

BEFORE THE BOARD OF PHARMACY EXAMINERS  
OF THE STATE OF IOWA

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Re: Pharmacist License of ) TRACY COREEN GREIMAN ) License No. 17111 ) Respondent )	EMERGENCY ORDER AND COMPLAINT AND STATEMENT OF CHARGES
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NOW on this 18th day of July, 1990, the Iowa Board of Pharmacy Examiners has reviewed the following evidence:

1. Respondent was issued a license to practice pharmacy in Iowa on August 3, 1988, by examination.

2. Respondent is employed as a staff pharmacist at Des Moines General Hospital, 603 East 12th Street, Des Moines, Iowa 50307.

3. The Board has received information from a drug treatment counselor which indicates that Respondent is chemically dependent on controlled substances and alcohol. Specifically, the counselor has indicated the following:

a. Respondent received chemical dependency treatment at the Keystone Treatment Center in Canton, South Dakota, in May 1988, following an OWI arrest.

b. Respondent received chemical dependency treatment at the Powell III Treatment Center in Des Moines, Iowa, in October 1989.

c. Respondent received inpatient and outpatient chemical dependency treatment at the Powell III Treatment Center in Des Moines, Iowa, in March and April 1990. Respondent entered treatment after admitting that "her alcohol usage and prescription drug usage was out of control." Following the conclusion of inpatient treatment, a counselor reported that Respondent had a "very high risk for relapse in all...areas."

d. On April 9, 1990, Respondent executed a contingency contract with a drug treatment counselor. That contract authorized the counselor to provide treatment information to the Board in the event that Respondent violated the terms of her treatment contract. That contract was subsequently violated when Respondent suffered a relapse on July 10, 1990.

e. Respondent has used excessive amounts of alcohol on a continuing basis.

f. Respondent has used the following schedule IV controlled substances on an occasional or continuing basis:

- (1) Xanax
- (2) Valium
- (3) Tranxene
- (4) Librium
- (5) Halcion
- (6) Serax
- (7) Ativan
- (8) Tenuate
- (9) Ionamin

g. Respondent has used Didrex, a schedule III controlled substance, on an occasional or continuing basis.

h. Respondent has used marijuana, cocaine, and crystal methamphetamine on an infrequent, episodic basis.

4. Respondent currently resides at 4317 67th, Urbandale, Iowa 50322.

5. Respondent's license to practice pharmacy in Iowa is current until June 30, 1992.

6. This information, along with additional confidential information in the possession of the Board, indicates that Respondent would pose a threat to the public health and safety if she were allowed to continue to practice pharmacy in Iowa.

Based upon the above evidence, the Iowa Board of Pharmacy Examiners finds that the public health, safety, and welfare would be jeopardized if Tracy Coreen Greiman were to be allowed to continue in the practice of pharmacy until a hearing can be conducted. Therefore, the Board finds that the public health, safety, and welfare makes emergency summary license suspension imperative, and so directs the Executive Secretary to issue such order.

**IT IS HEREBY ORDERED**, pursuant to the authority of Iowa Code section 17A.18(3), that the license of Tracy Coreen Greiman to practice pharmacy in Iowa be temporarily suspended until such time as a hearing before the Board of Pharmacy Examiners can be conducted.

With this notice, the Board also directs the Executive Secretary of the Iowa Board of Pharmacy Examiners to file a Complaint and Statement of Charges against Respondent, who is a pharmacist licensed pursuant to Iowa Code Chapter 155A. In filing said Complaint and Statement of Charges, the secretary alleges that:

7. Melba L. Scaglione, Chairperson; Alan M. Shepley, Vice Chairperson; Rollin C. Bridge; Donna J. Flower; Phyllis A. Olson; Marian L. Roberts; and John F. Rode are duly appointed, qualified members of the Iowa Board of Pharmacy Examiners.

8. Respondent is guilty of violating 1989 Iowa Code section 155A.12(1) by virtue of the information contained in paragraph 3.

