

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION  
IN PHARMACY

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In the Matter of )  
**George A. Marra** )  
Pharmacist Registration No. 16593 )

Docket No. PHA20100026

CONSENT AGREEMENT

The Board of Registration in Pharmacy (Board) and George A. Marra, R.Ph. (Registrant), a pharmacist registered by the Board (Pharmacist Registration No. 16593), owner and Manager of Record of **Medical Pharmacy** (Registration No. 1709), a pharmacy located at 769 Washington Street in Stoughton, Massachusetts (Pharmacy), do hereby stipulate and agree that the following information shall be entered into and become a permanent part of the file of the Registrant which is maintained by the Board:

1. The parties enter into this Consent Agreement ("Agreement") to resolve matters arising out of complaint pending against Registrant as Docket No. PHA20100026 ("Complaint").
2. On December 22, 2009, a Board Investigator inspected the Pharmacy and observed multiple violations of Board regulations pertaining to the practice of pharmacy (247 CMR), including, but not limited to, the failure of the Pharmacy to:
  - a. maintain records and conduct inventories in compliance with federal and state laws and Board regulations (247 CMR), in violation of 247 CMR sections 6.07(b), 9.01(1) and 9.01(14);
  - b. conduct Pharmacy operations in a clean and sanitary manner, in violation of 247 CMR 6.02(1) and 9.01(1);
  - c. provide the proper preservation and storage of prescription drug products, in violation of 247 CMR 9.01(1) and 9.01(5);
  - d. conduct Pharmacy operations in a manner that facilitates proper preparation and compounding of prescribed medications; and provide for an arrangement and storage of drugs that is calculated to prevent accidental misuse, in violation of 247 CMR 6.01(5)(b);
  - e. comply with United States Pharmacopoeia ("USP") Compounding Standards 795, in violation of 247 CMR 9.01(3);
  - f. provide for adequate procedures for insuring all medications are accurately



labeled and that for any medications for dispensing, the medications include an accurate beyond use date and lot number; in violation of 247 CMR 9.01(3)(10); and

- g. maintain a written copy of a Continuous Quality Improvement (CQI) Program and a record of all Quality Related Events for a minimum of two year period; and provide documentation of a CQI program with ongoing education at least annually, in violation of 247 CMR 15.00.
3. The Registrant acknowledges that he was owner and Manager of Record of the Pharmacy .
  4. Accordingly, the Registrant freely agrees to the following:
    - a. that the multiple regulatory violations observed at the Pharmacy, as described in Paragraph 2, constitute professional misconduct by Registrant, as owner and manager of record of the Pharmacy, warranting disciplinary action by the Board, pursuant to M.G.L. c.112, §§ 42A and 61 and 247 CMR 6.07 and 9.01(1);
    - b. that the Registrant's pharmacist registration is hereby REPRIMANDED by the Board;
    - c. to provide official documentation to the Board, within 180 days of the Effective Date of the Agreement, that the Registrant has completed Board-approved training in USP 795 Compounding Standards; and
    - d. that monthly during the twelve month period following the Effective Date of the Agreement, Registrant shall complete, and provide written verification of completion to the Board by the last day of each month, a Board "Self-Inspection Form." Registrant must maintain a copy (signed and dated) of each monthly Self-Inspection Form at the Pharmacy, readily retrievable at Board request, for the twelve month period a minimum tow year period following the Effective Date of the Agreement.
  5. The Board agrees that in return for Registrant's execution of this Agreement, and compliance with the terms and conditions set forth in Paragraph 4, the Board will not advance the prosecution of Registrant pursuant to the Complaint; any and all other rights of the Board to take action within the scope of its authority are expressly reserved.
  6. The Agreement and its contents shall become a part of the records maintained by the Board, and as such, are public records subject to disclosure to the public, other licensing boards, and the National Association of Boards of Pharmacy.
  7. The Registrant understands and agrees that the decision to enter into the Agreement and to accept the terms and conditions herein described is a final act and is not subject to reconsideration or judicial review.
  8. The Registrant states that Registrant has used legal counsel in connection with the decision to enter into this Agreement or, if Registrant did not, that an opportunity to do so was provided and that the decision to enter into this Agreement was freely made by Registrant.



9. The Registrant understands that, by executing this Agreement, Registrant is waiving all rights to a formal hearing at which time Registrant 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 court in the event of an adverse ruling, and all other rights set forth in the State Administrative Procedure Act, G.L. c. 30A, and the Standard Adjudicatory Rules of Practice and Procedure, 801 CMR 1.01 *et seq.*

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Witness (signature)

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Witness (print name)

George A. Marra  
George A. Marra, R.Ph.  
Effective Date: 8.31.2010

Board of Registration in Pharmacy

Joanne M. Trifone  
Joanne M. Trifone, R.Ph.  
President  
Date: 8/26/10

Dec. No. 2272