

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, ss.

BOARD OF REGISTRATION
IN PHARMACY

In the Matter of)
BRUCE J. ZIPPIN, R.Ph.)
Pharmacist No. 16477)
Exp. 12/31/12)

DOCKET NO. PHA-2011-0120

FINAL ORDER OF SUMMARY SUSPENSION

In accordance with its broad grant of authority, pursuant to Massachusetts General Laws Chapter 112, Section 42A; 247 CMR 10.07 and 247 CMR 11.15, to decide when professional standards have been violated and to discipline any violations in order to promote the public health, safety and welfare (*Strasnick v. Board of Registration in Pharmacy*, 408 Mass. 654; 562 N.E. 2d 1333 (1990); *Rosen v. Board of Registration in Medicine*, Supreme Judicial Court, June 3, 1987), and following the withdrawal of a request for a hearing on the necessity of the summary suspension (letter of counsel dated May 11, 2011), the Board of Registration in Pharmacy (Board) ORDERS that:

The **SUSPENSION** of the pharmacist registration of **BRUCE J. ZIPPIN** (Respondent), the Manager of Record of SHORE DRUG (Pharmacy), located at 297 Belmont Street in Belmont, Massachusetts (Pharmacy No. 1285/Status: SUSPENDED, effective May, 4, 2011), pursuant to the *Temporary Order of Summary Suspension (Temporary Order)* issued by the Board dated and effective May 10, 2011 **be CONTINUED**, pending a hearing (if requested) on the merits of the allegations relating to above-referenced Complaint Docket No. PHA-2011-0120 or other agreed upon disposition by the parties.

As set forth in the *Temporary Order*, the Board has determined that based upon:

- (a) the *Temporary Order of Summary Suspension* issued by the Board dated and effective May 4, 2011 summarily suspending the registration of the Pharmacy and the *Final Order of Summary Suspension* issued by the Board dated May 10, 2011 continuing the suspension of the Pharmacy pending a hearing on the merits of the allegations, as more specifically described in Complaint Docket No. PHA-2011-0014;

(b) the results of an inspection of the Pharmacy conducted by Board Investigators on May 4, 2011, which inspection findings, including photographs of pharmacy premises and inventory, identified substantial deficiencies in various pharmacy practice areas involving multiple and significant federal and state statutory and regulatory pharmacy practice violations, including, but not limited to, sanitation, compounding, expired medications, controlled substance recordkeeping and unlicensed pharmacy practice, as more specifically described in Complaint Docket No. PHA-2011-0014; and

(c) Respondent's responsibilities as Manager of Record of the Pharmacy (April 2005 to date) to insure that pharmacy operations are compliant with state and federal rules and regulations and that pharmacy personnel are appropriately and currently licensed by the Board in accordance with state and federal rules and regulations (MGL c. 112, s. 39 and Board Regulation 247 CMR 6.07);

the health, safety, and welfare of the public necessitate the continuation of such summary action.

RIGHT OF APPEAL

Respondent is hereby notified of his right to appeal this *Final Order of Summary Suspension*, pursuant to G.L. c. 112, § 64 and G.L. c. 30A, §§ 14 and 15, within thirty (30) days of receipt of this *Final Order of Summary Suspension*.

BOARD OF REGISTRATION
IN PHARMACY



Stanley B. Walczyk, R.Ph.
President

Effective Date: May 11, 2011

Decision No. 2617

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