

IN THE MATTER OF	*	BEFORE THE STATE
LINDY M. LEWIS	*	BOARD OF
RESPONDENT	*	PHARMACY
REGISTRATION NO.: T12856	*	CASE NUMBER: PT-14-035/14-235

* * * * *

FINAL ORDER OF REVOCATION OF TECHNICIAN REGISTRATION

The State Board of Pharmacy (“the Board”) notified Lindy M. Lewis Number: T12856 (“the Respondent”), of the Board’s intent to revoke her registration to practice as pharmacy technician, under the Maryland Pharmacy Act (the “Act”), Md. Health Occ. Code Ann. (“H.O.”) §§ 12-101*et seq.* (2014 Repl. Vol.). Specifically, the pertinent provision state:

Specifically, the pertinent provision state:

H. O. § 12- 6B-09. Grounds for reprimand or denial, probation, suspension or revocation of registration.

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:

- (22) Pleaded guilty or nolo contendere to, or has been found guilty of, a felony or a crime involving moral turpitude, regardless of whether:
 - (i) An adjudication of guilt or sentencing or imposition of sentence is withheld; or
 - (ii) Any appeal or other proceeding is pending regarding the matter.

FINDINGS OF FACT

The Board finds that:

1. At all times relevant hereto, the Respondent was registered to practice as a pharmacy technician in the State of Maryland. The Respondent was originally registered to practice as a pharmacy technician in Maryland on or about June 14, 2013.
2. The Respondent's registration expired on December 21, 2014.
3. At all times relevant hereto, Respondent worked as a pharmacy technician at Pharmacy A located in Anne Arundel County, Maryland.¹
4. In or about March 19, 2014, the management of Pharmacy A, a national retail pharmacy chain, notified the Board that the Respondent was terminated after Pharmacy A management discovered that the Respondent had stolen Hydrocodone from Pharmacy A.
5. Following an internal investigation, Pharmacy A management determined that the following controlled substances were missing from Pharmacy A: six hundred and thirty-nine (639) Hydrocodone 10-500mgs tablets; two hundred and eight-eight (288) Hydrocodone 7.5-500mgs tablets; one hundred (100) Hydrocodone 7.5-325 tablets; six (6) Hydrocodone 5-500 tablets; and twenty of Hydrocodone 10-325 tablets.
6. During an interview with Pharmacy A management, the Respondent admitted verbally and in a written statement that she had been stealing Hydrocodone from Pharmacy A since October 2013.

¹ The name of Pharmacy A is omitted in order to protect the identity of Pharmacy A.

7. During the interview, the Respondent also admitted that she ingested two (2) Hydrocodone 10-500 mgs tablets just prior to the interview. The Respondent also had three (3) Hydrocodone 10-500 mgs tablets in her possession that she gave to Pharmacy A management. The Respondent admitted that she had stolen the Hydrocodone tablets from Pharmacy A.

8. Following her interview with Pharmacy A management, the Respondent was arrested by the Rock Hall, Maryland Police.

9. On May 29, 2014, the Respondent pled guilty, in the District Court for Kent County, Maryland to one (1) count of theft less than \$100, in violation of Md. Crim. Law Code Ann. § 7-104.

10. The Respondent was placed on supervised probation, ordered to pay a fine, and make restitution.

11. On or about June 13, 2014, the Board summarily suspended the Respondent's registration to practice as a pharmacy technician.

12. The Respondent's suspension was based on the facts as set forth above.

13. The Respondent's conduct as set forth above is a violation of the Act.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that the Respondent violated H.O. § 12-6B-09 (22).

ORDER

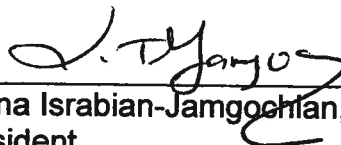
Based on the foregoing Findings of Fact and Conclusions of Law, it is this 17th day of JUNE 2015, by a majority of the quorum of the Board, hereby

ORDERED that the Respondent's registration to practice as a pharmacy technician, is hereby **REVOKED** and the Board will not accept, from the Respondent, any future application for licensure, certification, and/or registration; and it is further

ORDERED that for purposes of public disclosure and as permitted by Md. General Provisions §§ 4-101 *et seq.* (2014), this document consists of the contents of the foregoing Findings of Fact, Conclusions of Law, and Order, and is reportable to any entity to whom the Board is obligated to report; and it is further

ORDERED that this Order is final and a public document pursuant to Md. General Provisions §§ 4-104 *et seq.* (2014).

Date 6/17/15



Lenna Israbian-Jamgochian, Pharm. D.
President
State Board of Pharmacy

NOTICE OF RIGHT TO APPEAL

Pursuant to Md. Health Occ. Code Ann. §12-316 (2014 Repl. Vol.), you have a right to take a direct judicial appeal. A Petition for Judicial Review must be filed within thirty (30) days of your receipt of this Order and shall be made as provided for judicial review of a final decision in the Md. State Govt. Code Ann. §§ 10-201 *et seq.* (2014Repl. Vol.) and Title 7, Chapter 200 of the Maryland Rules.