

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN PHARMACY

In the Matter of)
Sarah H. Read, R.Ph.)
PH License No. 26884)
License Expires 12/31/08)
_____)

Docket No. PH-07-129

CONSENT AGREEMENT

The Board of Registration in Pharmacy (Board) and Sarah H. Read (Registrant), a pharmacist registered by the Board (Pharmacist Registration No. 26884), do hereby stipulate and agree that the following information shall be entered into and become a permanent part of the file of Registrant, which is maintained by the Board:

1. The parties enter into this Consent Agreement (Agreement) in order to resolve the complaint pending against Registrant before the Board as Docket No. PH-07-129 (Complaint).
2. The Registrant acknowledges and agrees that on various dates beginning on or about May 1, 2007, while working as a pharmacist at Brooks Pharmacy, she filled prescriptions for C-VI medications for herself and another, without authorization.
3. On or about July 13, 2007, the Registrant voluntarily surrendered her license to the Board and requested an opportunity to be heard on any disciplinary actions taken by the Board. The Registrant affirms that she has not worked as a pharmacist in any capacity since July 13, 2007.
4. Accordingly, in order to resolve these matters without further proceedings before the Board the Registrant freely agrees to the following:
 - a. The Registrant agrees that her conduct as described in Paragraph 2 above constitutes professional misconduct which warrants Board disciplinary action under G.L. c. 112, § 61, G.L. c. 94C, §§ 33(b), 34 and 61 and Board Regulations 247 CMR §§ 9.01(1), 9.01 (6); 10.03(1)(a), (b), (e), (u), (v), and (w).
 - b. The Registrant agrees that on the date of the execution of this Agreement by the Board ("Effective Date") the Board will order that her license to practice pharmacy in the Commonwealth shall be suspended for a period of one (1) year (the Suspension Period), with said Suspension Period beginning on the date the Registrant voluntarily surrendered her license to the Board, July, 13, 2007.

- c. Registrant agrees that the termination of the Suspension Period referenced in Paragraph 4(b) shall be granted only if she has met the following conditions:
 - i. Registrant shall pass (grade of 75% or more) the Multistate Pharmacy Jurisprudence Examination (MPJE); and
 - ii. Registrant shall have completed the minimum number of continuing education units (CEUs) credits in compliance with 247 CMR 4.03(4).
- 5. Upon receipt of official documentation of Registrant's completion of the MPJE and required CEUs, the Board will reinstate Registrant's license on a PROBATIONARY STATUS, continuing for a three (3) year period (the "Probation Period"). Termination of the Probation Period shall be governed by Paragraph 7 of this Agreement.
- 6. The Registrant understands and agrees that should she be found to have violated any of the statutes and/or regulations governing the practice of pharmacy for conduct occurring during the Probation Period, the Board may consider the conduct of the Registrant described in Paragraph 2 in determining an appropriate sanction for the subsequent offense.
- 7. Registrant agrees that termination of the Probation Period referenced in Paragraph 5 shall be granted only if she applies in writing to the Board for the termination of the Probation Period. The Board may request a conference to discuss the merits of such request.
- 8. This Agreement and its contents shall be incorporated into the records maintained by the Board, are matters of public record, and are subject to disclosure without limitation to the public and equivalent state licensing boards.
- 9. The Board agrees that in return for the Registrant's execution of this Agreement, the Board will not advance the prosecution of the 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.
- 10. The Registrant understands and agrees that her failure to accept the terms of this Agreement shall nullify the representations contained in Paragraph 9, and permit the Board to initiate formal adjudicatory action under the State Administrative Procedure Act, G.L. c. 30A, and the Standard Adjudicatory Rules of Practice and Procedure, 801 CMR 1.00 *et. seq.*
- 11. The Registrant understands and agrees that her decision to enter into this Agreement and to accept the terms and conditions herein described is a final act and is not subject to reconsideration or judicial review.
- 12. The Registrant states that she consulted legal counsel in connection with her decision to enter into this Agreement and if she has not, that she had an opportunity to do so.

13. The Registrant certifies that she has read this document entitled "Consent Agreement".

The Registrant understands that, by executing this Agreement, she is waiving her right to a formal hearing at which 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 court in the event of an adverse ruling, and all other rights set forth in G.L. c. 30A and 801 CMR 1.01 *et seq.* Registrant states that she further understands that in executing this document entitled "Consent Agreement", she is knowingly and voluntarily waiving her right to a formal hearing and to all of the above listed rights.

Judith M. Forrest 3/6/08
Witness (sign name and date)

Sarah Read 3/6/08
Sarah H. Read, R.Ph. (sign and date)

JUDITH M. Forrest
Witness (print name)

BOARD OF REGISTRATION
IN PHARMACY

By:

Sophia Pasedis
Sophia Pasedis, R.Ph., Pharm.D.
President

Effective Date:

March 14, 2008