set forth above is a violation of Health Occ. §12-313 (b)(24).

CONCLUSIONS OF LAW

The Board concludes that the Respondent is in violation of Health Occ. §12-313(b) (24).

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, a majority of a quorum of the Board hereby:

ORDERED that the Respondent's license to practice as a pharmacist in the State of Maryland is hereby **REPRIMANDED**; and it is further

ORDERED that the Respondent shall provide the Board with the following:

- (1) An update on her criminal case in West Virginia an every thirty (30) days thereafter.
- (2) Provide the Pharmacy Rehabilitation Committee ("PRC") authorization to obtain access to all progress reports and notes from her providers at the West Virginia Pharmacist Recovery Network ("PRN"). The Respondent shall immediately notify PRC when she is no longer a participant of PRN.
- (3) Notify the Board of any current or subsequent disciplinary taken by any jurisdiction where the Respondent is licensed.

ORDERED that if the Respondent violates any term or condition of this Consent Order, the Board, in its discretion, after notice and an opportunity for an evidentiary hearing if there is a genuine dispute as to the underlying facts, or an opportunity for a show cause hearing, may impose any sanction which the Board may have imposed in this

case, including probationary terms and conditions, a reprimand, suspension, revocation and/or a monetary penalty; and it is further


ORDERED that the Respondent shall be responsible for all costs incurred in fulfilling the terms and conditions of this Order; and it is further

ORDERED that the effective date of this Order is the date that it is signed by the Board; and it is further

ORDERED that this Order may be reportable to the National Practitioner Data Bank; and it is further

ORDERED that this document constitutes a formal disciplinary action of the Board of Pharmacy and is a public document for purposes of public disclosure, pursuant to Md. Code Ann., General Provisions §§ 4-133 *et seq.* (2021 Repl. Vol. and 2022 Supp.).


9-19-23
Date


Neil Leikach, R.PH. M.S.
Board President
Maryland State Board of Pharmacy

CONSENT

I, **KENDRA FOX, PHARM.D.** acknowledge that I have not been represented by an attorney before entering into this Consent Order. By this Consent Order and for the purpose of resolving the issues raised by the Board, I agree and accept to be bound by the foregoing Consent Order and its conditions. I waive any rights I may have to contest the Findings of Fact and the Conclusions of Law. I acknowledge the validity of this Consent Order as if entered into after the conclusion of a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf, and to all other substantive and procedural protections provided by the law. I acknowledge the legal authority and jurisdiction of the Board to initiate these proceedings and to issue and enforce this Consent Order. I affirm that I am waiving my right to appeal any adverse ruling of the Board that might have followed any such hearing. I sign this Consent Order, voluntarily and without reservation, after having an opportunity to consult with counsel, and I fully understand and comprehend the language, meaning and terms of this Consent Order.

9/18/2023
Date



Kendra Fox, Pharm.D.

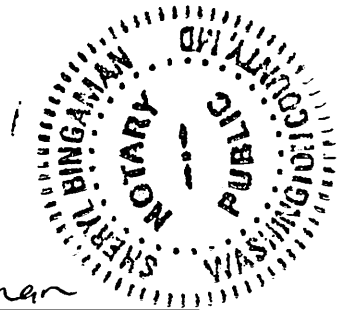
STATE OF MARYLAND

CITY/COUNTY OF Washington :

I hereby certify that on this 13th day of September 2023,
before me, a Notary Public of the State and City/County aforesaid, personally appeared,
KENDRA N. FOX, PHARM.D., LICENSE NUMBER: 22740 and declared and
affirmed under the penalties of perjury that signing the foregoing Consent Order was her
voluntary act and deed.

AS WITNESS my hand and Notarial seal.

Sheryl Bingaman
Notary Public



Sheryl Bingaman
Notary Public
Washington County, MD
My Commission Expires March 28, 2027

My Commission expires: 3/28/27