

KRYSTAL RENNIE, PHARM TECH * **STATE BOARD**
Registration No.: T06154 * **OF**
Respondent * **PHARMACY**
* **Case No. PT-16-029**

* * * * *

FINAL CONSENT ORDER

Based on information received and a subsequent investigation by the State Board of Pharmacy (the "Board"), and subject to Md. Code. Ann., Health Occupations ("Health Occ."). §§ 12-101, *et seq.*, (2014 Repl. Vol. and 2017 Supp.) (the "Act"), on November 21, 2018, the Board issued a Notice of Intent to Revoke the Pharmacy Technician registration of **KRYSTAL RENNIE, Pharmacy Technician (Pharm Tech), Registration No. T06154** (the "Respondent"). On March 2, 2019, a Case Resolution Conference was held with the Respondent, who was represented by Counsel, members of the Board, along with Board Counsel, and the Administrative Prosecutor in order to determine whether the matter could be resolved. As a result, the following settlement was reached.

The relevant provisions of the Act are as follows:

Health Occ. § 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:

- (3) Fraudulently uses a pharmacy technician's registration;
- (27) Participates in any activity that is grounds for Board action under § 12-313 or § 12-409 of this title [;].

With respect to Health Occ. § 12-6B-09 (27), the underlying grounds for Board

action under § 12-313 (b) include:

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

The pertinent provision of the Board's regulations under Code Md. Regs. ("COMAR") § 10.34.10, Pharmacist, Pharmacy Intern, and Pharmacy Technician Code of Conduct, provides:

.01 Patient Safety and Welfare.

B. A pharmacist may not:

(3) Engage in unprofessional conduct.

FINDINGS OF FACT

1. At all times relevant hereto, the Respondent was registered to practice as a Pharm Tech in Maryland. The Respondent was first registered on August 7, 2009. The Respondent's registration expires on November 30, 2020.

2. At all times relevant hereto, the Respondent was employed as a Pharm Tech at a pharmacy within a grocery chain in Glen Burnie, in Anne Arundel County, Maryland, hereinafter "the Pharmacy."¹

3. On or about June 16, 2016, the Board received information from the Pharmacy indicating that the Respondent was terminated from employment at the Pharmacy pending an ongoing investigation of her alleged involvement with filling and picking up a prescription for Tramadol² not authorized by the prescriber or the patient.

¹ For confidentially purposes, the names of pharmacies and all individuals referenced herein will not be identified in this document.

² Tramadol, sold under the brand name Ultram among others, is an opioid pain medication used to treat moderate to moderately severe pain. When taken as an immediate-release oral formulation, the onset of pain relief usually occurs within about an hour. It has two different mechanisms. First, it works by binding to the μ -

4. Specifically, on Wednesday, May 18, 2016, Pharmacy personnel reviewed a 30-day prescription for Tramadol which had been filled on May 2nd, 9th, and 16th for the same patient.

5. Tramadol is a controlled substance, and the prescription should not have been refilled on May 9th or 16th. Scheduled prescriptions cannot be refilled but must have a new prescription.

6. The Pharmacy contacted the office of the alleged physician prescriber, and discovered that the physician had never authorized the refills.

7. Further, CCTV disclosed that the Respondent was scanning these prescriptions, calling another associate to the register, and paying for the prescriptions.

8. Pharmacy personnel confronted the Respondent about the forged prescriptions, and the Respondent claimed that the patient was her father-in-law, even though the patient's last name differs from that of her husband.

9. The Respondent was suspended, and later Pharmacy supervisory personnel discovered a note in the Respondent's work smock pocket stating "under [the patient's] name". Subsequently, the Respondent was terminated.

10. The Anne Arundel County Police were called, and a Twenty-Count criminal charge was issued in the District Court of Maryland for Anne Arundel County (Annapolis) including: CDS obtain by Fraud; obtain goods; prescription-Forgery. On November 19,

opioid receptor. Second, it inhibits the reuptake of serotonin and norepinephrine. It is often combined with paracetamol (acetaminophen) as this is known to improve the efficacy of tramadol in relieving pain.

2016, the Charges were Stetted.³ The condition of the Stet was for the Respondent to continue drug treatment.