Iowa Code section 155A.12 provides, in part, the following:

...The board shall refuse to issue a pharmacist license for failure to meet the requirements of section 155A.8. The board may refuse to issue or renew a license or may impose a fine, issue a reprimand, or revoke, restrict, cancel, or suspend a license, and may place a licensee on probation, if the board finds that the applicant or licensee has done any of the following:

1. Violated any provision of this chapter or any rules of the board adopted under this chapter.

9. Respondent is guilty of violations of 657 Iowa Administrative Code sections 9.1(4)(d)(1), 9.1(4)(d)(2) and 9.1(4)(m) by virtue of the information in paragraph 3.

657 Iowa Administrative Code section 9.1(4) provides, in part, the following:

The board may impose any of the disciplinary sanctions set out in subrule 9.1(2)...when the board determines that the licensee or registrant is guilty of the following acts or offenses:...

d. Habitual intoxication or addiction to the use of drugs. Habitual intoxication or addiction to the use of drugs includes, but is not limited to:

(1) The inability of a pharmacist to practice pharmacy with reasonable skill and safety by reason of the excessive use of alcohol on a continuing basis.

(2) The excessive use of drugs which may impair a pharmacist's ability to practice pharmacy with reasonable skill or safety.

...  
m. Inability to practice pharmacy with reasonable skill and safety by reason of mental or physical impairment or chemical abuse.

The Iowa Board of Pharmacy Examiners finds that paragraphs 8 and 9 constitute grounds for which Respondent's license to practice pharmacy in Iowa can be suspended or revoked.

**WHEREFORE,** the undersigned charges that Respondent has violated 1989 Iowa Code section 155A.12(1) and 657 Iowa Administrative Code sections 9.1(4)(d)(1), 9.1(4)(d)(2) and 9.1(4)(m).

**IT IS HEREBY ORDERED** that Tracy Coreen Greiman appear before the Iowa Board of Pharmacy Examiners on Wednesday, August 15, 1990, at 10:00 a.m. in the second floor conference room, 1209 East Court Avenue, Executive Hills West, Capitol Complex, Des Moines, Iowa.

The undersigned further asks that upon final hearing the Board enter its findings of fact and decision to suspend or revoke the license to practice pharmacy issued to Tracy Coreen Greiman on August 3, 1988, and take whatever additional action that they deem necessary and appropriate.

Respondent may bring counsel to the hearing, may cross-examine any witnesses, and may call witnesses of her own. The failure of Respondent to appear could result in the permanent suspension or revocation of her license. Information regarding the hearing may be obtained from Thomas D. McGrane, Assistant Attorney General, Hoover Building, Capitol Complex, Des Moines, Iowa 50319.

IOWA BOARD OF PHARMACY EXAMINERS

  
Lloyd K. Jessen  
Executive Secretary

BEFORE THE BOARD OF PHARMACY EXAMINERS  
OF THE STATE OF IOWA

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RE: PHARMACIST LICENSE OF	)	DIA NO. 90PHB-12
	)	
TRACY COREEN GREIMAN	)	
LICENSE NUMBER 17111,	)	FINDINGS OF FACT,
	)	CONCLUSIONS OF LAW,
Respondent	)	DECISION AND ORDER

