

**BEFORE THE BOARD OF PHARMACY EXAMINERS
OF THE STATE OF IOWA**

Re:)	Case No. 2003-41
Pharmacist License of)	
HOLLY T. CONNOR)	STATEMENT OF CHARGES
License No. 13804)	
Respondent)	

COMES NOW, the Complainant, Lloyd K. Jessen, and states:

1. He is the Executive Secretary/Director for the Iowa Board of Pharmacy Examiners and files this Statement of Charges solely in his official capacity.
2. The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 155A and 272C (2003).
3. On November 10, 1970, the Board issued Respondent, following examination, a license to engage in the practice of pharmacy as evidenced by license number 13804, subject to the laws of the State of Iowa and the rules of the Board.
4. Respondent's pharmacist license is current and active until June 30, 2005.
5. Respondent's current address is PO Box #9, Charles City, Iowa 50616.
6. Respondent is employed as a pharmacist at Connors Clinic Pharmacy, 1501 South Main Street, Charles City, Iowa 50616.

A. CHARGES

COUNT I – AIDING THE UNLAWFUL PRACTICE OF PHARMACY

Respondent is charged with aiding and abetting an unregistered individual to engage in the practice of pharmacy in violation of Iowa Code §§ 155A.12(1) and 155A.12(6) (2003) and 657 Iowa Administrative Code § 36.1(4)(l), by delegation of pharmacist duties to non-pharmacists.

COUNT II – ENGAGING IN UNPROFESSIONAL CONDUCT

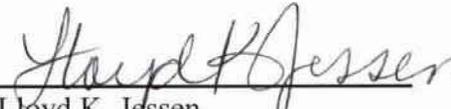
The Respondent is charged with engaging in unprofessional conduct in violation of Iowa Code §§ 155A.12(1) (2003) and 657 Iowa Administrative Code § 8.11(8) by physically striking an unlicensed pharmacy technician.

B. CIRCUMSTANCES

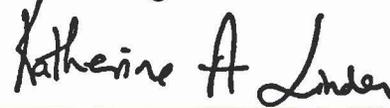
On or about May 12, 2003 an investigation was commenced, revealing the following:

1. Respondent is employed as a pharmacist at Connors Clinic Pharmacy in Charles City, Iowa.
2. Technicians employed by Connors Clinic Pharmacy were not registered with the Iowa Board of Pharmacy Examiners.
3. With Respondent's knowledge and acquiescence, technicians employed by Connors Clinic Pharmacy dispensed prescriptions and filled prescriptions without review by a pharmacist.
4. Respondent struck an unregistered pharmacy technician employed by Connors Clinic Pharmacy

WHEREFORE, the Complainant prays that a hearing be held in this matter and that the Board take such action as it may deem to be appropriate under the law.


Lloyd K. Jessen
Executive Secretary/Director

On this 21 day of January 2004, the Iowa Board of Pharmacy Examiners found probable cause to file this Statement of Charges and to order a hearing in this case.


Katherine A. Linder, Chairperson
Iowa Board of Pharmacy Examiners
400 SW Eighth Street, Suite E
Des Moines, Iowa 50309-4688

cc: Scott M. Galenbeck
Assistant Attorney General
Hoover State Office Building
Des Moines, Iowa

BEFORE THE BOARD OF PHARMACY EXAMINERS
OF THE STATE OF IOWA

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IOWA PHARMACY EXAMINERS

Re:)	Case No. 2003-41
Pharmacist License of)	
HOLLY T. CONNOR)	STIPULATION
License No. 13804)	AND
Respondent)	CONSENT ORDER

Pursuant to Iowa Code ' ' 17A.10 and 272C.3(4) (2005), the Iowa Board of Pharmacy Examiners (hereinafter, ABoard@) and Holly T. Connor, R.Ph. (hereinafter, ARespondent@), enter into this Stipulation and Consent Order settling a pending contested case. The pending contested case is a licensee disciplinary proceeding before the Iowa Board of Pharmacy Examiners based on allegations specified in a Statement of Charges filed January 21, 2004. The Board and Respondent, who hereby agree that the contested case shall be resolved without proceeding to hearing, stipulate to the following:

1. Respondent was issued a license to practice pharmacy in Iowa on November 10, 1970, after examination, as evidenced by Pharmacist License Number 13804, which is recorded in the permanent records of the Iowa Board of Pharmacy Examiners.
2. Iowa Pharmacist License Number 13804, issued to and held by Respondent is active and current until June 30, 2008.
3. Respondent is not currently employed as a pharmacist.
4. A Statement of Charges was filed against Respondent on January 21, 2004.

