

BEFORE THE IOWA BOARD OF PHARMACY

RE: Pharmacy License of CVS PHARMACY #8547 License No. 650 Respondent	CASE NO. 2019-0032 COMBINED STATEMENT OF CHARGES, SETTLEMENT AGREEMENT, AND FINAL ORDER
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COME NOW the Iowa Board of Pharmacy ("Board") and CVS Pharmacy #8547 ("Respondent"), 2425 Muscatine Ave, Iowa City IA 52240, and enter into this Combined Statement of Charges, Settlement Agreement, and Final Order ("Order") pursuant to Iowa Code sections 17A.10 and 272C.3(4), and 657 IAC 35.5. The Board has jurisdiction over Respondent and the subject matter of this case pursuant to Iowa Code chapters 17A, 155A, and 272C (2018), and 657 IAC 36.

A. STATEMENT OF CHARGES

COUNT I

FAILING TO COMPLY WITH PIC CHANGE RULES

1. Respondent is charged with failing to comply with 657 IAC 8.35(6)"d" and 10.19(4) pertaining to a change of pharmacist in charge, and may be disciplined pursuant to Iowa Code section 155A.15(2)(c) and 657 IAC 36.6(21).

B. FACTUAL CIRCUMSTANCES

2. Respondent's pharmacy license is currently active through December 31, 2019.
3. On or around September 21, 2018, Respondent's pharmacist in charge position became vacant.
4. Iowa law requires a temporary pharmacist in charge to be identified and submitted to the Board within ten days of a vacancy.
5. Respondent did not notify the Board of a temporary pharmacist in charge.
6. Iowa law requires that an application identifying a new pharmacist in charge be submitted to the Board within ninety days of a vacancy.
7. The Board did not receive an application from Respondent identifying a new pharmacist in charge until March 8, 2019.