

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN PHARMACY

In the Matter of)
Nicholas Gopal)
License No. PH239310)
Exp: December 31, 2024)
_____)

Docket No.: PHA-2023-0148
CAS-2023-0815

CONSENT AGREEMENT FOR REPRIMAND

The Massachusetts Board of Registration in Pharmacy, (“the Board”) and Nicholas Gopal, (“the Licensee”), a pharmacist licensed by the Board, License No. PH239310, 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 pharmacist’s license related to the conduct set forth in section 2(a), below, identified as Docket Number PHA-2023-0148, (“the Complaint”).
2. The Licensee and the Board agree to resolve the Complaint without making any admissions or findings and without proceeding to a formal adjudicatory hearing. The Complaint alleges the following:
 - a. On or about June 9, 2023, during a routine pharmacy inspection at Watch City Pharmacy in Waltham, MA, an investigator discovered that the Licensee was practicing as a pharmacist with an expired license.
3. The Board and Licensee acknowledge and agree that based upon the information described in section 2(a), above, the Board could find the Licensee in violation of 247 Code Mass. Regs. § 4.02(3), warranting disciplinary action by the Board under Mass. Gen. Laws c. 112, §§ 42A, 61 and 247 Code Mass. Regs. § 10.03(1)(a).
4. The Licensee agrees that the Board shall impose a REPRIMAND on his license based on the facts described in section 2(a), above, effective as of the date on which the Board signs this Agreement, (“the Effective Date”).
5. The Board agrees that in return for the Licensee’s execution and successful compliance with all the requirements of this Agreement, the Board will not prosecute the Complaint.
6. The Licensee understands that he has a right to a formal adjudicatory hearing concerning the Complaint and that during such adjudication the Licensee 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, Mass. Gen. Laws ch. 30A, and the Standard Adjudicatory Rules of Practice and Procedure, 801 Code Mass. Regs. § 1.01 *et seq.* The Licensee further understands that by executing this Agreement the Licensee is knowingly and voluntarily waiving his right to a formal adjudication of the Complaint.

7. The Licensee acknowledges that he has been at all times represented by Counsel or otherwise free to seek and use legal counsel in connection with the Complaint and this Agreement.
8. The Licensee acknowledges that after the Effective Date, the Agreement constitutes a public record of disciplinary action by the Board subject to the Commonwealth of Massachusetts' Public Records Law, Mass. Gen. Laws ch. 4, § 7. 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.
9. The Licensee understands and agrees that entering into the Agreement is a voluntary and final act and is not subject to reconsideration, appeal, or judicial review.
10. By signing the Agreement, the Licensee certifies he has read and understands the terms of the Agreement.

04/15/2024
Date


(signature)
Licensee

Nicholas Gopal
(print name)
Licensee

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

04/16/24

Effective Date of Reprimand Agreement

Fully Signed Agreement Sent to Licensee on 4 / 18 / 2024 by Certified Mail
No. 7020 2450 0001 9471 9694