

BEFORE THE NORTH CAROLINA BOARD OF PHARMACY

In the Matter of:

James T. Cowart
(License Number 9387)

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CONSENT ORDER

Pursuant to G. S. § 150B-41(c), the North Carolina Board of Pharmacy (Board), and James T. Cowart (Respondent), have agreed to resolve this matter in accordance with the terms and conditions of this Consent Order. Consequently, the Board and Respondent hereby agree as follows:

1. Respondent was licensed to practice pharmacy by the Board and was the holder of license number 9387. At the time of the Board's investigation, Respondent was employed as Pharmacist-Manager at Jabez Home Infusion Company in Greenville, North Carolina.

2. Beginning in November 2003 and continuing into 2004, the Board conducted an investigation regarding the consumption by Respondent of controlled substances without authorization and the improper wasting of morphine, the results of which are stated in the Notice of Hearing in this case. Respondent, for the purposes of the Consent Order, does not contest the allegations of the Notice of Hearing.

3. At the beginning of the investigation, Respondent voluntarily surrendered his license to practice pharmacy to Board Investigator Amy Cook on November 4, 2003.

4. Since December 1, 2003, Respondent has been under treatment and a random drug screening program administered by Dr. Frank M. Dawkins, Director of Eastern Carolina Counseling Centers, Inc. in Greenville, North Carolina, which has not revealed the presence of any unauthorized medication.

Based on the foregoing stipulations, and with Respondent's consent, IT IS, THEREFORE, ORDERED that Respondent's license to practice pharmacy in North Carolina is suspended for a period of one year, which suspension shall be stayed and Respondent shall be

placed on probation for a period of five years from the date of this Consent Order, subject to the following conditions:

1. Respondent shall contact the North Carolina Pharmacist Recovery Network (NCPRN) within five working days of the date of this Consent Order and shall comply with any instructions or directives from NCPRN.
2. Respondent shall be subject to unannounced drug screens to be performed at his expense by the Board or its agents, and shall supply urine, blood, hair, nail, or any other bodily fluid or tissue sample required for the screenings. The results of the screenings shall not disclose the presence of any controlled substance, prescription drug, or alcohol which was not previously prescribed for Respondent by a practitioner acting in the normal course of medical treatment of Respondent.
3. Respondent shall cooperate with the Board, its attorneys, investigators and other representatives in any investigation or other activity regarding his compliance with this Consent Order.
4. Respondent shall violate no laws governing the practice of pharmacy, distribution of drugs, or the rules and regulations of the Board, violation of which may subject Respondent to a hearing and disciplinary action in addition to that described by this Consent Order.

This the 20th day of July, 2004.

North Carolina Board of Pharmacy

By:

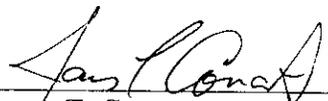
David R. Work

David R. Work

Executive Director

STATEMENT OF CONSENT

Respondent hereby certifies that he has read the foregoing Consent Order and that he freely and voluntarily consents to the terms and conditions set out therein.



James T. Cowart

7-20-04
Date