

BEFORE THE BOARD OF PHARMACY EXAMINERS  
OF THE STATE OF IOWA

In the Matter of Pharmacist                   :  
                                                          :  
Benjamin L. Anderson                           :  
(License #13037)                               :  
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STIPULATION

WHEREAS, Benjamin L. Anderson hereinafter referred to as the Licensee, has had certain allegations and charges filed against him by the Board of Pharmacy Examiners, hereinafter referred to as the Board, concerning his professional conduct as a pharmacist; and

WHEREAS, the Licensee admits to the allegations made against him; and

WHEREAS, both the Licensee and the Board desire to arrive at a mutually agreeable informal settlement of this matter;

IT IS MUTUALLY AGREED AND STIPULATED as follows between the Licensee and the Board:

1. That the Board by and through one of its members, Margo L. Underwood, and the Licensee have entered into settlement discussions and have agreed upon disposition of this matter.
2. That Licensee acknowledges that he has an addiction to alcohol and other drugs which has caused some problems surrounding his ability to practice pharmacy with reasonable skill and safety.
3. That the Licensee desires to avoid the uncertainty and expense of an Administrative Hearing and desires to consent to the disciplinary action to be taken by the Board as specified in paragraph 5, infra.
4. It is the purpose and intent of the parties hereto to waive all the provisions of Chapter 17A of the 1983 Code of Iowa as they relate to notice and hearing on the matter of revocation or suspension of Licensee's license to practice pharmacy, and to acknowledge that each are fully aware of their rights and procedures afforded them through Chapter 17A of the 1983 Code of Iowa and the rules of the Board of Pharmacy Examiners promulgated in accordance and pursuant thereto, particularly Section 17A.12 as it relates to contested cases and provides notice of hearing and records, and Section 17A.18, as it relates to the requirements concerning notice of the suspension and revocation of licenses.
5. It is the understanding of both the Licensee and the Board that they will enter into an Order and Consent to Order which will provide for the following:
  - a. The suspension of Benjamin L. Anderson's license to practice pharmacy for a period of one year beginning May 18, 1984, and ending on May 18, 1985, during which time he will not participate in the profession nor function as a pharmacist.
  - b. It is further understood that the Licensee will be placed on probation for a period of four years from the expiration of the suspension, May 18, 1985 to May 18, 1989.
  - c. During the period of suspension, Licensee, at his own expense, and upon request of the Board or its designee, shall submit to monthly biological fluid testing with such tests being submitted to the Board office. In addition, Licensee shall submit to the Board office written monthly reports describing his progress in his planned aftercare program. Such reports to begin on September 15, 1984.

- d. A copy of Licensee's planned aftercare program for the period of license suspension should be submitted to the Board office prior to August 15, 1984. In addition, a progress report shall be submitted to the Board office by Licensee's psychotherapist on November 15, 1984, and April 15, 1985.
- e. During the first year of probation, Licensee shall submit quarterly progress reports, including urine drug analysis, with such reports to begin with the quarter ending on September 30, 1985, and continuing through the quarter ending June 30, 1986. Written reports shall be signed by his Alcoholics Anonymous sponsor.
- f. During the second year of probation, Licensee shall submit quarterly progress reports signed by his Alcoholics Anonymous sponsor with such quarterly reports to begin with the quarter ending September 30, 1986, and continuing through the quarter ending June 30, 1987.
- g. Licensee shall participate in the Iowa Pharmacists Association "Pharmacists Aiding Pharmacists in Iowa" (PAP'I) program to the fullest extent possible. It is recommended that Licensee meet with a PAP'I member at least once a month during the period of suspension. It is further recommended that Licensee meet with a PAP'I member at least once a month during the first year of probation.
- h. Licensee shall continue with his aftercare program during the period of suspension and probation.

THE ABOVE AND FOREGOING CONSTITUTES THE FULL AND COMPLETE STIPULATION AND AGREEMENT OF THE PARTIES HERETO.

X Date 8-11-84

Benjamin L. Anderson  
Benjamin L. Anderson, Licensee

Date 8-15-84

John F. Rode  
John F. Rode, Chairman  
Iowa Board of Pharmacy Examiners

BEFORE THE BOARD OF PHARMACY EXAMINERS  
OF THE STATE OF IOWA

In the Matter of Pharmacist :  
 :  
Benjamin L. Anderson : ORDER AND CONSENT TO ORDER  
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The Board of Pharmacy, State of Iowa, having been advised of the allegations that Benjamin L. Anderson has conducted his profession as a pharmacist in a manner which could cause his license to practice pharmacy in Iowa to be suspended, and the Board of Pharmacy and said Benjamin L. Anderson having entered into a stipulation representing their mutual informed consent as to the waiver of the provisions found in the Iowa Code appearing at Chapter 17A, particularly Section 17A.12 and Section 17A.18, Code of Iowa 1983, in regards to notice and hearing, the parties to this action agree to an informal settlement of this matter, namely that the license of Benjamin L. Anderson to practice pharmacy in the State of Iowa will be suspended for a period of one year following which he will be placed on probation for a period of four years.

O R D E R

IT IS THEREFORE ORDERED, subject to Benjamin L. Anderson's consent, to be contained herein to the Order, that the license to practice pharmacy in Iowa of Benjamin L. Anderson is suspended for a period of one year from May 18, 1984 to May 18, 1985; that Benjamin L. Anderson be placed on probation for a period of four years beginning on May 18, 1985, and ending on May 18, 1989; that Benjamin L. Anderson be required to submit to monthly biological fluid testing during the period of license suspension, such testing to be obtained at his own expense; that Benjamin L. Anderson also submit written reports on a monthly basis during the period of license suspension describing his progress in his planned aftercare program, such reports to begin on September 15, 1984; that Benjamin L. Anderson submit a copy of his planned aftercare program to the Board office no later than August 15, 1984; that Benjamin L. Anderson submit, or cause to be submitted, progress reports from a psychotherapist of his choosing, such progress reports to be submitted on November 15, 1984 and April 15, 1985; that during the first year of probation, Benjamin L. Anderson shall submit, or cause to be submitted, quarterly progress reports, including biological fluid tests, signed by his Alcoholics Anonymous sponsor, such reports to begin with the quarter ending September 30, 1985, and continuing through the quarter ending June 30, 1986; that during the second year of probation, Benjamin L. Anderson shall submit, or cause to be submitted, quarterly progress reports signed by his Alcoholics Anonymous sponsor, such quarterly reports to begin with the quarter beginning September 30, 1986, and continuing through the quarter ending June 30, 1987; that Benjamin L. Anderson shall participate in the Iowa Pharmacists Association "Pharmacists Aiding Pharmacists in Iowa" (PAP'I) program to the fullest extent possible; that Benjamin L. Anderson continue in his aftercare program during the period of suspension and probation.

Date 8-15-84

  
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John F. Rode, Chairman  
Iowa Board of Pharmacy Examiners

C O N S E N T T O O R D E R

I, Benjamin L. Anderson, hereby consent to the Order set forth above, waive my right to confrontation, cross examination of witnesses, making of record and judicial review.

X Date 8-11-84

  
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Benjamin L. Anderson