

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

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Re:	)	Case No. 2001-17365
Pharmacist License of	)	
<b>WINGLOCK J. NG</b>	)	
License No. 17365	)	<b>STATEMENT OF CHARGES</b>
Respondent	)	

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**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) & (2001).
3. On February 2, 1990, the Board issued the Respondent, Winglock J. Ng, a license to engage in the practice of pharmacy by examination as evidenced by license number 17365, subject to the laws of the State of Iowa and the rules of the Board.
4. License number 17365 is current and active until June 30, 2003.
5. The Respondent's current address is 124 Riverside Drive, Whiteburg, Kentucky 41858.
6. Upon information and belief the Respondent is currently employed as a pharmacist in the Commonwealth of the State of Kentucky and has been employed as such during all times relevant to this statement of charges.

**COUNT I**

The Respondent is charged under Iowa Code § 155A.12(8) (1999), with violating the pharmacy or drug laws of another state while under that state's jurisdiction, and 657 Iowa Administrative Code § 36.1(4)(j), with violating a statute or law of this state, another state, or the United States which relates to the practice of pharmacy or the distribution of controlled substances, prescription drugs, or non-prescription drugs.

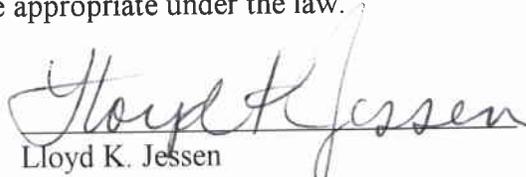
**THE CIRCUMSTANCES**

1. On or about January 10, 2001, the Respondent entered into an Agreed Order with

the Kentucky Board of Pharmacy. A copy of that Consent Order is attached hereto as Exhibit 1 and incorporated herein by reference.

2. The Agreed Order attached as Exhibit 1 provides that the Respondent failed to provide adequate security for controlled substances while employed as the pharmacist in charge at the pharmacy where he worked. This failure constituted a violation of the laws and rules of the Commonwealth of Kentucky.

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 7<sup>th</sup> day of August, 2001, the Iowa Board of Pharmacy Examiners found probable cause to file this Statement of Charges and to order a hearing in this case.

  
Matthew C. Osterhaus, Chairperson  
Iowa Board of Pharmacy Examiners  
400 SW Eighth Street, Suite E  
Des Moines, Iowa 50309-4688

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:  
Pharmacist License of  
**WINGLOCK J. NG**  
License No. 17365  
Respondent

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Case No. 2001-17365

STIPULATION  
AND  
CONSENT ORDER

COME NOW the Iowa Board of Pharmacy Examiners ("the Board") and Winglock J. Ng, R.Ph. ("Respondent") and, pursuant to Iowa Code §§ 17A.10 and 272C.3(4) (2001), 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 the Respondent on August 7, 2001, shall be resolved without proceeding to hearing, as the parties have agreed to the following Stipulation and Consent Order:

1. That the Respondent was issued a license to practice pharmacy in Iowa on February 2, 1990, by examination as evidenced by Pharmacist License Number 17365, which is recorded in the permanent records of the Iowa Board of Pharmacy Examiners.
2. That Iowa Pharmacist License Number 17365, issued to and held by Respondent is active and current until June 30, 2003.
3. The Respondent is currently employed as a pharmacist in the Commonwealth of

Kentucky.

4. A Statement of Charges was filed against Respondent on August 7, 2001.
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. The Respondent agrees to accept a CITATION AND WARNING for the allegations set forth in the Statement of Charges. The Respondent further agrees to comply with the following conditions:
  - a. Within sixty (60) days of the date of approval of this Stipulation and Consent Order by the Board, the Respondent will provide his *typewritten* policies and procedures for maintaining security of controlled substances. The typewritten policies and procedures shall relate to the Respondent's practice of pharmacy in his current work setting. Following review and approval by the Board, the Respondent agrees to adopt, implement, and adhere to these policies and procedures whenever engaging in the practice of pharmacy.
  - b. Within six (6) months of the date of approval of this Stipulation and Consent Order by the Board, the Respondent shall complete the following continuing pharmacy education (CPE) courses: (1) DEA Handling Requirements for Community Pharmacies (1.0 hours) -- ACPE #406-999-00-038-H03, (2) DEA Dispensing Requirements for Community

Pharmacies (1.0 hours) -- ACPE #406-999-00-039-H03, and (3) DEA Reporting, Enforcement and Audits (1.0 hours) -- ACPE #406-999-00-040-H03. Each of these CPE courses is provided by *Community Pharmacist* and may be obtained by writing the CE Editor of the *Community Pharmacist*, 5285 West Louisiana Ave., Lakewood, Colorado 80232-5976 or from the July/August 2000 edition of *Community Pharmacist*. Documentation of satisfactory completion of the 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.

- c. The Respondent shall inform the Board in writing within ten (10) days of any change of home address, place of employment, home telephone number, or work telephone number.
- d. The Respondent shall report to the Board or its designee quarterly as long as he is subject to the terms and conditions of the Agreed Order that he entered into with the Kentucky Board of Pharmacy. Said report shall be in writing. The report shall include the Respondent's place of employment, current address, whether the Respondent is in full compliance with the Agreed Order he entered into with the Kentucky Board of Pharmacy and any further information deemed necessary by the Board from time to time.
8. The Respondent shall obey all federal and state laws, rules, and regulations substantially related to the practice of pharmacy.

- 9. 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 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.
- 10. 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.
- 11. 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.
- 12. The Board's approval of this Stipulation and Consent Order shall constitute a **FINAL ORDER** of the Board in a disciplinary action.

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- 13. This Stipulation and Consent Order is voluntarily submitted by the Respondent to the Board for its consideration on the \_\_\_ day of \_\_\_\_\_, 2001.

  
 \_\_\_\_\_  
 Winglock J. Ng, R.Ph.  
 Respondent

Subscribed and sworn to before me by Winglock J. Ng on this \_\_\_\_\_ day of \_\_\_\_\_ 2001.

NOTARY PUBLIC IN AND FOR THE  
STATE OF KENTUCKY

14. This Stipulation and Consent Order is accepted by the Iowa Board of Pharmacy Examiners on the 15 day of Nov., 2001.

*Matthew C. Osterhaus*

MATTHEW C. OSTERHAUS, Chairperson  
Iowa Board of Pharmacy Examiners  
400 SW Eighth Street, Suite E  
Des Moines, Iowa 50309-4688

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