

BEFORE THE NORTH CAROLINA BOARD OF PHARMACY

In Re:

**Hanley Kuruvilla Abraham
(License No. 19354)**

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**ORDER REINSTATING LICENSE
WITH CONDITIONS**

THIS MATTER was heard on July 21, 2009, by the North Carolina Board of Pharmacy (“Board”) located at 6015 Farrington Road, Suite 201, Chapel Hill, North Carolina, upon the request of Abraham Hanley (“Petitioner”) for reinstatement of his license to practice pharmacy in the State of North Carolina. Board members McLaughlin, Dennis, Haywood, Chater, and Nelson conducted this hearing. After hearing the testimony of witnesses, adjudging the credibility of the witnesses, and receiving evidence, the Board makes the following:

FINDINGS OF FACT

1. At relevant times, Petitioner was licensed to practice pharmacy by the Board and was the holder of license number 19354.
2. Petitioner failed to renew his license to practice pharmacy for 2009 within the period required by law.
3. Petitioner admitted that he knew his license to practice pharmacy had expired effective March 1, 2009.
4. Petitioner admitted that his pharmacist-manager had explained to him that failure to renew his license to practice pharmacy by February 28, 2009 would result in the license’s lapse.
5. Petitioner made no effort to contact the Board of Pharmacy to explain his situation or seek guidance as to how to accomplish a timely renewal.

6. Petitioner continued to practice pharmacy with knowledge that his license to practice pharmacy had expired.
7. Petitioner stated that he continued to practice pharmacy without a license because he had acquired the requisite number of continuing education hours for renewal, but could not locate the certificates.
8. Petitioner did not contact the Board of Pharmacy concerning his licensure status until June 17, 2009, when Board staff received an application to reinstate his license to practice pharmacy.
9. Upon instruction from Board staff, Petitioner ceased practicing pharmacy without a license on June 17, 2009.

CONCLUSIONS OF LAW

Petitioner knowingly and unlawfully practiced pharmacy from March 1, 2009 until June 17, 2009 without a license to do so. This act violated N.C. Gen. Stat. § 90-85.38(a)(6), (7) and (9) and 90-85.40(c) and (f).

IT IS THEREFORE ORDERED that:

1. Petitioner's license to practice pharmacy shall be reinstated effective August 1, 2009.
2. Upon its reinstatement, Petitioner's license will be SUSPENDED for two (2) years, to be served as follows:
 - a. Three (3) months of the suspension must be served as an active suspension. These three months shall be served consecutively, commencing immediately upon Petitioner's reinstatement. Respondent must return his wallet card and license certificate in advance of service of the suspension.

b. The remaining twenty-one (21) months of the suspension shall be stayed for two (2) years from the date of the reinstatement, upon the following conditions:

- i. Petitioner shall take and pass the Multistate Pharmacy Jurisprudence Examination and provide documentation to the Executive Director of the same before the active suspension of his license can be lifted;
- ii. Petitioner shall provide to the Executive Director proof that he obtained the requisite continuing education hours necessary for 2009 renewal of his license to practice pharmacy;
- iii. Petitioner shall violate no laws governing the practice of pharmacy or the distribution of drugs; and
- iv. Petitioner shall violate no rules and regulations of the Board.

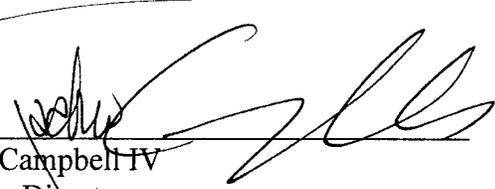
3. If Petitioner fails to comply with any terms or conditions of this Order, Petitioner may be subject to additional disciplinary action by the Board.

This is the 21st day of July, 2009.

NORTH CAROLINA BOARD OF PHARMACY

By: _____

Jack W. Campbell IV
Executive Director



CERTIFICATE OF SERVICE

I certify that on July 29, 2009, I caused a copy of this Order Reinstating License to be served on Petitioner by registered mail, return-receipt requested.



Jack W. Campbell IV
Executive Director

cc: Abraham License File
Debbie Stump, Director of Licensing