

IN THE MATTER OF	*	BEFORE THE STATE
JACKIE MCCALL, JR., PHARM.D.	*	BOARD OF
RESPONDENT	*	PHARMACY
LICENSE NO.: 21799	*	CASE NO: 15-045

* * * * *

ORDER FOR SUMMARY SUSPENSION

Pursuant to Md. State Govt. Code Ann. II §10-226 (c)(2) (2014 Repl. Vol.), the State Board of Pharmacy (the "Board") hereby summarily suspends the license of Jackie McCall, Jr., Pharm.D., License Number: 21799 ("the Respondent"), to practice pharmacy, under the Maryland Pharmacy Act (the "Act"), Md. Health Occ. Code Ann. II ("H. O.") §§12-101 *et seq.* (2014 Repl. Vol.). This Order is based on the following investigative findings, which the Board has reason to believe are true:¹

INVESTIGATIVE FINDINGS

1. At all times relevant hereto, the Respondent was licensed to practice pharmacy in the State of Maryland. The Respondent was originally licensed to practice pharmacy on or about August 2, 2013.
2. The Respondent's license expires on November 30, 2016.
3. At all times relevant hereto, Respondent worked as a pharmacist at a pharmacy, a national retail chain located in Calvert County, Maryland ("Pharmacy A").²

¹ The statements regarding the Respondent's conduct are only intended to provide the Respondent with notice of the basis for the Board's action. They are not intended as, and do not necessarily represent a complete description of the evidence, either documentary or testimonial, to be offered against the Respondent in this matter.

² Pharmacy A is not identified in this document for privacy reasons, but this information will be provided to the Respondent upon request.

4. On or about October 15, 2014, the Board was notified by a Pharmacy A supervisor that the Respondent had been terminated on or about September 9, 2014. The Respondent's termination occurred after Pharmacy A employees discovered that the Respondent had taken money from patients in exchange for filing the patients fraudulent prescriptions.

5. An investigation conducted by Pharmacy A revealed that the Respondent had taken money and filled fraudulent prescriptions for Oxycodone, Alprazolam, and Xanax on several occasions.

6. On or about August 21, 2014, a Calvert County Sheriff Department detective ("the Sherriff") originally informed Pharmacy A that the Respondent was involved with filling prescriptions for two suspects under investigation for robbery.

7. During a September 5, 2014, interview with a Pharmacy A loss prevention investigator and the Sherriff, the Respondent admitted verbally and in writing that he had filled taken money to fill fraudulent prescriptions. According to the Pharmacy loss prevention investigator, the Respondent indicated that he had arranged meetings with the suspects in the Sherriff's robbery investigation for the purpose of filling a prescription for Oxycondone.

8. During a September 9, 2014, interview with the Pharmacy A loss prevention investigator, the Respondent admitted that he had filled fraudulent prescriptions for the two suspects who were involved in the Sherriff's ongoing robbery investigation.

CONCLUSIONS OF LAW

Based on the foregoing investigative findings, the Board concludes that the public health, safety, and welfare imperatively require emergency action in this case, pursuant to Md. State Gov't. Code Ann. II § 10-226(c) (2).

ORDER

Based on the foregoing Investigative Findings and Conclusions of Law, it is this 18th day of March 2015 , by a majority of the quorum of the Board, hereby


ORDERED that the license issued to the Respondent to practice pharmacy in the State of Maryland under license number: 21799 is hereby **SUMMARILY SUSPENDED**; and it is further

ORDERED that the Respondent is prohibited from practicing pharmacy in the State of Maryland; and it is further

ORDERED that the Respondent shall immediately return all licenses to the Board; and it is further

ORDERED that this **ORDER FOR SUMMARY SUSPENSION** is a **PUBLIC DOCUMENT** as defined in Md. General Provisions Code Ann. §§ 4-101 *et seq.* (2014).

3/18/15
Date



LaVerne G. Naesea, Executive Director
State Board of Pharmacy