

<p><b>IN THE MATTER OF</b></p> <p><b>AUBREY J. HOLLAND,</b></p> <p><b>PHARMACY TECHNICIAN</b></p> <p><b>RESPONDENT</b></p> <p><b>REGISTRATION No.: T21747</b></p>	<p>*</p> <p>*</p> <p>*</p> <p>*</p> <p>*</p>	<p><b>BEFORE THE</b></p> <p><b>MARYLAND BOARD</b></p> <p><b>OF PHARMACY</b></p> <p><b>CASE NO.: 20-294</b></p>
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**FINAL ORDER OF REVOCATION OF  
PHARMACY TECHNICIAN REGISTRATION**

The Maryland Board of Pharmacy (“the Board”) notified **Aubrey J. Holland**, Pharmacy Technician, Registration No.: **T21747** (the “Respondent”), of the Board’s intent to revoke her registration to practice as a pharmacy technician, under the Maryland Pharmacy Act (the “Act”), Md Code Ann., Health Occupations (“Health Occ.”) §§ 12-101 *et seq.* (2014 Repl. Vol. and 2020 Supp.). The pertinent provisions of the Act and COMAR state:

**Health. Occ. §12-6B-09.**

Subject to the hearing provision of § 12-315 of this title, the Board may deny a pharmacy technician’s registration to any applicant, reprimand a registered pharmacy technician, place any pharmacy technician’s registration on probation, or suspend or revoke a pharmacy technician’s registration if the applicant or pharmacy technician registrant:

.....

(3) Fraudulently uses a pharmacy technician’s registration;

.....

(23) Violates any provision of this title;

.....

(25) Violates any regulation adopted by the Board;

.....

- (27) Participates in any activity that is grounds for Board action under § 12-313 or § 12-409 of this title[.]

**Health Occ. §12-313. Denials, reprimands, suspensions, and revocations- Grounds.**

- .....  
(25) Violates any rule or regulation adopted by the Board;

**COMAR 10.34.10.01 Patient Safety and Welfare.**

- .....  
B. A pharmacist may not:  
(1) Engage in conduct which departs from the standard of care ordinarily exercised by a pharmacist;  
.....  
(3) Engage in unprofessional conduct[.]

**FINDINGS OF FACT**

1. At all times relevant hereto, the Respondent was registered to practice as a pharmacy technician in the State of Maryland.

2. The Respondent was originally issued a registration to practice as a pharmacy technician in Maryland on or about November 8, 2018. The Respondent's registration expires on or about February 28, 2022.

3. On or about May 7, 2020, the Board issued an Order for Summary Suspension (the "Order") suspending the Respondent's registration, which was based on the conduct as set forth herein. The Order was based on the facts set forth below.

4. At all times relevant hereto, the Respondent was employed at a retail pharmacy chain (the "Pharmacy") located in Maryland.<sup>1</sup>

5. On or about January 20, 2020, the Board received notification from Pharmacy staff that the Respondent diverted medication and other items from her place of employment.

6. According to video surveillance at the Pharmacy, the Respondent was observed improperly ringing up items and accepting partial payment.

7. The videotape showed one of the Respondent's coworkers, (the "Employee"), a Pharmacy Technician, placing numerous items onto the pharmacy counter. The Respondent was observed scanning only one of the multiple items that the Employee had placed on the pharmacy counter. The Respondent was viewed placing the items that the Employee had placed on the pharmacy counter into multiple bags and giving the bags to the Employee.

8. On or about December 23, 2019, after reviewing the videotape, the Respondent was interviewed by Pharmacy staff. During the interview the Respondent provided a written statement admitting that she gave merchandise to the Employee without receiving payment.

9. The Pharmacy staff investigation revealed that the Employee gave the Respondent five dollars (\$5) for the merchandise. The cost of the merchandise that the Employee received was over three hundred dollars (\$300).

10. The Respondent further admitted that she took approximately fourteen (14) bottles of Biktarvy2 from the Pharmacy between November 2019 and December 2019.

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<sup>1</sup> The Pharmacy and the employee are not identified in this document for privacy reasons, but this information will be provided to the Respondent upon request.

11. The Respondent also admitted to giving medication to at least five (5) customers without requiring payment. The medication that the Respondent gave to the customers included: Amlodipine<sup>3</sup>, Vitamin D, and Biktarvy.

12. The Respondent was subsequently terminated by Pharmacy staff.

13. The Respondent's conduct as set forth above is in violation of Health Occ. §12-6B-09 (3), (23), (25), and (27), § 12-313(25), and COMAR 10.34.10.01 B(1) and (3).

### CONCLUSIONS OF LAW

The Board concludes that the Respondent is in violation of Health Occ. §12-6B-09 (3), (23), (25), and (27), § 12-313(25), and COMAR 10.34.10.01 B(1) and (3).

### 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 registration to practice as a pharmacy technician in the State of Maryland is hereby **REVOKED**; and it is further

**ORDERED** that Respondent shall return to the Board all Maryland registrations within ten (10) days of the date 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

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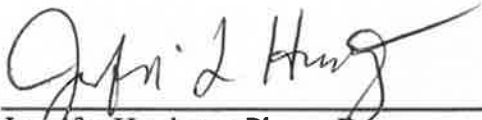
<sup>2</sup> Biktarvy contains a combination of antiviral medicines that prevent human immunodeficiency virus (HIV) from multiplying in your body. It is not a controlled dangerous substance, but it does require a valid prescription.

<sup>3</sup> Amlodipine is a calcium channel blocker that dilates (widens) blood vessels and improves blood flow. Amlodipine is used to treat chest pain (angina), high blood pressure (hypertension), and other conditions caused by coronary artery disease. It is not a controlled dangerous substance, but it does require a valid prescription.

**ORDERED** that this Order is 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 §§ 4-101 *et seq.* (2014 Repl. Vol. and 2020 Supp.).

9/15/21  
Date

  
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Jennifer Hardesty, Pharm.D.,  
President Maryland Board of  
Pharmacy

**NOTICE OF RIGHT OF APPEAL**

In accordance with § 12-316 of the Act and Md. Code Ann., State Government §§ 10-201, *et seq.* (2014 Repl. Vol. and 2020 Supp.), you have a right to a direct judicial appeal of this decision. A petition for appeal of the Final Board Order shall be filed within thirty days from your receipt of this Final Order and shall be made in accordance with the aforementioned authority.