

BEFORE THE NORTH CAROLINA BOARD OF PHARMACY

In Re:

Ryan Scott Mills)
(License No. 19259)) **ORDER REINSTATING LICENSE**
) **WITH CONDITIONS**
)

THIS MATTER was heard on March 15, 2011 by the North Carolina Board of Pharmacy (“Board”) located at 6015 Farrington Road, Suite 201, Chapel Hill, North Carolina, upon the request of Ryan Scott Mills (“Petitioner”) for reinstatement of his license to practice pharmacy. Board members Chater, McLaughlin, Dennis, Chesson, 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 19259.
2. On December 11, 2009, Board staff received a report that Petitioner, was doctor- and pharmacy-shopping to obtain multiple prescriptions for Adderall, a Schedule II controlled substance, for other than legitimate medical reasons.
3. On December 21, 2009, Petitioner surrendered his license to practice pharmacy.
4. In the following days, Petitioner claimed that his surrender has been “coerced” and that the report to the Board of Pharmacy was “slander.” Petitioner subsequently recanted those accusations.
5. In January 2010, at the recommendation of North Carolina Pharmacist Recovery Network (“NCPRN”), Petitioner was assessed for possible substance abuse at the

Pavilion Treatment Center. That center recommended in-patient treatment for substance abuse. Petitioner initially agreed to inpatient treatment, but was administratively discharged from the Pavilion program on February 5, 2010 for failure to cooperate.

6. After a period of reflection and continued contact with NCPRN, Petitioner successfully completed a 90-day inpatient course of treatment for substance abuse at the Center for Professional Excellence.
7. Petitioner entered into a five-year treatment and monitoring with NCPRN in July 2010.
8. Petitioner has been compliant with his treatment and monitoring requirements, which include group and individual counseling, and periodic drug testing. NCPRN reported one instance of Petitioner missing a required call-in for drug screening, but this was an isolated incident not indicative of relapse behavior.
9. Petitioner testified that his initial resistance to treatment was the product of fear and denial. NCPRN agrees with this assessment and advocates for Petitioner's return to practice with appropriate conditions.
10. As a result of his doctor- and pharmacy-shopping, Petitioner was charged with a felony violation of the North Carolina Controlled Substances Act. Petitioner entered into a deferred prosecution agreement whereby these charges will be dismissed if he complies with certain conditions for a period of 24 months, ending in December 2012.

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 with the conditions stated below.

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

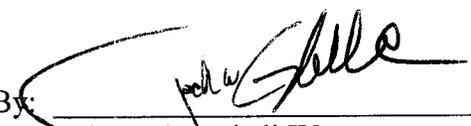
1. Petitioner must adhere to the terms of his deferred prosecution agreement. Failure to do so will result in his license being revoked.
2. Petitioner shall successfully complete his NCPRN contract, which shall be renewed to extend for five (5) years from the date of this order.
3. Petitioner shall advise the Board promptly in writing of any change of address or change in practice status.
4. Petitioner shall not serve as pharmacist manager of any pharmacy.
5. Petitioner shall not serve as a preceptor of pharmacy students.
6. 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.
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 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.

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 the commencement of the practice of pharmacy, 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 term or condition of this Order, Petitioner may be subject to additional disciplinary action by the Board.

This is the 15th day of March, 2011.

NORTH CAROLINA BOARD OF PHARMACY

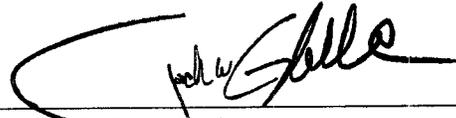
By: 

Jack W. Campbell IV
Executive Director

CERTIFICATE OF SERVICE

I certify that on March 21, 2011, I caused a copy of this Order Reinstating License With Conditions to be served on Petitioner by registered mail, return-receipt requested:

[REDACTED]



Jack W. Campbell IV
Executive Director

cc: Mills License File

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