

**STATE OF NORTH CAROLINA
NORTH CAROLINA BOARD OF PHARMACY**

IN THE MATTER OF

**Ronald Sandritter
(License No. 7089)**

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**CONSENT ORDER OF
DISCIPLINE**

THIS MATTER came on to be considered at a prehearing conference (hereinafter, "Conference") before a member of the North Carolina Board of Pharmacy (hereinafter, the "Board") pursuant to 21 N.C.A.C. 46.2008. This Conference was scheduled for April 20, 2009 and, after appropriate notice, was heard on that day by Board member Wallace Nelson at the offices of the Board. Respondent Ronald Sandritter (License No. 7089) (hereinafter, "Respondent") was present at the Conference. Counsel Katherine A. Soles represented the Board. Members of the Board's investigative staff were also present at the Conference, as were representatives of Kerr Drug.

Respondent 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 of discipline imposed. By his consent, Respondent also stipulates that he waives his 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 North Carolina Board of Pharmacy 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. Respondent 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. 7089. At the time of the error that gave rise to the prehearing conference, Respondent was employed as a pharmacist at Kerr Drug, Permit. No. 06886, located at 6525 Jordan Road, Ramseur, North Carolina. Respondent is and was, at all relevant times referenced to herein, subject to the rules and regulations of the North Carolina Board of Pharmacy and the laws of the State of North Carolina.

3. On or about August 20, 2008, Respondent dispensed Amlodipine Besylate 5 mg to a patient where the prescription called for Diazepam 5 mg and dispensed drugs that were mislabeled. As a result of the error, the patient consumed the incorrect medication for two days.

4. During the Conference, Respondent acknowledged that he had made the dispensing error.

5. As an aggravating factor, the Board considers Respondent's history with the Board. Since 2001, the Board has issued five informal staff letters to Respondent in connection with dispensing errors:

- a. On October 16, 2001, the Board issued a Letter of Warning to Respondent as a result of its investigation into a complaint that Respondent had only partially filled a prescription for Duricef.
- b. On October 22, 2001, the Board issued a Letter of Warning to Respondent as a result of its investigation into a complaint that Respondent had dispensed Concerta 36 mg to a patient where the prescription called for Concerta 18 mg.

- c. On June 11, 2002, the Board issued a Letter of Warning to Respondent as a result of its investigation into a complaint that Respondent had dispensed both Accupril 10 mg and Accupril 20 mg in the same vial to a patient where the prescription called for Accupril 10 mg.
- d. On December 17, 2003, the Board issued a Letter of Admonishment to Respondent as a result of its investigation into a complaint that Respondent had dispensed Toprol XL 100 mg to a patient where the prescription called for Topamax 100 mg.
- e. On July 28, 2004, the Board issued a Letter of Caution to Respondent as a result of its investigation into a complaint that Respondent had dispensed Detrol 2 mg to a patient where the prescription called for Detral LA 2 mg.

CONCLUSIONS OF LAW

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

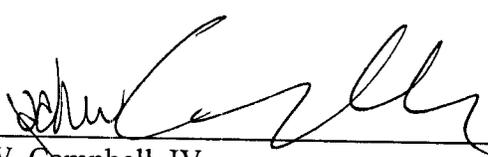
1. Respondent violated N.C. Gen. Stat. §§ 90-85.29, 90-85.30, 90-85.38(a)(6), (7) and (9), 90-85.40(f) and 106-122(18) and 21 N.C. Admin. Code 46 .1818.
2. Respondent admits that the conduct in this matter constitutes sufficient grounds for disciplinary action on his license under N.C. Gen. Stat. § 90-85.38.

Based upon the foregoing, and with the consent of the parties, IT IS THEREFORE ORDERED that the license of Respondent, License No. 7089, is hereby SUSPENDED INDEFINITELY. That suspension is stayed for THREE (3) years from the date that this Order is accepted by the Board upon the following conditions:

- i. Respondent shall advise the Board promptly in writing of any change of address or change in practice status;
- ii. Respondent shall obtain prior approval of all employment as a pharmacist from the Board's Executive Director;
- iii. Respondent shall not serve as pharmacist manager of any pharmacy;
- iv. Respondent shall not serve as a preceptor of pharmacy students;
- v. Respondent shall not be employed as a pharmacist for more than forty (40) hours per week or eight (8) hours per day, on average;
- vi. Respondent shall violate no laws governing the practice of pharmacy or the distribution of drugs;
- vii. Respondent shall violate no rules or regulations of the Board;
- viii. Respondent shall promptly provide documentation of any known or suspected errors to the Board's Executive Director within five (5) business days of learning of such error;
- ix. Respondent shall complete a live error reduction course within six (6) months of the date that this Order is accepted by the Board, and within thirty (30) days of completing such course, Respondent shall submit a short report to the Board's Executive Director describing what Respondent learned from the course; and
- x. If Respondent fails to comply with any terms or conditions of this Consent Order, the three-year stay described above shall be lifted and Respondent may be subject to additional disciplinary action by the Board.

This the 16th day of June, 2009.

NORTH CAROLINA BOARD OF PHARMACY

By: 

Jack W. Campbell, IV
Executive Director

Ronald Sandritter, the holder of license number 7089, 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 Consent Order.

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

CONSENTED TO BY:

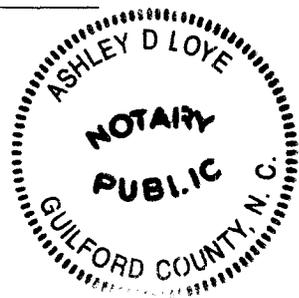

Date 5/10/09
Ronald Sandritter
(License No. 7089)

NORTH CAROLINA

Guilford 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: Ronald Sandritter.

Date: 5/12/2009




Notary Public
Ashley D Loye

My commission expires: 4/23/2013

*****:*****

OBJECTED TO BY:

_____ Date _____
Ronald Sandritter
(License No. 7089)