

BEFORE THE NORTH CAROLINA BOARD OF PHARMACY

In The Matter Of:

**Reciprocity Application of
Cory H. McGuinn-Parks**

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**ORDER DENYING
RECIPROCITY**

THIS MATTER came before the North Carolina Board of Pharmacy (“Board”) concerning the application of Cory McGuinn-Parks (“Petitioner”) to reciprocate a license to practice pharmacy. This matter was heard on October 20, 2015 by the Board located at 6015 Farrington Rd., Suite 201, Chapel Hill, North Carolina, before Board members Mixon, Day, McLaughlin, Minton, Graves, and Haywood. Having heard the evidence presented and assessed the credibility of the testifying witnesses, the Board makes the following:

FINDINGS OF FACT

1. Petitioner holds a license to practice pharmacy in New Mexico, which he seeks to reciprocate to North Carolina.

2. As part of the reciprocity application process, Petitioner submitted a North Carolina Board of Pharmacy Reciprocity Application. Question 6 of that application asks, “Have you ever been charged with or convicted of a felony or charged with the violation of any law, either federal or state, governing the practice of pharmacy or the distribution of drugs?” Petitioner answered that he had been convicted of distributing cocaine in 2002.

3. Petitioner also submitted a National Association of Boards of Pharmacy Application for Transfer of Pharmacist Licensure. Question 4 of that application asks “Have you ever been charged or convicted (including a nolo contendere plea or guilty plea) of a felony or misdemeanor (other than minor traffic offenses) whether or not sentence was imposed,

suspended, expunged, or whether you were pardoned from any such offense?” Petitioner answered “Yes” and further explained “On May 22, 2002, in US District Court, District of New Mexico, I was convicted of ‘Distribution of Less Than Five Grams of Cocaine Base’ (21 USC 841(b)(1)(C)). Case number 1:01CR00139-002JC.”

4. Petitioner was, as he disclosed, convicted in 2002 of violating 21 U.S.C. § 841(b)(1)(C) for his sale of cocaine base. He was sentenced to 41 months of imprisonment, and served 30 months after a good-conduct reduction in sentence. He was also sentenced to three (3) years of supervised release, and served 27 months after an early termination by the federal probation service.

5. As a result of his felony conviction involving controlled substances, Petition is ineligible for employment as a pharmacist at a facility holding a Drug Enforcement Administration registration at which he would have access to controlled substances unless any potential employer were to apply for, and receive, a waiver of 21 C.F.R. 1301.76(a).

6. Petitioner was graduated the University of New Mexico School of Pharmacy in 2014. Though he has sought employment as a pharmacist since graduation, he has not found full-time employment. He testified that he provides occasional, as needed pharmacy services at IPS-Haven Behavioral Health Hospital in New Mexico, where he does not have access to controlled substances.

CONCLUSION OF LAW

Petitioner has “[b]een found guilty . . . of [a] felony in connection with the . . . distribution of drugs.” G.S. 90-85.38(a)(2).

IT IS, THEREFORE, ORDERED that Petitioner’s application to reciprocate a license to practice pharmacy to North Carolina is **DENIED**.

This the 20th day of October, 2015.

NORTH CAROLINA BOARD OF PHARMACY

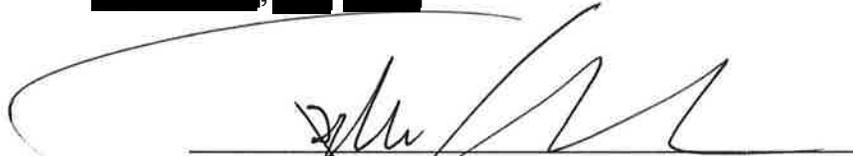
By: 

Jack W. Campbell IV
Executive Director

CERTIFICATE OF SERVICE

I certify that on November 13, 2015, I caused a copy of this Order Denying Reciprocity to be served on Petitioner by certified mail, return receipt requested at the following address:

[REDACTED]



Jack W. Campbell IV
Executive Director

cc: McGuinn-Parks reciprocity file