

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN PHARMACY

In the Matter of)
ROBERT M. PLAY)
License Number: PH19655)
Expiration: December 31, 2014)

PHA-2013-0140

CONSENT AGREEMENT FOR REPRIMAND

The Massachusetts Board of Registration in Pharmacy ("Board") and Robert M. Play ("Licensee"), a pharmacist licensed by the Board, license number PH19655, 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 license related to the conduct set forth in Paragraph 2, identified as Docket Number PHA-2013-0140 ("Complaint").
2. The Board and the Licensee acknowledge and agree to the following facts:
 - a. In or about February 2012, Licensee failed to identify a prescription error or situation of potential harm to a patient which was apparent or should have been apparent to a pharmacist, in violation of Maine Board Rule Chapter 30, § 1(16).
 - b. Licensee's conduct described in Paragraph 2a warranted discipline in the state of Maine; accordingly, Licensee entered into a Consent Agreement with the Maine Board of Pharmacy ("Maine Consent Agreement").
 - c. The Maine Consent Agreement resulted in a 15 day suspension, followed by a Reprimand with conditions.
3. The Licensee acknowledges that the foregoing facts warrant disciplinary action by the Board under M.G.L. c. 12, §§ 42A and 61 and under 247 CMR 10.03.

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4. The Board acknowledges the receipt of documentation from the Maine Board of Pharmacy demonstrating that Licensee has complied with all requirements of the Maine Board of Pharmacy and that his license is in good standing with the Maine Board of Pharmacy. Licensee and the Board acknowledge that the Board's receipt of said documentation was a precondition to be met before the Board entered into this Agreement.
5. The Licensee agrees that the Board shall impose a REPRIMAND on his license based on the facts admitted in Paragraph 2, effective as of the date on which the Board signs this Agreement ("Effective Date").
6. 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.
7. The Licensee understands that he has a right to formal adjudicatory hearing concerning the Complaint 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.
8. The Licensee 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 subject to the Commonwealth of Massachusetts' Public Records Law, M.G.L. c. 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.

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10. The Licensee certifies that he 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.

[Signature] 12-18-2013
Witness (sign and date)

[Signature] 12-18-2013
Robert M. Play (sign and date)

12-31-13
Effective Date of Reprimand Agreement

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

Fully Signed Agreement Sent to Registrant on January 6, 2014 by
Certified Mail No. 7012 0470 0001 3526 6691

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