

<b>IN THE MATTER OF</b>	*	<b>BEFORE THE</b>
<b>SHERIKA PINKNEY, PHARM TECH</b>	*	<b>STATE BOARD</b>
<b>Respondent</b>	*	<b>OF</b>
	*	<b>PHARMACY</b>
<b>Registration No.: T04262</b>	*	<b>Case No.: PT-17-021</b>
* * * * *		

**ORDER FOR SUMMARY SUSPENSION**

Pursuant to Md. Code Ann., State Gov't II ("SG" ) §10-226 (c) (2) (2014 Repl. Vol.), the State Board of Pharmacy (the "Board") hereby **SUMMARILY SUSPENDS** the registration of **SHERIKA PINKNEY** (the "Respondent") to practice as a Pharmacy Technician ("Pharm Tech") in the State of Maryland. The Board takes such action after concluding that the public health, safety, or welfare imperatively requires emergency action.

**INVESTIGATIVE FINDINGS**

Based on information received by, and made known to the Board, and the investigatory information obtained by, received by and made known to and available to the Board, including the instances described below, the Board has reason to believe that the following facts are true:<sup>1</sup>

1. At all times relevant hereto, the Respondent was registered to practice as a Pharmacy Technician in Maryland. The Respondent was first registered on March 3, 2009. The Respondent's registration expired on February 28, 2017.

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<sup>1</sup>The statements regarding the Respondent's conduct are intended to provide the Respondent with notice of the basis of the summary suspension. 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 connection with this matter.

2. At all times relevant hereto, the Respondent was employed as a Pharmacy Technician at a pharmacy (the "Pharmacy")<sup>2</sup> in Baltimore County, Maryland.

3. On or about January 23, 2017, the Board received a "Notification of Technician Termination" report (the "Report") from the Pharmacy, which indicated that the Respondent was terminated from employment for "Gross Misconduct—Integrity Issues" after admitting to diverting a controlled dangerous substance ("CDS").

4. According to the Report, on December 26, 2016, the Pharmacy Manager at the Pharmacy reported that on December 10, 2016, the Respondent admitted to inputting and purchasing a prescription for 40 tablets of Tramadol<sup>3</sup>, 50 mg., under a customer's name without the customer's knowledge or authorization.

5. On or about December 27, 2016, the Pharmacy's Asset Protection Manager reviewed a video from the Pharmacy's closed circuit security camera, which confirmed the Respondent's theft of the Tramadol tablets.

6. On or about January 5, 2017, the Pharmacy's Asset Protection Manager and its Health and Wellness Director interviewed the Respondent, who admitted, verbally and in writing, that she diverted the CDS prescription for her own use.

7. As a result of the Respondent's admission of the theft, the Pharmacy terminated the Respondent's employment for "Gross Misconduct—Integrity Issue, non-rehire."

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<sup>2</sup> For confidentially purposes, the names of pharmacies and all individuals referenced herein will not be identified by name in this document. The Respondent may obtain the identity of any pharmacy or individual referenced herein by contacting the Administrative Prosecutor.

<sup>3</sup>Tramadol, sold under the brand name Ultram, among others, is a Schedule IV opioid pain medication used to treat moderate to moderately severe pain.

## CONCLUSIONS OF LAW

Based on the foregoing, the Board concludes as a matter of law that the public health, safety or welfare imperatively requires emergency action, pursuant to S.G. II §10-226 (c) (2) (2014 Repl. Vol.).

### ORDER


Based on the foregoing, it is therefore this 23<sup>rd</sup> day of March, 2017, by a majority of the Board considering this matter:

**ORDERED**, that the Respondent's registration to practice as a Pharm Tech in the State of Maryland, Registration No.T04262, is hereby **SUMMARILY SUSPENDED**; and it is further

**ORDERED**, that upon the Board's receipt of a written request from the Respondent, a Show Cause Hearing shall be scheduled within a reasonable time of said request, at which the Respondent will be given an opportunity to be heard as to whether the Summary Suspension of her registration should be continued; and it is further

**ORDERED**, that the Respondent shall immediately turn over to the Board her wall certificate and wallet-sized registration to practice as a Pharmacy Technician issued by the Board; and it is further

**ORDERED**, that this document constitutes an Order of the Board and is, therefore, a public document for purposes of public disclosure, as required by Md. Code Ann. Gen. Prov., §§ 4-101 *et seq.* (2014).

  
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Deena Speights-Napata, Executive Director  
Board of Pharmacy

## **NOTICE OF HEARING**

A Show Cause hearing to determine whether the Summary Suspension shall be continued will be held before the Board at 4201 Patterson Avenue, Baltimore, 21215 following a written request by the Respondent for same.