

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

Re:)
Pharmacist License of)
JOHN A. MEISTER) **STATEMENT OF CHARGES**
License No. 12070)
Respondent)

COMES NOW, the Complainant, Lindy A. Pearson, and states:

1. She is the Chief Investigator for the Iowa Board of Pharmacy Examiners and files this Statement of Charges solely in her official capacity.
2. The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 155A and 272C (1995).
3. On April 14, 1954, John A. Meister, the Respondent, was issued license number 12070 by the Board to engage in the practice of pharmacy, subject to the laws of the State of Iowa and the rules of the Board.
4. License number 12070 is current and active until June 30, 1997.
5. Respondent's current mailing address is Box 903, Oquawka, Illinois 61469-0903.

COUNT I

The Respondent is charged under Iowa Code §§ 155A.12(1), 155A.12(8), and 155A.12(10) (1995) and 657 Iowa Administrative Code §§ 9.1(4)(j) and 9.1(4)(u) with having disciplinary action taken by the Illinois Department of Professional Regulation against his Illinois pharmacist license number 051-023904 on February 1, 1994.

COUNT II

The Respondent is charged under Iowa Code §§ 155A.12(1), 155A.12(8), and 155A.12(10) (1995) and 657 Iowa Administrative Code §§ 9.1(4)(j) and 9.1(4)(u) with having disciplinary action taken by the Texas State Board of Pharmacy against his Texas pharmacist license number 21276 on May 23, 1995.

COUNT III

The Respondent is charged under Iowa Code §§ 155A.12(1), 155A.12(8), and 155A.12(10) (1995) and 657 Iowa Administrative Code §§ 9.1(4)(j), 9.1(4)(k), and 9.1(4)(u) with failing to report to the Board that disciplinary action had been taken by the Illinois Department of Professional Regulation against his Illinois pharmacist license number 051-023904 on February 1, 1994.

COUNT IV

The Respondent is charged under Iowa Code §§ 155A.12(1), 155A.12(8), and 155A.12(10) (1995) and 657 Iowa Administrative Code §§ 9.1(4)(j), 9.1(4)(k), and 9.1(4)(u) with failing to report to the Board that disciplinary action had been taken by the Texas State Board of Pharmacy against his Texas pharmacist license number 21276 on May 23, 1995.

COUNT V

The Respondent is charged under Iowa Code § 155A.12(1) (1995) and 657 Iowa Administrative Code §§ 8.5(1), 9.1(4)(a), 9.1(4)(c), and 9.1(4)(k) with making false and misleading statements and failing to report the disciplinary action taken by the Illinois Department of Professional Regulation when filing his Iowa Pharmacist License Renewal Application with the Board on April 26, 1995.

THE CIRCUMSTANCES

1. On February 1, 1994, Respondent was disciplined by the Illinois Department of Professional Regulation. In a Consent Order, Respondent's Illinois pharmacist license number 051-023904 was placed on probation with conditions for one year following allegations that Respondent had filled prescriptions with medications other than those prescribed by the physician.

2. On May 23, 1995, Respondent was disciplined by the Texas State Board of Pharmacy. The Texas action was based upon the disciplinary action taken by the Illinois Department of Professional Regulation on February 1, 1994.

3. The Board has received a certified copy of an Agreed Board Order titled In the Matter of John A. Meister, No. L-94-015, dated May 23, 1995, from the Texas State Board of Pharmacy. The Agreed Board Order issued by the Texas State Board of Pharmacy included a copy of the Consent Order dated February 1, 1994, issued by the Illinois Department of Professional Regulation.

4. The Iowa Board of Pharmacy Examiners received notice of the disciplinary actions taken by the Illinois Department of Professional Regulation and the Texas State Board of Pharmacy against Respondent through the National Association of Boards of Pharmacy (NABP) "Disciplinary Clearinghouse."

