

3. In 2006, Edmondson was employed and served as the pharmacist-manager of Woody Pharmacy-Waterside (former Permit No. 8533), located at 278-C North Highway 16, Denver, North Carolina.

4. On or about May 23, 2006, the Board served Edmondson with a summary suspension related to his practice as a pharmacist and as the pharmacist-manager at Woody Pharmacy-Waterside.

5. On July 5, 2006, Edmondson accepted a proposed Consent Order to resolve a disciplinary complaint against Edmondson related to his practice as a pharmacist and as the pharmacist-manager at Woody Pharmacy-Waterside. The Consent Order was accepted by the Board on July 10, 2006.

6. The Consent Order provided that the summary suspension of Edmondson's license would be lifted. It further provided for a thirty-day active suspension of Edmondson's license, which was deemed served during the time of his summary suspension. It further provided for a one-year active suspension of Edmondson's license, but that the one-year period of the active suspension would be stayed for a period of five (5) years from the time that the order was accepted by the Board – in other words, until July 10, 2011 – so long as Edmondson complied with certain conditions.

MULTISTATE PHARMACY JURISPRUDENCE EXAMINATION

7. One of the conditions for the stay of Edmondson's one-year suspension was that he "shall take and pass the MPJE [Multistate Pharmacy Jurisprudence Examination] within one year of the Board's acceptance of the Order" – in other words, by July 10, 2007.

8. The requirement that Edmondson take and pass the MPJE by July 10, 2007 was a material term of the Consent Order.

9. Edmondson did not take and pass the MPJE by July 10, 2007 and had not taken and passed the MPJE as of the date of this Consent Order.

SERVICE AS PHARMACIST MANAGER

10. Another one of the conditions for the stay of Edmondson's one-year suspension was that he "shall not serve as a pharmacist-manager."

11. The requirement that Edmondson not serve as a pharmacist-manager was a material term of the Consent Order.

12. The Consent Order provided that "after one year from the date this Order is approved by the Board, Respondent [Edmondson] may petition the Executive Director for permission" to lift the condition that he shall not serve as a pharmacist-manager.

13. At no time has Edmondson submitted any petition to the Executive Director, nor has the Board taken action to lift the condition that he shall not serve as a pharmacist-manager.

14. On August 1, 2010, Edmondson applied for employment as a pharmacist-manager with Community Drug Store, Inc. (Permit No. 958), located at 206 West Center Street, Lexington, North Carolina ("Community Drug").

15. Edmondson understood that he was being hired to work as a pharmacist-manager, and he represented that he was able to serve in the capacity of a pharmacist-manager.

16. At no time before or during his employment did Edmondson disclose to Community Drug his Consent Order with the Board, nor did he disclose that he was not permitted to serve as a pharmacist-manager.

17. Between August 1, 2010 and November 19, 2010, while Edmondson was employed at Community Drug, he purported to serve as its pharmacist-manager and purported to fulfill the functions of a pharmacist-manager.

18. The Consent Order provides that the violation of the Consent Order “may result in the immediate suspension of his license and further disciplinary action, up to and including revocation, as the Board sees fit.”

CONCLUSIONS OF LAW

1. The evidence demonstrates that Edmondson violated the Board’s Order of July 10, 2006.

2. Considering all of the facts and circumstances of this matter, the Board finds and concludes that the discipline set forth in this Consent Order is appropriate.

WHEREFORE, it is hereby ORDERED, ADJUDGED AND DECREED as follows:

1. Edmondson’s license to practice pharmacy is hereby actively SUSPENDED for a period of one year from the date of this Final Consent Order. During this time, Edmondson shall not engage in the practice of pharmacy and shall not be present in any pharmacy in the State of North Carolina, except as a customer with a valid prescription. Contemporaneously with the execution of this order, Edmondson shall surrender his license and wallet card to the Board.

2. Following the termination of Edmondson’s active suspension:

- a. The Board shall immediately return to Edmondson his license and wallet card.
- b. Edmondson shall advise the Board promptly in writing of any change of address or change in practice status.
- c. Edmondson shall obtain prior written approval of all employment as a pharmacist from the Board’s Executive Director.

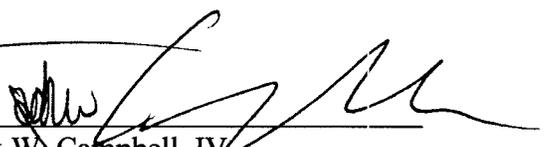
- d. Edmondson shall not serve as pharmacist-manager of any pharmacy without prior approval from the Board.
- e. Edmondson shall not serve as a preceptor of pharmacy students without prior approval from the Board.

3. Edmondson shall cooperate with the Board, its attorneys, investigators and other representatives in any investigation of his practice and compliance with the provisions of this Final Consent Order.

If Edmondson fails to comply with any of the terms or conditions of this Final Consent Order, he shall be subject to additional disciplinary action by the Board, including the potential permanent revocation of his license.

This, the 15th day of February, 2011.

NORTH CAROLINA BOARD OF PHARMACY

By: 
Jack W. Campbell, IV
Executive Director

William Henry Edmondson, the holder of license number 8032, has full knowledge that he has the right to a formal hearing, at which he would have the right to be represented at his expense by counsel, in this matter. The undersigned freely, knowingly and voluntarily waives such right by entering into this Final Consent Order.

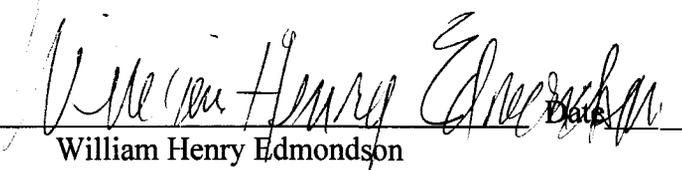
The undersigned understands and agrees that by entering into this Final Consent Order, he certifies that he has read the foregoing Final Consent Order and that he voluntarily consents to the terms and conditions set forth therein and relinquishes any right to judicial review of Board actions which may be taken concerning this matter.

The undersigned further understands that, should he violate the terms and conditions of this Final Consent Order, the Board may take additional disciplinary action.

The undersigned understands and agrees that this Final Consent Order will not become effective unless and until approved by the Board.

The undersigned understands that he has the right to have counsel of his choice review and advise him with respect to his rights and this Final Consent Order, and represents that he enters this Final Consent Order after consultation with his counsel or after knowingly and voluntarily choosing not to consult with counsel.

CONSENTED TO BY:

 2/24/11
William Henry Edmondson
(License No. 8032)

NORTH CAROLINA

Durham COUNTY

I, the undersigned Notary Public of the County and State aforesaid, do hereby certify that the following person(s) personally appeared before me this day, and each acknowledged the due execution of the foregoing document: William Henry Edmondson

Date: Feb 14, 2011

Constance J. Manion
Notary Public
Constance T. Manion

My commission expires: 9-3-2012

