

**BEFORE THE IOWA BOARD OF PHARMACY**

<p>RE: Pharmacist License of</p> <p><b>PATRICIA L SWANSON</b> License No. 14830 Respondent</p>	<p>CASE NO. 2022-0086</p> <p><b>COMBINED STATEMENT OF CHARGES, SETTLEMENT AGREEMENT, AND FINAL ORDER</b></p>
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**COME NOW** the Iowa Board of Pharmacy (“Board”) and Patricia L Swanson (“Respondent”), 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 Iowa Administrative Code (IAC) 35.5. The Board has the authority to take disciplinary action pursuant to Iowa Code sections 147.55, 155A.12, and 272C.3, and 657 IAC 36.

**A. STATEMENT OF CHARGES**

**COUNT I**

1. Respondent is charged under 657 IAC 36.6(21) with violating a rule of the Board, specifically 657 IAC 8.5(5), which states that animals shall not be allowed within a licensed pharmacy unless the pharmacy is exclusively providing services for the treatment of animals or unless the animal is a service animal or service-animal-in-training as defined in Iowa Code section 216C.1A.

**COUNT II**

2. Respondent is charged under 657 IAC 36.6(9) with willful or repeated violations of a lawful rule or regulation promulgated by the Board.

**B. FACTUAL CIRCUMSTANCES**

3. Respondent’s pharmacist license number 14830 is currently active through June 30, 2023.
4. Respondent is the owner and pharmacist in charge of Swanson Drug Inc. in Ogden.
5. Respondent keeps a pet dog in the licensed pharmacy.
6. Respondent has been advised on multiple occasions that the pet dog cannot be in the licensed pharmacy, but the pet dog continues to be in the licensed pharmacy.

**C. SETTLEMENT AGREEMENT AND FINAL ORDER**

7. The Board has jurisdiction over Respondent and the subject matter of this proceeding.

8. Respondent acknowledges that the allegations in the Statement of Charges, if proven in a contested case hearing, would constitute grounds for the discipline agreed to in this Order.

9. Execution of this Order constitutes the resolution of a contested case. Respondent has a right to hearing before the Board on the charges, but Respondent waives the right to hearing and all attendant rights, including the right to appeal or seek judicial review of the Board's action, by freely and voluntarily entering into this Order. Once entered, this Order shall have the force and effect of a disciplinary order entered following a contested case hearing.

10. Respondent acknowledges that she has the right to be represented by counsel on this matter.

11. Respondent agrees that the State's counsel may present this Order to the Board and may have *ex parte* communications with the Board while presenting it.

12. This Order is subject to approval by a majority of the full Board. If the Board does not approve this Order, it shall be of no force or effect to either party, and shall not be admissible for any purpose in further proceedings in this matter. If the Board approves this Order, it shall be the full and final resolution of this matter.

13. This Order shall be part of Respondent's permanent record and shall be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.

14. Respondent understands the Board is required by federal law to report any adverse action to the National Association of Boards of Pharmacy's Disciplinary Clearinghouse and the National Practitioner Data Bank.

15. This Order, when fully executed, is a public record and is available for inspection and copying in accordance with the requirements of Iowa Code chapters 22 and 272C.

16. The Board's approval of this Order shall constitute a **FINAL ORDER** of the Board.

**IT IS THEREFORE ORDERED:**

17. Respondent is hereby **CITED** for allowing an unauthorized animal to be present in the pharmacy and **WARNED** that future violations of the laws and rules governing pharmacists may result in further disciplinary action.

18. Within thirty (30) days, Respondent shall pay a **CIVIL PENALTY** in the amount of one thousand dollars (\$1,000). The check shall be made payable to the "Treasurer of Iowa" and shall be deposited in the general fund. The civil penalty should be mailed to the Iowa Board of Pharmacy, Attn: Amanda Woltz, 400 SW 8<sup>th</sup> St, Ste E, Des Moines IA 50309.

19. Within sixty (60) days, Respondent must complete three (3) hours of **CONTINUING EDUCATION** pertaining to pharmacy law and ethics and submit certificates of completion to the

Board via email to [amanda.woltz@iowa.gov](mailto:amanda.woltz@iowa.gov). The hours used to fulfill this requirement cannot be used to satisfy the continuing education hours required for the renewal of Respondent's pharmacist license.

20. Respondent agrees not to allow the pet dog, or any other unauthorized animal, to be anywhere inside of the building located at 305 W Walnut Street, including the pharmacy department, any offices, and the front end of the store.

21. Should Respondent violate the terms of this Order, the Board may initiate action to impose other licensee discipline as authorized by Iowa Code chapters 147, 155A, and 272C and 657 IAC 36.

July 25, 2022  
Date

  
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PATRICIA L SWANSON  
Respondent

This Combined Statement of Charges, Settlement Agreement, and Final Order is approved by the Iowa Board of Pharmacy on \_\_\_\_\_ August 24, 2022 \_\_\_\_\_

  
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Chairperson  
Iowa Board of Pharmacy