

STATE OF NORTH CAROLINA
NORTH CAROLINA BOARD OF PHARMACY

In the Matter of:

RASHMI KANJIA
(License No. 17942)

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**CONSENT ORDER REINSTATING
LICENSE WITH CONDITIONS**

THIS MATTER came on to be considered the North Carolina Board of Pharmacy (“Board”) on March 20, 2012 upon the request of Rashmi Kanjia (“Petitioner”) to reinstate her North Carolina license to practice pharmacy number 17942.

Petitioner has agreed to waive a formal hearing in the above-referenced matter. Both parties stipulate and agree to the findings of fact and conclusions of law recited herein and to the order imposed. By her consent, Petitioner also stipulates that she waives her right to appeal this Consent Order or challenge in any way the sufficiency of the findings of this Order. Based upon the consent of the parties, the Board hereby enters the following:

FINDINGS OF FACT

1. The Board is a body duly organized under the laws of North Carolina and is the proper body for this proceeding under the authority granted it in Chapter 90 of the General Statutes of North Carolina, and the rules and regulations promulgated thereunder.
2. Petitioner is, and was at all relevant times referred to herein, a pharmacist licensed to practice pharmacy in the State of North Carolina with License No. 17942.
3. In October 2010, Board investigative staff received a report that Petitioner had

diverted prescription drugs for her personal use.

4. A Board investigation determined that Petitioner had been prescribed methylphenidate (a Schedule II controlled substance) and lorazepam (a Schedule IV controlled substance). Petitioner on several occasions modified these prescriptions to increase the prescribed quantity and strength. On other occasions, Petitioner forged prescriptions for methylphenidate by means of photocopying.

5. Petitioner admitted to this conduct and surrendered her license to practice pharmacy on October 20, 2010.

6. Petitioner was charged with four felony counts of obtaining a controlled substance by fraud. Petitioner entered into a deferred prosecution agreement with the Randolph County District Attorney on January 11, 2011. That agreement required Petitioner to complete twelve (12) months of supervised probation, submit to random drug testing, and not apply for reinstatement of her pharmacy license during the probationary period. Petitioner completed the terms of the deferred prosecution agreement, whereupon all criminal charges were dismissed.

7. After surrendering her license, Petitioner contacted North Carolina Pharmacist Recovery Network ("NCPRN"). At NCPRN's suggestion, Petitioner submitted to a five-day comprehensive substance abuse evaluation at Cumberland Heights in August 2011. The evaluators concluded that Petitioner did not require substance abuse or dependence treatment and that Petitioner did not show any probability of substance abuse disorder in the past or presently. The evaluators attributed Petitioner's behaviors to chronic stressors in her personal life and recommended individual therapy to address those matters.

8. NCPRN reports that Petitioner has received individual therapy and supports

Petitioner's return to the practice of pharmacy with appropriate conditions.

9. Petitioner has not practiced pharmacy for seventeen (17) months.

CONCLUSIONS OF LAW

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

1. Petitioner violated N.C. Gen. Stat. 90-85.38(a)(3), (6), (7) and (9).
2. Petitioner admits that the conduct in this matter constitutes sufficient grounds for disciplinary action on his license under N.C. Gen. Stat. § 90-85.38.
3. Petitioner is capable of safely practicing pharmacy with appropriate conditions.

Based upon the foregoing, and with the consent of the parties, IT IS THEREFORE ORDERED that the license of Petitioner, No. 17942, is hereby REINSTATED.

IT IS FURTHER ORDERED that the license of Petitioner, No. 17942, is hereby SUSPENDED FOR A PERIOD OF TWO (2) YEARS. The suspension shall be STAYED from the date that this Order is accepted by the Board upon the following conditions:

1. Petitioner shall complete an Application to Reinstate a Lapsed or Inactive License and pay the appropriate fee.
2. Petitioner shall provide proof that she has obtained thirty (30) hours of continuing education, fifteen (15) of which must be live or contact hours.
3. Petitioner shall not serve as pharmacist manager of any pharmacy.
4. Petitioner shall not serve as a preceptor of pharmacy students.
5. When practicing pharmacy, Petitioner shall not fill any prescription for herself.
6. Petitioner shall be subject to unannounced drug screens to be performed at

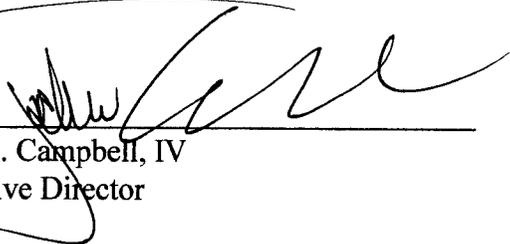
her expense by the Board or its agents, and shall supply urine, blood, hair, nail or any other bodily fluid or tissue sample required for the screening. Results of the screening shall not disclose the presence of any controlled substances, prescription drug, or alcohol, which was not previously prescribed for Petitioner by a practitioner acting in the normal course of medical treatment of Petitioner.

7. Petitioner shall authorize NCPRN and any treating physician or other health care provider to release Petitioner's medical records to the Board.
8. Petitioner shall violate no laws governing the practice of pharmacy or the distribution of drugs.
9. Petitioner shall violate no rules or regulations of the Board.
10. 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 the 21st day of March, 2012.

NORTH CAROLINA BOARD OF PHARMACY

By:



Jack W. Campbell, IV
Executive Director

Rashmi Kanjia has full knowledge that she has the right to a formal hearing, at which she would have the right to be represented at her expense by counsel, in this matter. The undersigned freely, knowingly and voluntarily waives such right by entering into this Consent Order.

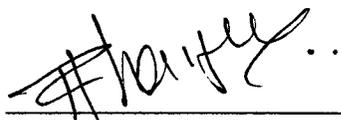
The undersigned understands and agrees that by entering into this Consent Order, she certifies that she has read the foregoing Consent Order and that she voluntarily consents to the terms and conditions set forth therein and relinquishes any right to judicial review of Board actions which may be taken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

The undersigned further understands that should 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.

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

CONSENTED TO BY:



Date 3/6/12

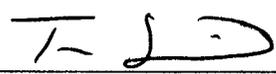
Rashmi Kanjia
(License No. 17942)

NORTH CAROLINA

Wake 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: Rashmi Kanjia

Date: 3-6-12



Notary Public
Tomica Sreckovic



My commission expires: 10-19-2016

OBJECTED TO BY: _____ Date _____
Rashmi Kanjia
(License No. 17942)