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COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

DEPARTMENT OF PUBLIC PROTECTION  
BOARD OF REGISTRATION  
IN PHARMACY

In the Matter of )  
Christopher Mark Rivera )  
PT License No. 16678 )  
Expiration Date: 10/27/15 )

PHA-2013-0183

**CONSENT AGREEMENT FOR VOLUNTARY SURRENDER**

The Massachusetts Board of Registration in Pharmacy ("Board") and Christopher Mark Rivera ("Licensee"), a pharmacist registered by the Board, PT16678, do hereby stipulate and agree that the following information shall be entered into and become a permanent part of the Licensee's record maintained by the Board:

1. The Licensee acknowledges that the Board opened a complaint against his Massachusetts pharmacy technician registration ("registration") related to the conduct set forth in Paragraph 2, identified as Docket No. PHA-2013-0183 ("the Complaint").<sup>1</sup>
2. The Board and the Licensee acknowledge and agree to the following facts:
  - a. Licensee stole \$200 in cash and diverted the following medications from the pharmacy where he was employed as a pharmacy technician:
    - i. At least Sixty (60) tablets of Clonazepam 2 mg;
    - ii. At least Thirty (30) tablets of Alprazolam 2 mg; and
    - iii. At least One hundred and six (106) tablets of Percocet 5/325 mg.
  - b. Licensee did not have a valid prescription for the medications described in Paragraph 2a.

<sup>1</sup> The term "registration" applies to both a current registration and the right to renew an expired registration.

- c. Licensee diverted the medications described in Paragraph 2a to sell to others who did not have a valid prescription.
3. The Board and Licensee acknowledge and agree that Licensee's conduct described in Paragraph 2 is a violation M.G.L. c. 94C, § 34 and is grounds for discipline by the Board under M.G.L. c. 112, § 61 and Board regulations at 247 CMR 10.03.
  4. The Licensee agrees to SURRENDER his license for an indefinite period of time and refrain from practicing as a pharmacy technician and from working in any pharmacy-related setting in Massachusetts, commencing with the date on which the Board signs this Agreement ("Effective Date"). The Licensee further agrees to immediately return his original Massachusetts pharmacy technician registration to the Board.
  5. The Licensee agrees that he will not practice as a pharmacy technician or work in a pharmacy related setting in Massachusetts from the Effective Date unless and until the Board reinstates his registration.<sup>2</sup>
  6. The Board agrees that in return for the Licensee's execution of this Agreement it will not prosecute the Complaint.
  7. The Licensee understands that he has a right to formal adjudicatory hearing concerning the allegations against him and that during said adjudication he would possess the right to confront and cross-examine witnesses, to call witnesses, to present evidence, to testify on his own behalf, to contest the allegations, to present oral argument, to appeal to the courts, and all other rights as set forth in the Massachusetts Administrative Procedures Act, M.G.L. c. 30A, and the Standard Adjudicatory Rules of Practice and Procedure, 801 CMR 1.01 *et seq.* The Licensee further understands that by executing this Agreement he is knowingly and voluntarily waiving his right to a formal adjudication of the Complaint.

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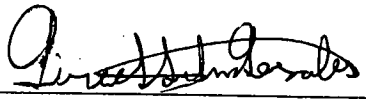
<sup>2</sup> The Licensee understands that practice as a registered pharmacy technician includes, but is not limited to, seeking and/or accepting a paid or voluntary position as a registered pharmacy technician, or a paid or voluntary position requiring that the applicant hold a current pharmacy technician registration. The Licensee further understands that if he accepts a voluntary or paid position as a pharmacy technician, or engages in any practice of pharmacy after the Effective Date and before the Board formally reinstates his registration, evidence of such practice shall be grounds for the Board's referral of any such unlicensed practice to the appropriate law enforcement authorities for prosecution.


Rivera, Christopher

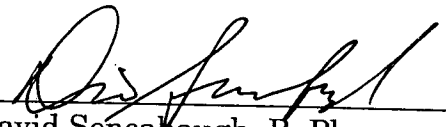
PT16678

PHA-2013-0183

8. The Registrant acknowledges that he has been at all times free to seek and use legal counsel in connection with the Complaint and this Agreement.
9. The Licensee acknowledges that after the Effective Date, the Agreement constitutes a public record of disciplinary action by the Board. The Board may forward a copy of this Agreement to other licensing boards, law enforcement entities, and other individuals or entities as required or permitted by law.
10. The Licensee certifies that he has read this Agreement. The Licensee understands and agrees that entering into this Agreement is a final act and not subject to reconsideration, appeal or judicial review.

 8/5/14  
Witness (sign and date)

 8/5/14  
**Christopher Mark Rivera**  
(sign and date)

  
David Sencabaugh, R. Ph.  
Executive Director  
Board of Registration in Pharmacy

8/19/2014  
Effective Date of Surrender Agreement

Fully Signed Agreement Sent to Licensee on 8/19/2014 by  
Certified Mail No. 7012 3460 0003 3582 4466