

IN THE MATTER OF

\* BEFORE

DEJON ROBINSON IV

\* THE

PHARM TECH

\* STATE BOARD

Registration Number: T18333

\* OF

Respondent

\* PHARMACY

\* Case Number: 18-126

\* \* \* \* \*

**ORDER FOR SUMMARY SUSPENSION**

Pursuant to Md. Code Ann., State Gov't ("SG") §10-226 (c)(2) (2014 Repl. Vol. and 2017 Supp.), the State Board of Pharmacy (the "Board") hereby suspends the registration to practice as a Pharmacy Technician ("Pharm Tech") in Maryland issued to **DEJON ROBINSON IV** (the "Respondent"), **Registration Number: T18333**, under the Maryland Pharmacy Act (the "Act"), Md. Code Ann., Health Occupations (Health Occ.) §§ 12-101 *et seq.* (2014 Repl. Vol. and 2017 Supp.). This Order is based on the following investigative findings, which the Board has reason to believe are true:

**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>

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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 again the Respondent in connection with this matter.

1. At all times relevant hereto, the Respondent was registered to practice as a Pharm Tech in the State of Maryland. The Respondent was first registered on July 22, 2016. The Respondent's registration expires on July 31, 2018.

2. At all times relevant hereto, the Respondent was employed as a Pharm Tech at a pharmacy (the "Pharmacy") within a National chain in Landover, Prince George's County, Maryland.<sup>2</sup>

3. By a letter dated December 18, 2017, the Pharmacy reported to the Board that there had been a loss or theft due to employee pilferage and, that the Respondent admitted to drug diversion and was terminated from employment as a result.

4. The Pharmacy's Drug Enforcement Administration (DEA) Report showed the following controlled substances were lost or stolen:

Alprazolam <sup>3</sup> , 1 mg	942 tablets
Alprazolam, 2 mg	2054 tablets

5. The Pharmacy's employment file received by the Board at a later date contained a handwritten admission of the theft by the Respondent.

6. As a result of the above thefts, the Respondent was charged with the following in the District Court for Prince George's County:

Count One: CDS Poss w/Int to Dist

Count Two: Theft: \$1500 to under \$25,000

Count Three: CDS Possess—Not Marijuana.

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<sup>2</sup> The names of facilities and/or individuals are confidential but may be disclosed to the Respondent by contacting the Administrative Prosecutor.

<sup>3</sup> Alprazolam is a benzodiazepine used to treat anxiety and panic attacks.

7. On January 19, 2018, in the aforesaid Court, the Respondent pled "Other Plea" to Counts One and Three and received a Nolle Pross.<sup>4</sup> The Respondent pled guilty to Theft, \$100 to under \$1,500, and was found guilty on March 12, 2018. He was fined \$57.50 in court and other costs and sentenced to six months in prison, all suspended. The Respondent was given Probation until March 12, 2019 and ordered to pay \$1000 restitution to the Pharmacy.

8. By stealing drugs from his employer, the Respondent is a threat to the public health, safety or welfare.

### CONCLUSIONS OF LAW

Based on the foregoing, the Board finds that the public health, safety or welfare imperatively requires emergency action, pursuant to SG §10-226(c) (2).

### ORDER

Based on the foregoing, it is therefore this 31<sup>st</sup> day of May, 2018, by a majority vote of a quorum of the Board, by authority granted to the Board by SG §10-226(c) (2), the registration held by the Respondent, **DEJON ROBINSON IV**, to practice as a Pharm Tech in Maryland, Registration No. **T18333** 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 should be continued; and it is further

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<sup>4</sup> Nolle Prossed is *Nolle prosequi*, a legal term of art and a Latin legal phrase meaning "be unwilling to pursue", a phrase amounting to "do not prosecute". It is a phrase used in many common law criminal prosecution contexts to describe a prosecutor's decision to voluntarily discontinue criminal charges either before trial or before a verdict is rendered. It contrasts with an involuntary dismissal.

**ORDERED** that the Respondent shall immediately turn over to the Board his wall certificate and wallet-sized registration to practice as a Pharm Tech issued by the Board; and it is further

**ORDERED** that this document constitutes an Order of the Board and is a public document for purposes of public disclosure, as required by Md. Code Ann., Gen. Prov. §§ 4-101 *et seq.* (2014 Vol. and 2017 Supp.).

  
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.