





e. Fiorinal approximately 100 tablets over the last eight years diverted for the personal and unauthorized use of Mr. Silverman.

2. That the foregoing drugs were diverted for the personal and unauthorized use of Mr. Silverman.

3. That according to his own admissions, Mr. Silverman self-administered Valium and Tylenol with codeine while on duty as a pharmacist. By his own estimate, Mr. Silverman self-administered approximately 6-8 Tylenol with codeine tablets and 10 Valium 5 mg. tablets each day while on duty.

4. That on or about May 1, 1984, Mr. Silverman arrived at work at the Crystal City Drug Fair, where he was employed as a relief pharmacist, in an impaired state as a result of drug use. He was admitted on that day to the National Orthopaedic Hospital, Arlington, Virginia, intensive care unit via the emergency room for "acute alteration of mental status" and was subsequently transferred to Sibley Hospital in Washington, D.C., for drug detoxification and treatment.

5. That Mr. Silverman was hospitalized at Sibley Hospital for drug treatment until May 21, 1984.

See Exhibit C, at 1-2

6. That the allegations contained in Count I of the Virginia Board's Notice of Hearing and Statement of Particulars and Paragraphs 1, 2, and 3 of the Order of Summary Suspension are substantiated by a handwritten statement made by Respondent on May 21, 1984 before Robert Shemeld, Loss Prevention Officer, from the Loss Prevention Department at Gray Drug Fair, Inc. See Exhibit D.

7. That in its Order of Summary Suspension, the Virginia Board determined that "the continued practice of pharmacy by Steven L. Silverman, R.Ph., poses an imminent danger to the public health or safety warranting summary suspension." See Exhibit C, at 2.

8. That in its Order of Summary Suspension, the Virginia Board summarily suspended Respondent's license to practice pharmacy in Virginia and directed Respondent to cease

immediately from engaging in the practice of pharmacy in that State.

9. That until May 21, 1984, Respondent had been employed since the early part of 1984 by Gray Drug Fair, Inc., Alexandria, Virginia, as a relief pharmacist at various Drug Fair stores located in Virginia, Maryland and the District of Columbia.

10. That based on the information received from the Virginia Board, the Maryland Board has reason to believe that Respondent's drug problem remains unresolved.

11. That based on the foregoing information, the Maryland Board has reason to believe that Respondent may have violated the following subsections of § 12-311(b) of the Health Occupations Article of the Annotated Code of Maryland:

(4) Provides professional services while:

\* \* \*

(ii) Using any narcotic or controlled dangerous substance, as defined in Article 27 of the Code, or other drug that is in excess of therapeutic amounts or without valid medical indication;

\* \* \*

(7) Willfully fails to file or record any record that is required by law;

\* \* \*

(14) Without first having received a written or oral prescription for the drug from an authorized prescriber, dispenses any drug for which a prescription is required;

\* \* \*

(20) Is professionally, physically, or mentally incompetent;

\* \* \*

(23) Is disciplined by a licensing or disciplinary authority of any other state . . . for an act that would be grounds for disciplinary action under the Board's disciplinary statutes.

12. That for the reasons set forth in the foregoing paragraphs, the Board concludes that emergency action is required in this case pursuant to Article 41, § 250A(c) of the Annotated Code of Maryland because Respondent's continued access to controlled dangerous substances as a practicing pharmacist poses an imminent and grave danger to the public health, safety and welfare and that that situation imperatively requires emergency action by the Board prior to its filing and considering charges against Respondent's license to practice pharmacy.

ORDER

IT IS THIS 29 day of June, 1984, by the Maryland Board of Pharmacy,

ORDERED that pursuant to the authority vested in the Board by Article 41, § 250A(c) of the Annotated Code of Maryland, Respondent's license to practice pharmacy is hereby SUMMARILY SUSPENDED; and be it further

ORDERED that on presentation of this Order, Respondent shall immediately deliver to the Board's investigator (1) his diploma-sized certificate of the Maryland Board of Pharmacy, (2) his current Department of Health and Mental Hygiene license renewal certificate, and (3) his current wallet-size license renewal card; and be it further

ORDERED that a hearing to consider this emergency suspension shall be held before the Board within ten (10) business days of the date on which the Board receives a written request for such a hearing from Respondent.



Roslyn Scheer  
Executive Director  
Maryland Board of Pharmacy