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To: Tracy Coreen Greiman

An Emergency Order and Complaint and Statement of Charges was filed by Lloyd K. Jessen, Executive Secretary of the Iowa Board of Pharmacy Examiners, on July 18, 1990. The Complaint alleged that Respondent had violated a number of pharmacy-related statutes and rules. The Emergency Order found that the public health, safety, and welfare would be jeopardized if the Respondent were to be allowed to continue in the practice of pharmacy until a hearing could be conducted. Therefore, the Board found that the public health, safety, and welfare made emergency summary license suspension imperative, and such an order was issued. The hearing on the Emergency Order and Complaint and Statement of Charges was set for August 15, 1990 at 10:00 a.m. in the second floor conference room, 1209 East Court Avenue, Executive Hills West, Capitol Complex, Des Moines, Iowa. The hearing on the above Emergency Order and Complaint and Statement of Charges was held on August 15, 1990. Present were the following members of the Board: Melba L. Scaglione, Chairperson; Donna L. Flower, John F. Rode, Alan M. Shepley, Phyllis Olson, and Rollin Bridge. Thomas D. McGrane, Assistant Attorney General, appeared on behalf of the state. The Respondent, Tracy Coreen Greiman, was present but was not represented by counsel. Present also were members of the staff of the Board and a court reporter. Margaret LaMarche, Administrative Law Judge from the Iowa Department of Inspections and Appeals, presided. The hearing was closed to the public at the request of the licensee, pursuant to Iowa Code section 258A.6(1). After hearing the testimony and examining the exhibits the Board convened in closed executive session pursuant to Iowa Code section 21.5(1)(f) (1989) to deliberate. The undersigned Administrative Law Judge was instructed to prepare this Board's Decision and Order.

THE RECORD

The evidentiary record in this case includes the Emergency Order and Complaint and Statement of Charges, the recorded testimony of the witnesses, and the following exhibits:

State's Exhibit 1: Letter dated August 13, 1990 (Wells and Weis to the Board).

- State's Exhibit 2: Letter dated July 20, 1990 (Des Moines General Hospital Pharmacy to To Whom It May Concern).
- State's Exhibit 3: Medical records from Powell III Chemical Dependency Center.
- State's Exhibit 4: Medical records from Keystone Treatment Center.

#### FINDINGS OF FACT

1. The Respondent, Tracy Coreen Greiman, was issued Iowa Pharmacist License Number 17111 on August 3, 1988, by examination. (Official file).
2. Respondent was employed as a staff pharmacist at Des Moines General Hospital, 603 East 12th Street, Des Moines, Iowa 50307 from December 1, 1989 until July 18, 1990. (Testimony of Respondent; State's Exhibit 2).
3. In July 1990 the Board was contacted by a drug treatment counselor at Powell III Chemical Dependency Center concerning Respondent. The counselor indicated that Respondent had entered into a contingency contract with the treatment center that allowed the treatment center to contact the Iowa Board of Pharmacy in the event Respondent suffered a relapse. The counselor provided the following information to the Board which was verified by medical records later obtained by the Board:
  - a. Respondent received chemical dependency treatment at the Keystone Treatment Center in Canton, South Dakota, in May 1988, following an OWI arrest.
  - b. Respondent received chemical dependency treatment at the Powell III Treatment Center in Des Moines, Iowa, in October 1989.
  - c. Respondent received inpatient and outpatient chemical dependency treatment at the Powell III Treatment Center in Des Moines, Iowa, in March and April 1990. Respondent entered treatment after admitting that "her alcohol usage and prescription drug usage was out of control." Following the conclusion of inpatient treatment, a counselor reported that respondent had a "very high risk for relapse in all . . . areas."
  - d. On April 9, 1990, Respondent executed a contingency contract with a drug treatment counselor. That contract authorized the counselor to provide treatment information to the Board in the event that Respondent violated the terms of her treatment contract. That contract was subsequently violated when Respondent suffered a relapse on July 10, 1990.

e. Respondent has used excessive amounts of alcohol on a continuing basis.

f. Respondent has used the following schedule IV controlled substances on an occasional or continuing basis:

- (1) Xanax
- (2) Valium
- (3) Tranxene
- (4) Librium
- (5) Halcion
- (6) Serax
- (7) Ativan
- (8) Tenuate
- (9) Ionamin

g. Respondent has used Didrex, a schedule III controlled substance, on an occasional or continuing basis.

h. Respondent has used marijuana, cocaine, and crystal methamphetamine on an infrequent, episodic basis.

