

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN PHARMACY

In the Matter of)
Lynne Millson, R.Ph.)
License No. PH27193)
Expires December 31, 2020)

Docket No. PHA-2018-0075

CONSENT AGREEMENT FOR PROBATION

The Massachusetts Board of Registration in Pharmacy ("Board") and Lynne Millson ("Licensee"), license no. PH27193 ("License")¹, 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 a complaint has been opened by the Board against her License related to the conduct set forth in Paragraph 2, identified as Docket No. PHA-2018-0075 ("Complaint").
2. The Board and the Licensee acknowledge and agree to the following facts:
 - a. On or about June 19, 2018, Office of Public Protection ("OPP") investigators conducted a <795> pharmacy compliance inspection ("inspection") of Sudbury Pharmacy ("Pharmacy"), located 447 Boston Post Road in Sudbury, Massachusetts.
 - b. At all times relevant to the Complaint's allegations, Licensee was employed as a pharmacist at the Pharmacy.
 - c. During the inspection, OPP investigators observed that the Pharmacy had compounded Gentamicin® in sodium chloride intended for bladder irrigation in a non-aseptic manner and assigned a beyond use date of 14 days, both contrary to USP <797>.

¹ The term "registration", "license" or "License" applies to both a current license and the right to renew an expired license.

a. The Board may upon written notice to the Licensee, as warranted to protect the public health, safety, or welfare:

- i. EXTEND the Probationary Period; and/or
- ii. MODIFY the Probation Agreement requirements; and/or
- iii. IMMEDIATELY SUSPEND the Licensee's License.

b. If the Board suspends the Licensee's License pursuant to Paragraph 8(a)(iii), the suspension shall remain in effect until:

- i. the Board provides the Licensee written notice that the Probationary Period is to be resumed and under what terms; or
- ii. the Board and the Licensee sign a subsequent agreement; or
- iii. the Board issues a written final decision and order following adjudication of the allegations (1) of noncompliance with this Agreement, and/or (2) contained in the Subsequent Complaint.

9. The Licensee agrees that if the Board suspends her License in accordance with Paragraph 8, she will immediately return her current License to the Board, by hand or certified mail. The Licensee further agrees that upon said suspension, she will no longer be authorized to operate as a pharmacist in the Commonwealth of Massachusetts and shall not in any way represent himself as a pharmacist until such time as the Board reinstates her License or right to renew her License.

10. The Licensee understands that she has a right to formal adjudicatory hearing concerning the Complaint and that during said adjudication she would possess the right to confront and cross-examine witnesses, to call witnesses, to present evidence, to testify on her 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 she is knowingly and voluntarily waiving her right to a formal adjudication of the Complaints.

11. The Licensee acknowledges that she has conferred with legal counsel in connection with the Complaint and this Agreement.

12. 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.
13. The Licensee certifies that she has read this Agreement. The Licensee understands and agrees that entering into this Agreement is a voluntary and final act and not subject to reconsideration, appeal or judicial review.

Shwa Morzani 4/5/19 Lynne Millson 4/5/19
Witness (sign and date) Lynne Millson (sign and date)

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

4-5-2019
Effective Date of Probation Agreement

Fully Signed Agreement Sent to Registrant on 4/11/19 by

Certified Mail No. 7017 2620 0000 0142 2161