

STATE OF NORTH CAROLINA
NORTH CAROLINA BOARD OF PHARMACY

IN THE MATTER OF)
) **CONSENT ORDER**
CHRISTOPHER CROWL)
Registration No. 8499)

THIS MATTER came on for consideration before the North Carolina Board of Pharmacy at its meeting of May 13, 2008, after notice and with the consent of the parties. Respondent Christopher Crowl received notice of the hearing. Respondent waived his opportunity to be present and represented at the conference.

FINDINGS OF FACT

The Board makes the following findings of fact:

1. During all relevant times, Respondent held Technician Registration No. 8499 from the Board.
2. Respondent was employed by the CVS Pharmacy located at 6901 Market Street, Wilmington, North Carolina 28411, Permit No. 6816 ("CVS"), during November and December 2005. Respondent had been originally employed by CVS as a pharmacy technician, but he was later promoted to Front-End Manager and was not working in the pharmacy during November and December of 2005. Technician Katherine A. Jones, Registration No. 8475 ("Jones"), was employed as a pharmacy technician at CVS during this time period.
3. Respondent and Jones shared an apartment in Wilmington, North Carolina and were friends with an individual named James Todd "TJ" Rhodes, Jr. ("Rhodes").
4. Sometime in late November or early December, Jones stole one (1) stock bottle of Alprazolam 1 mg., # 500, for Rhodes. Rhodes died on December 7, 2005 as a result of central

respiratory depression secondary to Oxycodone, Alprazolam and Diazepam. Rhodes's body was found with a bag of blue tablets that were later identified as Alprazolam 1 mg.

5. On January 15, 2008, the Board summarily suspended Respondent's Registration. The basis for the summary suspension was evidence provided to the Board that Respondent had spoken to Rhodes shortly before Rhodes picked up the drugs and other evidence that suggested to the Board that Respondent may have been involved in the diversion of the Alprazolam and/or its subsequent provision to Rhodes. Respondent denies his involvement.

6. The Order Summarily Suspending Registration was sent to Respondent via overnight mail. Respondent signed for the package on January 24, 2008.

7. By signing this Consent Order, Respondent admits no wrong doing.

8. On February 1, 2008, the Board Staff received a letter from Respondent requesting a hearing before the Board on the summary suspension of his Technician Registration. The Board Staff subsequently noticed a hearing on both Respondent's request for reinstatement of his Technician Registration and on Board Staff's request for final discipline on Respondent's Technician Registration pursuant to N.C. General Statutes § 90-85.15A(d).

CONCLUSIONS OF LAW

Based upon the above findings of fact and with the consent and agreement of the parties, the Board concludes that there was a basis for the summary suspension of Respondent's Technician Registration and that there is a basis for the discipline set forth in this Order. Respondent's consent to the Order is made for the purpose of resolving the matters before the Board and does not constitute an admission of a violation of the North Carolina Pharmacy Practice Act or rules adopted by the Board.

Based on the foregoing, and with the consent of the parties, IT IS THEREFORE ORDERED and AGREED that:

1. Respondent withdraws his request for the reinstatement of his Technician Registration.

2. Respondent's Technician Registration is permanently suspended, and Respondent agrees that he will not re-apply for a Technician Registration in the State of North Carolina for a period of one (1) year following the date of this Order.

3. Respondent may work in any retail store that also contains a pharmacy so long as he complies with the following conditions:

a. Respondent shall not, at any time, be present in the store's pharmacy;

b. Respondent shall not assist, aid, or participate in any way in the operation of the pharmacy;

c. Respondent shall not have or have access to keys, security codes or other access devices to the store's pharmacy;

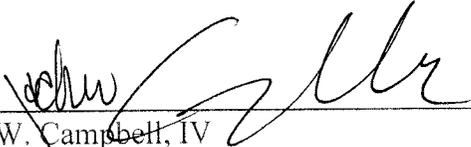
d. Respondent shall take no role in ordering or stocking legend drugs and shall have no access to the systems used for ordering or stocking legend drugs;

e. Before Respondent commences any employment with any employer that holds any pharmacy permit with the State of North Carolina, Respondent shall provide a copy of this Consent Order both to his supervisor as well as to the pharmacist-manager of the permit holder; and

f. Respondent shall not assist, aid, or participate in any way in the practice of pharmacy by any pharmacists or technicians.

This the 17th day of June, 2008.

NORTH CAROLINA BOARD OF PHARMACY

By: 

Jack W. Campbell, IV
Executive Director

Christopher Crowl, the holder of registration number 8499, has full knowledge that he has the right to a hearing, where he would have the right to be represented 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.

CONSENTED TO BY:

Christopher Crowl
Christopher Crowl
Registration No. 8499

5/13/08
Date

Orange County, North Carolina

Sworn to and subscribed before me
this the 13th day of May, 2008
by Christopher Crowl.

Constance T. Manion

Notary Public Signature

CONSTANCE T. MANION

Notary Public Printed Name

My Commission Expires: 9/3/2012