5. The Board has jurisdiction over Respondent and the subject matter herein.
6. Respondent does not admit the allegations set forth in the Statement of Charges but acknowledges that the allegations, if proven in a contested case proceeding, constitute grounds for discipline of her license to practice pharmacy in Iowa.
7. On the date of the Board's approval of this Stipulation and Consent Order, Respondent's license to practice pharmacy shall be placed on probation under the following conditions:
 - a. Respondent's probation shall continue for the period which coincides with Respondent's first 3 years of employment as a pharmacist following the Board's approval of this Stipulation and Consent Order. Periods during which Respondent is not employed as a pharmacist shall not count toward satisfaction of the 3-year probationary period.
 - b. Respondent shall not use any controlled substance or prescription drug in any form unless the controlled substance or prescription drug has been authorized and prescribed for Respondent by a licensed, treating physician or other qualified treating health care provider. Respondent shall not possess any controlled substance, except medications prescribed in accordance with the preceding paragraph.
 - c. .
 - d. Within sixty (60) days after the date of the commencement of the period of probation pursuant to paragraph 7(a) above, Respondent will propose to the Board *typewritten* pharmacy policies and procedures regarding utilization of

technicians. Following review and approval by the Board, Respondent must adopt, implement, and adhere to these policies and procedures when engaged in the practice of pharmacy.

e. Within six (6) months after the commencement of probation pursuant to paragraph 7(a) above, Respondent shall complete continuing pharmacy education (“CPE”) or other formal, structured education in the following area: Improvement of Respondent’s interpersonal skills as utilized in the pharmacy workplace. The CPE or other education shall be not less than six (6) hours in length and shall be pre-approved by the Board. Documentation of satisfactory completion of the education shall be promptly submitted to the Board. This education shall be in addition to – not in lieu of – the thirty (30) hours of continuing pharmacy education required every two years for license renewal.

f. During her period of probation, Respondent shall file written, sworn quarterly reports with the Board attesting to (1) Respondent’s compliance with all the terms and conditions of this Stipulation and Consent Order and (2) ***describing Respondent’s most recent efforts to implement the provisions of this Stipulation and Consent Order, by date.*** The reports shall be filed not later than March 5, June 5 September 5 and December 5 of each year of Respondent’s probation. Quarterly reports shall also include Respondent’s current place of employment, home address, home telephone number or work telephone number, and any further information deemed necessary by the Board from time to time.

g. Respondent shall make personal appearances before the Board or a Board

committee upon request. The Board shall give Respondent reasonable notice of the date, time, and location for such appearances.

h. Respondent shall obey all federal and state laws and regulations related to the practice of pharmacy and the distribution of controlled substances.

i. Respondent shall provide evidence of efforts to maintain skill and knowledge as a pharmacist through continuing education (CE) as directed by the Board.

j. Respondent shall not supervise any registered pharmacist-intern, nor perform any of the duties of a pharmacy preceptor.

k. Respondent shall inform the Board in writing within ten (10) days of any change of home address, *employment status*, place of employment, home telephone number or work telephone number.

l. If Respondent is other than self-employed, she shall notify all prospective pharmacy or pharmacy-related employers of the resolution of this disciplinary proceeding and the terms, conditions, and restrictions imposed on Respondent by this document. Within fifteen (15) days of undertaking new employment as a pharmacist or in a pharmacy-related business, Respondent shall cause her employer to report to the Board in writing, acknowledging that the employer has read this document and understands it

8. Should the Respondent violate or fail to comply with any of the terms or conditions of this Stipulation and Consent Order, the Board may initiate action to revoke or further suspend the Respondent's Iowa pharmacist license or to impose

other licensee discipline as authorized by Iowa Code chapters 272C and 155A and 657 IAC 36.

9. This Stipulation and Consent Order is the resolution of a contested case. By entering into this Stipulation and Consent Order, Respondent waives all rights to a contested case hearing on the allegations contained in the Statement of Charges, and waives any objections to this Stipulation and Consent Order.
10. This proposed settlement is subject to approval by a majority of the full Board. If the Board fails to approve this settlement, it shall be of no force or effect to either party. If the Board approves this Stipulation and Consent Order, it shall be the full and final resolution of this matter.
11. The Board's approval of this Stipulation and Consent Order shall constitute a FINAL ORDER of the Board in a disciplinary action.

This Stipulation and Consent Order is voluntarily submitted by Respondent to the Board for its consideration on the 5th day of September 2006.

Holly T. Connor
Holly T. Connor, R.Ph.
Respondent

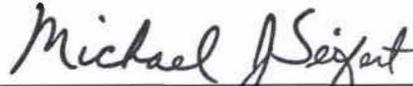
Subscribed and sworn to before me by Holly T. Connor on this 5th day of September 2006.



Kathy Jo Heuer
NOTARY PUBLIC IN AND FOR THE
STATE OF IOWA

This Stipulation and Consent Order is accepted by the Iowa Board of Pharmacy

Examiners on the 13th day of Sept. 2006.



MICHAEL J. SEIFERT, Chairperson
Iowa Board of Pharmacy Examiners
400 SW Eighth Street, Suite E
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