

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

Re:)	Case No. <u>99-18792</u>
Pharmacist License of)	
JEFFREY M. KNAPP)	STATEMENT OF CHARGES
License No. 18792)	
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 (1999).
3. On June 10, 1997, the Board issued Respondent, Jeffrey M. Knapp, a license to engage in the practice of pharmacy by license transfer as evidenced by license number 18792, subject to the laws of the State of Iowa and the rules of the Board.
4. License number 18792 is current and active until June 30, 2000.
5. Respondent's current address is 1 Jay Street, P.O. Box 167, Marathon, New York 13803.
6. Upon information and belief Respondent is not currently employed as a pharmacist. Respondent was employed as a pharmacist at Franklin Pharmacy, 4944 Franklin, Des Moines, Iowa 50310 during all times relevant to this statement of charges.

COUNT I

The Respondent is charged under Iowa Code § 155A.12(1), 155A.21(1), 155A.23 155A.27 (1999) and 657 Iowa Administrative Code § 36.1(4)(b) with dispensing a prescription drug without a prescription.

THE CIRCUMSTANCES

1. On or about November 25, 1998, the board office received information from the Polk County Sheriff's office regarding an investigation into the death of

Respondent's wife, Linda Knapp.

2. The investigation into Ms. Knapp's death revealed that a prescription vial containing Remeron 15 mg was found among her possessions at the time of her death.
3. The vial referred to in paragraph 2, above was re-filled by the Respondent and provided for an additional ten refills.
4. The medical physician who prescribed Remeron 15 mg for Ms. Knapp did not authorize any refills on the prescription.

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 13 day of Oct., 1999, the Iowa Board of Pharmacy Examiners found probable cause to file this Statement of Charges and to order a hearing in this case.


Arlan D. VanNorman, Chairperson
Iowa Board of Pharmacy Examiners
1209 East Court Avenue
Des Moines, Iowa 50319

cc: Shauna Russell Shields
Assistant Attorney General
Hoover State Office Building
Des Moines, Iowa 50319

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

Re:)	Case No. 99-18792
Pharmacist License of)	
JEFFREY M. KNAPP)	STIPULATION
License No. 18792)	AND
Respondent)	CONSENT ORDER
)	

COME NOW the Iowa Board of Pharmacy Examiners (“the Board”) and Jeffrey M. Knapp, R.Ph. (“Respondent”) and, pursuant to Iowa Code §§ 17A.10 and 272C.3(4) (1999), enter into the following Stipulation and Consent Order settling the contested case currently on file.

The licensee disciplinary hearing pending before the Iowa Board of Pharmacy Examiners, on the allegations specified in the Statement of Charges filed against Respondent on October 13, 1999, shall be resolved without proceeding to hearing, as the parties have agreed to the following Stipulation and Consent Order:

1. That Respondent was issued a license to practice pharmacy in Iowa on the 10th day of June, 1997, by examination as evidenced by Pharmacist License Number 18792, which is recorded in the permanent records of the Iowa Board of Pharmacy Examiners.
2. That Iowa Pharmacist License Number 18792, issued to and held by Respondent is active and current until June 30, 2000.

3. Respondent is not currently employed as a pharmacist in the State of Iowa.
4. A Statement of Charges was filed against Respondent on October 13, 1999.
5. That the Iowa Board of Pharmacy Examiners has jurisdiction over the parties and the subject matter herein.
6. This Stipulation and Consent Order is entered into in order to resolve disputed claims and constitutes no admission on the part of the Respondent.
7. Respondent agrees to accept a citation and warning for the alleged violation set forth in the Statement of Charges.
8. Respondent shall fully and promptly comply with all Orders of the Board and the statutes and rules regulating the practice of pharmacy in Iowa. Any violation of the terms of this Order is grounds for further disciplinary action, upon notice and opportunity for hearing, for failure to comply with an Order of the Board, in accordance with Iowa Code § 272C.3(2)(a).
9. Respondent shall pay a civil penalty of \$250 within 30 days of the date of approval of this Stipulation and Consent Order by the Board. Respondent shall deliver a check made payable to the Treasurer of the State of Iowa to the Executive Secretary/Director of the Board. The check shall be deposited into the general fund of the State of Iowa.
10. The Respondent shall complete continuing pharmacy education (CPE) or other formal, structured education in proper dispensing of pharmaceuticals by June 30, 1999. The education shall be *not less than* three (3) hours in length and shall be pre-approved by the Board. Documentation of satisfactory completion of the

THE DATE HERE
SHOULD BE
JUNE 30, 2000.

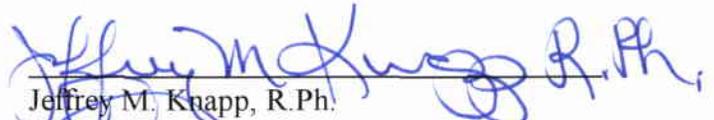


JEROME KNAPP
NOTARY PUBLIC, State of New York
No. 01KN5087883
Qualified in Cortland County
Commission Expires NOV 10, 2000

education shall be submitted to the Board. This education is in addition to the thirty (30) hours of continuing pharmacy education required every two years for license renewal.

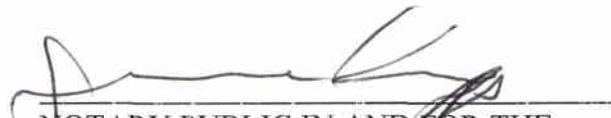
11. Should Respondent violate or fail to comply with any of the terms or conditions of this Stipulation and Consent Order, the Board may initiate action to revoke or suspend the Respondent's Iowa pharmacist license or to impose other licensee discipline as authorized by Iowa Code chapters 272C and 155A and 657 IAC 36.1.
12. 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.
13. 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.
14. The Board's approval of this Stipulation and Consent Order shall constitute a **FINAL ORDER** of the Board in a disciplinary action.

15. This Stipulation and Consent Order is voluntarily submitted by Respondent to the Board for its consideration on the 13th day of NOVEMBER, 1999.


Jeffrey M. Knapp, R.Ph.
Respondent

Subscribed and sworn to before me by Jeffrey M. Knapp on this 13th day of NOVEMBER, 1999.

JEROME KNAPP
NOTARY PUBLIC, State of New York
No. 01KN5087883
Qualified in Cortland County
Commission Expires NOV. 10, 2001


NOTARY PUBLIC IN AND FOR THE
STATE OF NEW YORK

16. This Stipulation and Consent Order is accepted by the Iowa Board of Pharmacy Examiners on the 2nd day of Feb., 2000.


ARLAN D. VAN NORMAN, Chairperson
Iowa Board of Pharmacy Examiners
Executive Hills West
1209 East Court Avenue
Des Moines, Iowa 50319

cc: Shauna Russell Shields
Assistant Attorney General
Office of the Attorney General
Hoover State Office Building
Des Moines, Iowa 50319