11. As set forth above, by diverting drugs from her pharmacy employer, the Respondent is in violation of Health Occ. §12-6B-09 (3) (Fraudulently uses a pharmacy technician's registration.); §12-6B-09 (27) (Participates in any activity that is grounds for Board action under § 12-313, namely, § 12-313 (b) (25) (Violates any rule or regulation adopted by the Board); and, COMAR § 10.34.10 01 (Patient Safety and Welfare. B. A pharmacist may not: (3) Engage in unprofessional conduct.)

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

CONCLUSIONS OF LAW

Based upon the foregoing Findings of Fact, the Board finds that Respondent violated §§12-6B-09 (3) and (27), 12-313 (25) of the Act and COMAR 10.34.10.01 B (3).

ORDER

Based on the foregoing Findings of Fact, Conclusions of Law and agreement of the parties, it is this 20 day of May 2019, by a majority of a quorum of the Board,

³ A stet is an indefinite postponement. No guilty verdict is entered, but the defendant may be asked to accept conditions set down by the court. The defendant must waive his/her right to a speedy trial. A case on the stet

ORDERED that the Respondent's Registration be SUSPENDED for Six Months, all STAYED; and it is further

ORDERED that the Respondent be placed on two years Probation, subject to the following conditions:

- A. The Respondent shall submit to urinalysis every other month with the reports submitted to the Board;
- B. The Respondent shall attend monthly meetings of AA/NA or other equivalent 12-step meeting with a report of said attendance submitted to the Board;
- C. The Respondent may continue her pain management program and ensure that her doctor provides quarterly reports to the Board of her program. The Respondent shall also notify the Board of any changes in her pain management program;
- D. The Respondent may petition for termination of probation after one year of Probation, provided that she has fully complied with the terms of the Order and there are no outstanding complaints against her.
- E. The Respondent shall bear the costs of compliance with the Order.

ORDERED that the Consent Order is effective as of the date of its signing by the Board; and be it

ORDERED that the Respondent shall practice in accordance with the laws and

docket may be re-opened at any time within one year if the conditions of the stet are violated.

regulations governing the practice of pharmacy technicians in Maryland; and be it further

ORDERED that, should the Board receive information that the Respondent has violated the Act or, if the Respondent violates any conditions of this Order or of Probation, after providing the Respondent with notice and an opportunity for a hearing, the Board may take further disciplinary action against the Respondent, including suspension or revocation.

The burden of proof for any action brought against the Respondent as a result of a breach of the conditions of the Order or of Probation shall be on the Respondent to demonstrate compliance with the Order or conditions; and be it

ORDERED, that, for purposes of public disclosure, as permitted by Md. Code Ann., Gen'l Prov. §§ 4-101, *et seq.* (Vol. 2014 and 2018 Supp.), this document consists of the contents of the foregoing Findings of Fact, Conclusions of Law and Order, and that the Board may also disclose same to any National reporting data bank that it is mandated to report to.

A handwritten signature in blue ink, appearing to read "Kevin Morgan", with a horizontal line underneath it.

Kevin Morgan, Pharm.D., President
State Board of Pharmacy

CONSENT OF KRYSTAL RENNIE, PHARM TECH

I, KRYSTAL RENNIE, PHARM TECH, acknowledge that I am represented by counsel, Michael T. Ott, Esquire, and have consulted with counsel before entering into this Consent Order. By this Consent 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 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 agree to forego my opportunity to challenge these allegations. 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 after 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.

5/10/19
Date


Krystal Rennie, Pharm Tech

STATE OF Maryland :

CITY/COUNTY OF Anne Arundell :

I HEREBY CERTIFY that on this 10th day of May 2019, before me, Sandra Wolfe, a Notary Public of the foregoing State and (City/County),
(Print Name)
personally appeared Krystal Rennie, Pharm Tech, Registration No. T06154, and made oath in due form of law that signing the foregoing Consent Order was her voluntary act and deed, and the statements made herein are true and correct.

AS WITNESSETH my hand and notarial seal.

Sandra A Wolfe
Notary Public

My Commission Expires: 3/13/22