

IN THE MATTER OF
MICHAEL PARTYKA
LICENSE NO. 13968

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BEFORE THE
MARYLAND BOARD
OF PHARMACY

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PRE-CHARGE CONSENT ORDER

Background

The Maryland Board of Pharmacy (the "Board") received credible information from Pharmacy "A" indicating that pharmacist Michael Partyka, License Number 13968, (the "Respondent") practiced pharmacy on an expired license from approximately November 1, 2012, to March 15, 2013.

In lieu of issuing Charges against the Respondent for violation of the Maryland Pharmacy Act, Md. Code Ann., Health Occ. § 12-101 *et seq.*, the Board held a Pre-Charge Case Resolution Conference with the Respondent on August 14, 2013. As a result, the Board and the Respondent have agreed to resolve this matter as set forth in this Pre-Charge Consent Order.

FINDINGS OF FACT

1. On April 9, 2013, the Board received credible information from Pharmacy A indicating that one of its employees, the Respondent, had practiced pharmacy at Pharmacy A on an expired license from approximately November 1, 2012, through March 15, 2013.
2. On or about March 15, 2013, the Respondent requested leave from Pharmacy A to attend to personal matters. Pharmacy A subsequently discovered the Respondent's lapse in licensure. The Respondent was terminated by Pharmacy A on April 3, 2013, for violation of company policy.
3. Due to serious personal issues, the Respondent did not renew his pharmacist's license prior to its expiration on November 1, 2012, and had not completed sufficient continuing

education credits necessary for renewal.

4. The Respondent did not practice pharmacy after his termination from Pharmacy A. The Respondent is not currently practicing pharmacy due to ongoing personal issues.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that the Respondent is subject to a civil fine in accordance with Md. Code Ann., Health Occ. §§ 12-701 and 12-707(e).

ORDER

Based on an affirmative vote of the Board, it is this 20 day of August, 2018¹⁴.

hereby:

ORDERED that the Respondent shall pay a civil FINE in the amount of \$5,000, payable to the Maryland Board of Pharmacy within one (1) year of the date of this Order; and be it further,

ORDERED that upon petitioning the Board for reinstatement of his pharmacist's license, the Respondent shall:

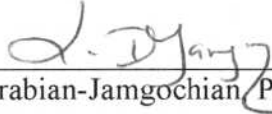
- (1) Comply with all applicable licensing reinstatement requirements set forth in COMAR 10.34.13, to include payment of fees and completion of continuing education credits; and
- (2) Submit to and fully cooperate with a fitness evaluation by a Board-appointed evaluator, such costs to be paid by the Respondent; and be it further,

ORDERED that in the event that the Respondent's license is reinstated by the Board, the Board may impose any probationary conditions or restrictions on his license that it deems appropriate based on the results of the Board's evaluation; and be it further,

ORDERED that this is a formal order of the Maryland Board of Pharmacy and as such is a public document pursuant to the Maryland Annotated Code, State Government Article, Section 10-617(h).

Date

8/20/14


Lenna Israbian-Jamgochian, Pharm.D.
President
Maryland Board of Pharmacy

CONSENT

1. By signing this Consent, I submit to the foregoing Consent Order as a resolution of this matter in lieu of formal charges, which process would have afforded me the right to a full evidentiary hearing. I consent and submit to the foregoing Findings of Fact, Conclusions of Law, and Order as if made after a full evidentiary hearing in which I would have 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 law.
2. By signing this Consent, I waive any rights I may have had to contest the findings and determinations contained in this Consent Order.
3. I acknowledge the legal authority and the jurisdiction of the Board to enter into and enforce this Consent Order.

4. I sign this Consent Order freely and voluntarily, after having had the opportunity to consult with counsel. I fully understand the language, meaning, and effect of this Consent Order.

8/14/2014
Date

Michael Partyka
Michael Partyka
License No. 13968

STATE OF Maryland
COUNTY/CITY OF Frederick

I hereby certify that on this 14th day of August, 2014, before me, a Notary Public of the State and County/City aforesaid, personally appeared MICHAEL PARTYKA and made an oath in due form that the foregoing Consent was his voluntary act and deed.



Michael Price
NOTARY PUBLIC
Anne Arundel County
State of Maryland
My Commission Expires
6/28/2015

Michael Price
Notary Public
My commission expires: 6/28/2015