

BEFORE THE NORTH CAROLINA BOARD OF PHARMACY

In The Matter Of:

**Reciprocity Application of
Deborah Marie Tolland**

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**ORDER REGARDING
RECIPROCITY**

THIS MATTER came before the North Carolina Board of Pharmacy (“Board”) concerning the application of Deborah Marie Tolland (“Petitioner”) to reciprocate a Massachusetts license to practice pharmacy. This matter was heard on May 17, 2011 by the Board located at 6015 Farrington Rd., Suite 201, Chapel Hill, North Carolina. Board Members Chater, Dennis, McLaughlin, Chesson, and Minton heard the matter. Having heard the evidence presented and assessed the credibility of the testifying witnesses, the Board makes the following:

FINDINGS OF FACT

1. Petitioner presently holds a license to practice pharmacy in Massachusetts.
2. In November 2009, Petitioner entered into a consent agreement with the Massachusetts Board of Registration in Pharmacy (“Massachusetts Board”). In that agreement, Petitioner admitted to diverting lorazepam (a Schedule IV controlled substance) for personal use while practicing pharmacy.
3. Petitioner agreed to surrender her Massachusetts license to practice pharmacy for twelve months, after which she could petition the Massachusetts Board to terminate the surrender period.
4. Petitioner entered into a substance abuse treatment and monitoring agreement with the Massachusetts Professional Recovery System (“MPRS”) in September 2009.

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5. In November 2010, the Massachusetts Board reinstated Petitioner's license with conditions, including that she not act as a pharmacist-manager and that she not practice pharmacy alone.

6. Prior to this hearing, Petitioner contacted the North Carolina Pharmacist Recovery Network ("NCPRN") to discuss her substance abuse treatment and monitoring, and to explore the feasibility of transferring treatment and monitoring obligations to NCPRN.

7. Cindy Clark, case manager for NCPRN, testified that Petitioner has been in full compliance with her MPRS requirements and that NCPRN was agreeable to Petitioner's signing a treatment and monitoring contract with NCPRN.

CONCLUSIONS OF LAW

Petitioner has demonstrated that she may practice pharmacy with requisite safety and competency with appropriate conditions.

IT IS, THEREFORE, ORDERED that Petitioner may continue the process for reciprocating her Massachusetts license to North Carolina on the following conditions:

1. Petitioner shall abide by the restrictions contained in her Massachusetts consent order. Specifically, she shall not act as a pharmacist manager and shall not practice pharmacy in any setting alone. The presence of a pharmacy technician at Petitioner's practice site shall satisfy the latter condition.

2. Petitioner shall successfully complete her NCPRN contract, which shall be renewed to extend 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 obtain prior approval of all employment as a pharmacist from the Board's Executive Director.

5. Petitioner shall, prior to commencing any employment as a pharmacist, provide her prospective employer with copies of this Order and her Massachusetts orders.

6. Petitioner shall not serve as a preceptor of pharmacy students.

7. Petitioner may not be employed as a pharmacist more than 40 hours per week, on the average.

8. 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.

9. Petitioner shall authorize NCPRN and any treating physician or other health care provider to release Petitioner's medical records to the Board.

10. Petitioner shall violate no laws governing the practice of pharmacy or the distribution of drugs.

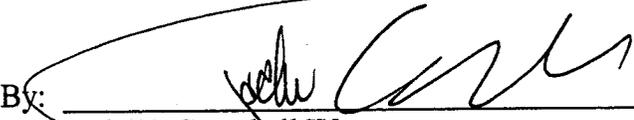
11. Petitioner shall violate no rules or regulations of the Board.

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.

13. Nothing in this order excuses Respondent from any other requirement for successful reciprocity of her Massachusetts license, including payment of all fees and successful completion of any required examination.

This the 17th day of May, 2011.

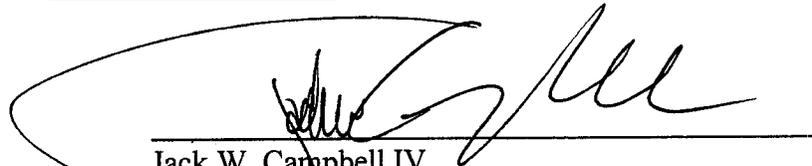
NORTH CAROLINA BOARD OF PHARMACY

By: 

Jack W. Campbell IV
Executive Director

CERTIFICATE OF SERVICE

I certify that on May 19, 2011 I caused a copy of this Order Regarding Reciprocity to be served on Petitioner by first class United States mail, postage prepaid, at the following address:



Jack W. Campbell IV
Executive Director

cc: Tolland reciprocity file
Debbie Stump
Cindy Clark, NCPRN