



DEPARTMENT OF HEALTH

Larry Hogan, Governor · Boyd K. Rutherford, Lt. Governor · Dennis R. Schrader, Secretary

Maryland Board of Pharmacy

Jennifer L. Hardesty, Pharm D., Board President
Deena Speights-Napata, M.A., Executive Director
4201 Patterson Avenue
Baltimore, MD 21215-2299

**REGULAR & CERTIFIED MAIL
RETURN RECEIPT REQUESTED
ARTICLE #7019 2280 0000 6567 5224**

Kristina Staten
[REDACTED]

Re: Registration No. T24356
Notice of Recommended Civil Monetary Penalty

Dear Ms. Staten:

On June 15, 2022, the Board of Pharmacy (the "Board") conducted an annual inspection of one of your pharmacy employer's locations in Silver Spring, Maryland, (the "Pharmacy A") to determine if Pharmacy A was in compliance with federal and state laws regarding the operation of a pharmacy. During that inspection, the inspector noted that your pharmacy technician registration had expired on December 31, 2021. In addition, the Board's records indicate that you submitted an application for reinstatement of your registration on July 13, 2022, in which you erroneously attested that you had not worked as a pharmacy technician during the expiration of your registration. Notwithstanding your inaccurate statement, the Board reinstated your technician registration on July 29, 2022.

I. FINDINGS AND CONCLUSION

The Board finds that you worked as a pharmacy technician at Pharmacy A without a current and active registration between approximately January 1, 2022, and June 15, 2022.

A pharmacy technician must be duly registered with the Board, or otherwise statutorily authorized, in order to perform delegated pharmacy acts. Working as a pharmacy technician without a registration is in violation of the Maryland Pharmacy Act, Health Occ. Art. § 12-6B-01.

II. RECOMMENDED CIVIL MONETARY PENALTY

Under the Maryland Pharmacy Act, Health Occupations Article § 12-707(e), and COMAR 10.34.11.09, the Board of Pharmacy has the authority to impose a civil penalty for working as a pharmacy technician on an expired registration of \$25.00 per month for each month a pharmacy technician works on an expired registration up to a maximum fine of \$250.00.

Based upon the facts set forth in Section I above, and COMAR 10.34.11.09, the Board hereby recommends the imposition of a **civil monetary penalty of \$125.**

III. OPPORTUNITY FOR HEARING

If you dispute the findings, conclusions or the recommended civil monetary penalty, you may request an evidentiary hearing on the Board's decision in this matter. In the event that you request an evidentiary hearing, the Board shall initiate formal proceedings which will include the opportunity for a full evidentiary hearing. The hearing will be held in accordance with the Administrative Procedure Act, Md. Code Ann. State Gov't § 10-201 *et seq.*, and COMAR 10.34.01. Any request for a hearing must be submitted in writing to Donna Goldberg, R.Ph., J.D., Maryland Board of Pharmacy, 4201 Patterson Ave., 5th Floor, Baltimore, Maryland 21215, **no later than thirty (30) days of the date of this Notice.**

Please be advised that at the hearing you would have the following rights: to be represented by counsel, to subpoena witnesses, to call witnesses on your own behalf, to present evidence, to cross-examine witnesses, to testify, and to present summation and argument. Should the Board find you in violation of the Maryland Pharmacy Act, the Board may issue a reprimand, suspension, or revocation of your registration, place your registration on probation, and/or impose a civil penalty not to exceed \$2,500. If you request a hearing but fail to appear, the Board may nevertheless hear and determine the matter in your absence.

IV. OPTION TO PAY RECOMMENDED MONETARY PENALTY

Alternatively, the Pharmacy may pay the recommended civil monetary penalty **within thirty (30) days** of the date of this Notice, in the form of a certified check or money order made payable to the Maryland Board of Pharmacy.

Please mail the check or money order to:

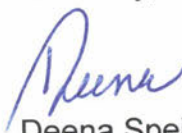
Wells Fargo Bank
Attn: State of MD - Board of Pharmacy
Lockbox 2051
401 Market Street
Philadelphia, PA 19106

NOTE: Please include the Case Number 23-013, on your check or money order to ensure proper assignment to your case.

Upon your payment of the civil monetary penalty, this Notice will constitute the Board's final action with respect to this matter, and shall be a public order in accordance with the Maryland Public Information Act, Gen. Provisions, Sec. 4-333, published on the Board's website in accordance with Health Occ., Sec. 1-607, and reported in accordance with State and federal laws.

If you have any questions concerning the instructions contained in this letter, please contact Donna Goldberg, R.Ph., J.D., at 410-764-3768.

Sincerely,



Deena Speights-Napata, M.A.
Executive Director

cc: Linda Bethman, Board Counsel