Respondent's medical records also indicate that she suffers from an eating disorder, which is related to her chemical dependency. She is currently seeing separate counselors for her chemical dependency and her eating disorder. (Testimony of Respondent; State's Exhibits 3 and 4).

4. According to the testimony of Respondent and her medical records, her alcohol use began at the age of 14. She first entered treatment at the request of the dean of her pharmacy school. Respondent admitted that she had relapsed following her treatment at Powell III Chemical Dependency Center. Respondent had maintained 90 days sobriety following treatment, but then relapsed for a period of 20 days. Respondent's aftercare program required random urinalysis to monitor her progress. However, it appears that no urinalyses were performed by Powell III Chemical Dependency Center during her aftercare. This lack of monitoring may have contributed to Respondent's relapse. At the time of the hearing Respondent testified that she has been chemically free since July 10, 1990 when she voluntarily admitted the breach of her contract with Powell III. (Testimony of Respondent; State's Exhibits 3 and 4).

5. Respondent testified that she does not want to practice pharmacy if she is abusing chemicals. She feels fortunate that she has never made any mistakes while at work, and feels she is a capable, knowledgable pharmacist. Respondent graduated top in her class at South Dakota State University, with a bachelor of science degree in pharmacology. (Testimony of Respondent; State's Exhibit 4).

CONCLUSIONS OF LAW

1. Iowa Code section 155A.12, subsection 1, provides in relevant part:

. . . The board shall refuse to issue a pharmacist license for failure to meet the requirements of section 155A.8. The board may refuse to issue or renew a license or may impose a fine, issue a reprimand, or revoke, restrict, cancel, or suspend a license, and may place a licensee on probation, if the board finds that the applicant or licensee has done any of the following:

1. Violated any provision of this chapter or any rules of the board adopted under this chapter.

2. 657 Iowa Administrative Code section 9.1(4)(d)(1) and (2) provide in relevant part:

The board may impose any of the disciplinary sanctions set out in subrule 9.1(2) . . . when the board determines that the licensee or registrant is guilty of the following acts or offenses: . . .

d. Habitual intoxication or addiction to the use of drugs. Habitual intoxication or addiction to the use of drugs includes, but is not limited to:

- (1) The inability of a pharmacist to practice pharmacy with reasonable skill and safety by reason of the excessive use of alcohol on a continuing basis.

- (2) The excessive use of drugs which may impair a pharmacist's ability to practice pharmacy with reasonable skill or safety.

3. 657 Iowa Administrative Code section 9.1(4)(m) provides in relevant part:

m. Inability to practice pharmacy with reasonable skill and safety by reason of mental or physical impairment or chemical abuse.

4. The preponderance of the evidence established that the Respondent has violated Iowa Code section 155A.12(1) (1989) and 657 Iowa Administrative Code sections 9.1(4)(d)(1) and (2) and 9.1(4)(m) by virtue of her chemical dependency and excessive use of alcohol and drugs. The evidence established that at this time Respondent is unable to practice pharmacy with reasonable skill and safety by reason of her excessive use of alcohol and drugs on a continuing basis. Although Respondent testified that she has maintained sobriety since July 10, 1990, given Respondent's history of relapse, the Board feels that this is not an adequate period of sobriety to allow her to safely practice pharmacy.

DECISION AND ORDER

WHEREFORE, IT IS THE ORDER of the Iowa Board of Pharmacy Examiners that License Number 17111 issued to the Respondent, Tracy Coreen Greiman, shall be indefinitely suspended. As a prerequisite to reinstatement of her license, Respondent must appear before the Board and demonstrate the following:

