

BEFORE THE NORTH CAROLINA BOARD OF PHARMACY

In Re:

Carolyn Sue Calverly)
(License No. 08068)) **ORDER REINSTATING LICENSE**
) **WITH CONDITIONS**
)

THIS MATTER was heard on October 19, 2010, by the North Carolina Board of Pharmacy (“Board”) located at 6015 Farrington Road, Suite 201, Chapel Hill, North Carolina, upon the request of Carolyn Sue Calverly (“Petitioner”) for reinstatement of her license to practice pharmacy. Board members Chater, Dennis, Minton and Marks heard this matter. After hearing the testimony of witnesses, adjudging the credibility of the witnesses, and receiving evidence, the Board makes the following:

FINDINGS OF FACT

1. Petitioner formerly held North Carolina license to practice pharmacy number 08068.
2. On March 4, 2009, Board staff received a report that Petitioner, while practicing pharmacy at Kroger Pharmacy in Garner, NC, had diverted controlled substances for personal use.
3. Petitioner admitted the diversion, which occurred over approximately a two-year period. Audit records showed that Petitioner diverted approximately 10,000 dosage units of controlled substances, principally hydrocodone containing products (Schedule III).
4. Petitioner denied diverting prescription drugs for the use of others, and there is no evidence that she did so.

5. Petitioner voluntarily surrendered her license to practice pharmacy on March 4, 2009.
6. Petitioner contacted North Carolina Pharmacist Recovery Network ("NCPRN") shortly thereafter and signed a treatment and monitoring agreement.
7. Petitioner has been fully compliant with NCPRN's treatment and monitoring recommendations.
8. Both NCPRN and Petitioner's therapist have attested that Petitioner is in recovery and is safe to resume the practice of pharmacy with reasonable restrictions.
9. As a result of Petitioner's diversion, she pleaded guilty to one misdemeanor count of embezzlement of a controlled substance. Petitioner was fined and ordered to complete community service. Petitioner has fulfilled these requirements.

CONCLUSIONS OF LAW

Petitioner has demonstrated that she has been in a period of successful recovery and compliance with her NCPRN contract. The Board, in its discretion, concludes that Petitioner can safely resume the practice of pharmacy with the conditions stated below.

IT IS THEREFORE ORDERED that Petitioner's license to practice pharmacy is **REINSTATED, SUBJECT TO THE FOLLOWING CONDITIONS:**

1. As a condition precedent for reinstatement, Petitioner shall submit documentation of her current continuing education hours to the Board's Executive Director. To satisfy this requirement, Petitioner must provide documentation of having completed 15 hours of continuing education total, 8 of which being "live" or "contact" continuing education.

2. As a condition precedent for reinstatement, Petitioner shall complete the Board's "Application to Reinstatement License" and pay the appropriate fee.
3. Petitioner shall successfully complete her NCPRN contract, which shall be renewed to extend for a period of five (5) years from the date of this Order.
4. Petitioner shall advise the Board promptly in writing of any change of address or change in practice status.
5. Petitioner shall obtain prior approval of all employment as a pharmacist from the Board's Executive Director.
6. Petitioner shall not serve as pharmacist manager of any pharmacy.
7. Petitioner shall not serve as a preceptor of pharmacy students.
8. Petitioner may not be employed as a pharmacist more than 30 hours per week, on the average. This limitation may be extended at the discretion of NCPRN, and Petitioner shall notify the Board's Executive Director if NCPRN extends this limitation.
9. Petitioner shall authorize NCPRN, and any treating physician or other health-care provider to release Petitioner's medical records to the Board.
10. Petitioner shall violate no laws governing the practice of pharmacy or the distribution of drugs.
11. Petitioner shall violate no rules or regulations of the Board.
14. If Petitioner fails to comply with any term or condition of this Order, Petitioner may be subject to additional disciplinary action by the Board.

This is the 19th day of October, 2010.

NORTH CAROLINA BOARD OF PHARMACY

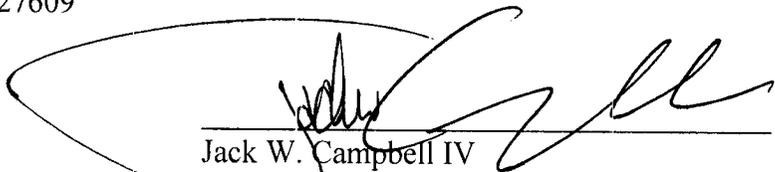
By: 

Jack W. Campbell IV
Executive Director

CERTIFICATE OF SERVICE

I certify that on October 19, 2010, I caused a copy of this Order Reinstating License With Conditions to be served on Petitioner by registered mail, return-receipt requested:

[REDACTED]
Raleigh, NC 27609



Jack W. Campbell IV
Executive Director

cc: Calverly License File

Mary Christine Parks, Executive Director, North Carolina Pharmacist Recovery Network
1011 Pemberton Hill Road
Suite 202
Apex, NC 27502-4266