

BEFORE THE NORTH CAROLINA BOARD OF PHARMACY

In Re:

**Tristan James Jacobsen
(License No. 15290)**

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**ORDER REINSTATING LICENSE
WITH CONDITIONS**

THIS MATTER was heard on June 17, 2008, by the North Carolina Board of Pharmacy (“Board”) located at 6015 Farrington Road, Suite 201, Chapel Hill, North Carolina, upon the request of Tristan James Jacobsen (“Petitioner”) for reinstatement of his license to practice pharmacy in the state of North Carolina. Board members Nelson, Chesson, Haywood, Chater, Dennis, and McLaughlin 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 all relevant times, Petitioner was licensed to practice pharmacy by the Board and was the holder of license number 15290.
2. Petitioner voluntarily entered into a program of substance abuse treatment and monitoring with North Carolina Pharmacist Recovery Network (“NCPRN”).
3. After a period of substantial non-compliance with NCPRN requirements, Petitioner voluntarily surrendered his license to practice pharmacy on October 10, 2007.
4. After surrendering his license, Petitioner reported for an evaluation at the Center for Professional Excellence (“CPE”) in Nashville, TN.

5. CPE referred Petitioner to the Professional Renewal Center (“PRC”) in Lawrence, Kansas for intensive evaluation and treatment. Petitioner began his treatment at PRC on August 27, 2007 and completed primary treatment on February 1, 2008.
6. PRC made 14 specific recommendations to ensure Petitioner’s continued successful treatment and monitoring. Petitioner has complied, and continues to comply, with each of these recommendations.
7. Petitioner has renewed his contract with NCPRN. Paul Peterson, Executive Director of NCPRN, testified that Petitioner has been in full compliance with his NCPRN contract.

CONCLUSIONS OF LAW

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

IT IS THEREFORE ORDERED that Petitioner’s license to practice pharmacy shall be reinstated, subject to the following conditions:

1. Petitioner shall successfully complete his PRN contract, which shall be renewed to extend for five (5) years from the date of this Order.
2. Petitioner shall advise the Board promptly in writing of any change of address or change in practice status.
3. Petitioner shall obtain prior approval of all employment as a pharmacist from the Board’s Executive Director.
4. Petitioner shall not serve as pharmacist manager of any pharmacy.
5. Petitioner shall not serve as a preceptor of pharmacy students.

6. For a period of at least thirty (30) days after resuming pharmacy practice, Petitioner may not be employed as a pharmacist more than thirty (30) hours per week, on average. After thirty days, and with the express approval of NCPRN, Petitioner may not be employed as a pharmacist more than forty (40) hours per week on average.
7. Petitioner 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 screening. Results of the screening shall not disclose the presence of any controlled substance, prescription drug, or alcohol that was not previously prescribed for Petitioner by a practitioner acting in the normal course of medical treatment of Petitioner.
8. Petitioner shall authorize NCPRN, and any treating physician or other health-care provider to release Petitioner's medical records to the Board.
9. Prior to commencing employment as a pharmacist, Petitioner shall submit documentation of his current continuing education hours to the Board's Executive Director.
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.
12. 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 17th day of June, 2008.

NORTH CAROLINA BOARD OF PHARMACY

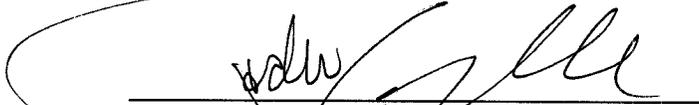
By: _____

Jack W. Campbell IV
Executive Director

A handwritten signature in black ink, appearing to read 'Jack W. Campbell IV', is written over a horizontal line. The signature is enclosed within a large, hand-drawn oval.

CERTIFICATE OF SERVICE

I certify that on June 18, 2008, I caused a copy of this Order Reinstating License With Conditions to be served on Petitioner by registered mail, return-receipt requested.



Jack W. Campbell IV
Executive Director

cc: Jacobsen License File
Paul Peterson, Executive Director, North Carolina Pharmacist Recovery Network
Jeffrey J. Wiebe, Esq.
306 N. English Hill Lane
Hillsborough, NC 27278