1. Respondent must maintain at least six months continuous sobriety following receipt of the Board's Order.
2. Respondent shall demonstrate continuous participation in a coordinated, monitored aftercare program at Powell III Chemical Dependency Center. This aftercare program shall include at a minimum:
  - a. Continuous participation in Alcoholics Anonymous or Narcotics Anonymous meetings at least two times per week. Attendance at these meetings shall be verified.
  - b. Respondent shall submit to random urinalysis by Powell III staff. Powell III shall collect witnessed urine samples at least biweekly, and shall randomly perform urinalysis of these collections at least bimonthly. All urinalysis shall be conducted at Respondent's expense, and Powell III shall submit the urinalysis results to the Board office.
  - c. Respondent shall submit to additional random urinalysis as directed by the Board.
  - d. Respondent shall continue to use Antabuse as prescribed by her physician.
  - e. Respondent shall continue with individual counseling for both her chemical dependency and eating disorder. The counselor shall submit written progress reports to the Board every three months.
  - f. Respondent shall submit written progress reports quarterly to the Board which shall include verification of her AA/NA attendance, verification of her Antabuse use, and a description of her compliance with all aspects of her aftercare program.
  - g. All expenses associated with complying with this Order shall be the sole responsibility of the Respondent.

Dated this 29<sup>th</sup> day of August, 1990.

*Melba L. Scaglione*

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Melba L. Scaglione, Chairperson  
Iowa Board of Pharmacy Examiners

*Margaret LaMarche*

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Margaret LaMarche  
Administrative Law Judge  
Iowa Department of Inspections and Appeals

ML/jmm

BEFORE THE BOARD OF PHARMACY EXAMINERS  
OF THE STATE OF IOWA

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Re: Pharmacist License of	:	
<b>TRACY COREEN PETERSEN</b>	:	<b>REINSTATEMENT</b>
License No. 17111	:	<b>ORDER</b>
Respondent	:	

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COMES NOW, Melba L. Scaglione, Chairperson of the Iowa Board of Pharmacy Examiners, on the 22nd day of March, 1991, and declares that:

1. On July 18, 1990, the Iowa Board of Pharmacy Examiners issued an Emergency Order and Complaint and Statement of Charges to Respondent.

2. On August 15, 1990, a hearing was held before the Iowa Board of Pharmacy Examiners. In a Decision and Order issued by the Board on August 29, 1990, Respondent's license to practice pharmacy was indefinitely suspended.

3. On March 19, 1991, Respondent appeared before the Board at an informal conference to request reinstatement of her license to practice pharmacy. At the conclusion of the conference, the Board determined that Respondent's pharmacist license number 17111 is now eligible for reinstatement.

WHEREFORE, it is hereby ordered that pharmacist license number 17111 issued to Tracy Coreen Greiman Petersen on August 3, 1988, is now reinstated subject to the following terms and conditions:

(1) Respondent shall be placed on probation for a period of five years beginning on March 19, 1991. During the probationary period, Respondent shall comply with the following conditions:

(a) Respondent shall demonstrate continuous participation in a coordinated, monitored aftercare program at Powell III Chemical Dependency Center. This aftercare program shall include continuous participation in Alcoholics Anonymous or Narcotics Anonymous meetings at least once per week. Attendance at these meetings shall be verified.

(b) For one year Respondent shall submit to random biological fluid testing by Powell III staff. Powell III shall collect witnessed biological fluid samples at least weekly and shall randomly analyze these samples at least monthly. All biological fluid tests shall be conducted at Respondent's expense, and Powell III shall submit the results of the biological fluid testing to the Board office.

(c) Respondent shall submit to additional random biological fluid tests as directed by the Board.

(d) Respondent shall continue to use Antabuse as prescribed by her physician.

(e) Respondent shall continue with individual counseling for both her chemical dependency and eating disorder until such time that such

counseling is no longer deemed necessary by her counselor(s). Each counselor shall submit written progress reports to the Board every three months.

(f) Respondent shall submit written progress reports quarterly to the Board. During the first year of probation, the quarterly reports shall include verification of her AA/NA attendance, verification of her Antabuse use, and a description of her compliance with all aspects of her aftercare program.

(g) All expenses associated with complying with this Order shall be the sole responsibility of the Respondent.

(h) Respondent shall obey all federal and state laws and regulations substantially related to the practice of pharmacy.

