



2. On August 30, 2004, the Board received information from Paul Peterson that Respondent Pharmacist, who had previously been under a PRN contract, had been deceptive and uncooperative and was therefore terminated from the PRN program.
3. Respondent Pharmacist informed the Board Investigator, Sandra Burns, that during her employment at CVS, she took one dosage unit of Norvasc and one dosage unit of Hydrocodone 5/500. Hydrocodone 5/500 is a schedule III controlled substance.
4. Respondent Pharmacist informed the Board Investigator that on December 20, 2003 and while employed as the Pharmacist Manager at Eckerd Drug, Respondent Pharmacist dispensed 60 dosage units of Ambien 10mgs to herself on a legitimate prescription order written by Dr. P. Richardson on August 15, 2003 for Ambien 10mgs, 30 dosage units. Ambien is a schedule IV controlled substance.
5. The prescription order indicated that there were four refills; however, Dr. Richardson confirmed that she authorized only one refill. Upon review of the prescription, Respondent Pharmacist stated that she did not recall altering the prescription; however, she stated that she might have done so.
6. Respondent Pharmacist informed the Board Investigator that in March of 2004 and while employed as the Pharmacist Manager at Eckerd Drug, she diverted an additional 30 dosage units of Ambien.
7. In approximately April of 2004, Respondent Pharmacist entered into a PRN contract.
8. As of June of 2005, Mr. Peterson reported that Respondent Pharmacist was in full compliance with her PRN contract.

Based on the above findings, the Board concludes as a matter of law:

### CONCLUSIONS OF LAW

1. Respondent Pharmacist admits that the conduct in this matter constitutes sufficient grounds for disciplinary action on her license under G.S. 90-85.38.
2. Respondent Pharmacist violated the following statutes and rules when she diverted the medications described above:
  - a. G.S. 90-85.38(a)(6) and (7);
  - b. G.S. 90-106;
  - c. G.S. 90-108;
  - d. G.S. 106-134.1;
  - e. 21 U.S.C. 829 and 842;
  - f. 21 C.F.R. 1306.21;
  - g. 21 N.C.A.C. 46 .1804; and
  - h. 21 N.C.A.C. 46 .1805.

Based on the foregoing, and with the consent of the parties, IT IS THEREFORE,

ORDERED, as follows:

1. Respondent Pharmacist, license number 11705, is hereby warned.
2. Respondent Pharmacist shall cooperate with the Board, its attorneys, investigators, and other representatives in any investigation of her practice and compliance with the provisions of this Consent Order.
3. Respondent Pharmacist shall violate no laws governing the practice of pharmacy or the distribution of drugs.
4. Respondent Pharmacist shall violate no rules and regulations of the Board.

5. If Respondent Pharmacist fails to comply with any terms or conditions of this Consent Order, Respondent Pharmacist may be subject to additional disciplinary action by the Board.

This the 17<sup>th</sup> day of January, 2006.

NORTH CAROLINA BOARD OF PHARMACY

By:



David R. Work  
Executive Director

Tonya Bell-Prince, the holder of License #11705, has full knowledge that she has the right to a hearing and to be represented by counsel in this matter. She freely, knowingly, and voluntarily waives such right by entering into this Consent Order on behalf of License #11705. The undersigned understands and agrees that by entering into this Consent Order, she certifies that she has read the foregoing Consent Order and that she voluntarily consents to the terms and conditions set out therein and relinquishes any right to judicial review of Board actions which may be taken concerning this matter. The undersigned further understands that should she violate the terms and conditions of this Consent Order, the Board may take additional disciplinary action. The undersigned understands and agrees that this Consent Order will not become effective unless and until approved by the Board.

Tonya Bell-Prince, License #11705, accepts Board member Wallace Nelson's proposal in this matter.

CONSENTED TO BY: Tonya Bell-Prince 11-21-05  
Tonya Bell-Prince Date  
License No. 11705

State of NC  
Meck County

I, Ronnie S. Ramey, a Notary Public for the above-named County and State, do hereby certify that Tonya Bell-Prince personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witnessed my hand and official seal

This the 21 day of NOV, 2005.

Ronnie S. Ramey  
Notary Public

My Commission Expires 30 June 2007

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Tonya Bell-Prince, License No. 11705, does not accept the proposed Consent Order in this matter.

By: \_\_\_\_\_  
Tonya Bell-Prince Date  
License No. 11705