IN THE MATTER OF * BEFORE THE

TIERRA WINDLEY, PHARM TECH * STATE BOARD

Registration No.: T10333 * OF

Respondent * PHARMACY

* Case No. PT-17-003

* * * * * * * * * * * *

ORDER FOR SUMMARY SUSPENSION

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

INVESTIGATIVE FINDINGS

- 1. At all times relevant hereto, the Respondent was registered to practice as a Pharmacy Technician in Maryland. The Respondent was first registered on January 20, 2012. The Respondent's registration expires on September 30, 2017.
 - At all times relevant hereto, the Respondent was employed as a Pharmacy Technician at a specialty pharmacy service in Annapolis, Maryland, hereinafter "Pharmacy A."
- 3. On or about July 7, 2016, the Board received documentation from Pharmacy A indicating that the Respondent was terminated from employment on or about May 10, 2016 for theft of controlled substances, as follows:

A. On May 16, 2016, it was reported that the perpetual inventory count reflected a shortage of 200 Oxycodone IR¹, 15 mg tablets and 100 Oxycodone, 20 mg tablets. Additional inventory count confirmed the shortage;

B. Video surveillance then disclosed that the theft was by the Respondent;

C. As a result, the Respondent was terminated from employment with Pharmacy A and the police were called;

4. As a result of the thefts, the Respondent was charged in the District Court of Maryland for Howard County with the following:

Count 1: CDS Posss--not Marijuana;

Count 2: Theft: Less than \$1000;

Count 3: Theft: Less \$100.

5. Pharmacy A filed a Drug Enforcement Administration (DEA) "Report of Theft or Loss of Controlled Substances", as required. The Report listed the following substances taken:

Oxycodone HCL, 15 mg

200 tablets;

Oxycodone HCL, 20 mg

100 tablets.

¹ Oxycodone (Immediate Release) is an opioid pain medication. An opioid is sometimes called a narcotic. Oxycodone is used to treat moderate to severe pain.

CONCLUSIONS OF LAW

Based on the foregoing, the Board finds that the public health, safety or welfare imperatively requires emergency action, pursuant to Md. St. Gov't. Code Ann. §10-226 (c) (2) (2014 Repl. Vol. II.).

ORDER

Based on the foregoing, it is therefore this 26th day of September, 2016, by a majority vote of a quorum of the State Board of Pharmacy, by authority granted to the Board by Md. St. Govt. Code Ann. §10-226(c) (2) (2014 Repl. Vol. II), the registration held by the Respondent to practice as a Pharm Tech in Maryland. Registration No.T10333 is hereby **SUMMARILY SUSPENDED**; and be it 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, regarding the Respondent's fitness to practice as a Pharm Tech and the danger to the public; and be it further

ORDERED, that the Respondent shall immediately turn over to the Board her wall certificate and wallet-sized registration to practice as a Pharm Tech issued by the Board: and be it further

ORDERED that this document constitutes a final 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 Vol.).

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.