5. Respondent failed to report to the Iowa Board of Pharmacy Examiners that disciplinary action had been taken by the Illinois Department of Professional Regulation against his Illinois pharmacist license number 051-023904 on February 1, 1994, as required by 657 Iowa Administrative Code § 9.1(4)(k).

6. Respondent failed to report to the Iowa Board of Pharmacy Examiners that disciplinary action had been taken by the Texas State Board of Pharmacy against his Texas pharmacist license number 21276 on May 23, 1995, as required by 657 Iowa Administrative Code § 9.1(4)(k).

7. In his Iowa Pharmacist License Renewal Application which Respondent filed with the Board on April 26, 1995, Respondent answered "no" to question number 6: "Have you...had your license suspended, revoked, or disciplined since initial licensure in this or another state?" He also failed to report, on his license renewal application, that disciplinary action had been taken by the Illinois Department of Professional Regulation against his Illinois pharmacist license number 051-023904 on February 1, 1994. Respondent attached a handwritten statement to his Iowa Pharmacist License Renewal Application which only described a problem that he had experienced with his pharmacy computer. That statement was misleading and incomplete.

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.



Lindy A. Pearson
Chief Investigator

On this 11th day of October, 1995, the Iowa Board of Pharmacy Examiners found probable cause to file this Statement of Charges and to order a hearing in this case.



Marian L. Roberts, Chairperson
Iowa Board of Pharmacy Examiners
Executive Hills West
1209 East Court Avenue
Des Moines, Iowa 50319

cc: Linny Emrich
Assistant Attorney General
Office of the Attorney General
Hoover State Office Building
Des Moines, Iowa 50319

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

Re: Pharmacist License of
JOHN A. MEISTER
License No. 12070
Respondent

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**STIPULATION
AND
CONSENT ORDER**

On this 19th day of March, 1996, the Iowa Board of Pharmacy Examiners and John A. Meister, R.Ph., of Oquawka, Illinois, each hereby agree with the other and stipulate as follows:

The licensee disciplinary hearing pending before the Iowa Board of Pharmacy Examiners, on the allegations specified in the Complaint and Statement of Charges and Notice of Hearing filed against Respondent on October 11, 1995, 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 on the 14th day of April, 1954, as evidenced by License Number 12070, which is recorded in the permanent records of the Iowa Board of Pharmacy Examiners.
2. That Iowa Pharmacist License Number 12070 issued to and currently held by Respondent is current and in full force until June 30, 1997.
3. That the Iowa Board of Pharmacy Examiners has jurisdiction over the parties and the subject matter herein.

4. A Complaint and Statement of Charges and Notice of Hearing was filed against Respondent on October 11, 1995.

5. This Stipulation and Consent Order is executed as a compromise settlement of disputed claims.

6. Respondent agrees to accept a citation and warning for the alleged violations set forth in the complaint.

7. Respondent also agrees to obey all federal and state laws, rules, and regulations substantially related to the practice of pharmacy.

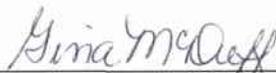
8. This Stipulation and Consent Order is subject to approval of a majority of the full Board. If the Board fails to approve this Stipulation and Consent Order, it shall be of no force or effect to either party.

9. This Stipulation and Consent Order is voluntarily submitted by Respondent to the Board for its consideration on the 15TH day of February, 1996.



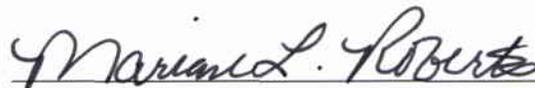
JOHN A. MEISTER, R.Ph.
Respondent

Subscribed and Sworn to before me on this 15TH day of February, 1996.



NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS

10. This Stipulation and Consent Order is accepted by the Iowa Board of Pharmacy Examiners on the 19th day of March, 1996.



MARIAN L. ROBERTS, Chairperson
Iowa Board of Pharmacy Examiners
Executive Hills West
1209 East Court Avenue

Des Moines, Iowa 50319