(i) Respondent shall submit to peer review as deemed necessary by the Board.

(j) Respondent shall provide evidence of efforts to maintain skill and knowledge as a pharmacist as directed by the Board.

(k) Respondent shall notify all present and prospective pharmacy employers of the Reinstatement Order in this case and the terms, conditions and restrictions imposed on Respondent by said Reinstatement Order. Within fifteen days of Respondent undertaking new employment, Respondent shall cause each pharmacy employer to report to the Board in writing acknowledging that the employer has read the Reinstatement Order in this case.

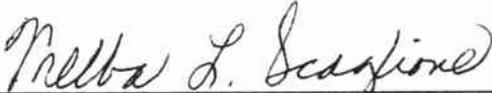
(l) Respondent shall not supervise any registered intern and shall not perform any of the duties of a preceptor.

(m) Should Respondent leave Iowa to reside or practice outside this state, Respondent must notify the Board in writing of the dates of departure and return. Periods of residency or practice outside the state shall not apply to reduction of the probationary period.

(n) Should Respondent violate probation in any respect, the Board, after giving Respondent notice and an opportunity to be heard, may revoke probation. If a petition to revoke probation is filed against Respondent during probation, the Board shall have continuing jurisdiction until the matter is final, and the period of probation shall be extended until the matter is final.

(2) Upon successful completion of probation, Respondent's certificates will be fully restored.

IOWA BOARD OF PHARMACY EXAMINERS

  
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Melba L. Scaglione, Chairperson

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

Re:	)	Case No. 2003-2
Pharmacist License of	)	
<b>TRACY C. PETERSEN</b>	)	<b>STATEMENT OF CHARGES</b>
License No. 17111	)	
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 (2001).
3. On August 3, 1988, the Board issued to Respondent, Tracy C. Peterson, after examination, a license to engage in the practice of pharmacy, as evidenced by license number 17111, subject to the laws of the State of Iowa and the rules of the Board.
4. License number 17111 is current and active until June 30, 2004.
5. Respondent's current address is 113 S.E. Kirkwood, Des Moines, Iowa 50315.
6. Respondent is currently employed as a pharmacist at the Hy-Vee Pharmacy, #211, 8601 Douglas Avenue, Urbandale, Iowa 50322 and has been employed as such during all times relevant to this statement of charges.

**COUNT I – INABILITY TO PRACTICE DUE TO CHEMICAL ABUSE**

Respondent is charged with the inability to practice pharmacy with reasonable skill and safety by reason of chemical abuse in violation of Iowa Code §§ 147.55(4), 155A.12(1) (2003) and 657 Iowa Administrative Code §§ 36.1(4)(d), 36.1(4)(j) and 36.1(4)(m).

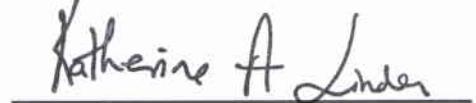
**THE CIRCUMSTANCES**

On or about January 6, 2003, the Respondent self-reported a second charge for operating a vehicle while intoxicated. The first offense occurred in July of 2000; the second on December 28, 2002. Respondent pleaded guilty to the OWI charge.

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 23 day of April, 2003, 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 50319

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

Re:	)	Case No. 2003-2
Pharmacist License of	)	
<b>TRACY C. PETERSEN</b>	)	<b>STIPULATION</b>
License No. 17111	)	<b>AND</b>
Respondent	)	<b>CONSENT ORDER</b>
	)	

Pursuant to Iowa Code §§ 17A.10 and 272C.3(4) (2003), the Iowa Board of Pharmacy Examiners (hereinafter, "Board") and Tracy C. Petersen (hereinafter, "Respondent"), 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 April 23, 2003. 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 August 2, 1988, after examination, as evidenced by Pharmacist License Number 17111, which is recorded in the permanent records of the Iowa Board of Pharmacy Examiners.
2. Iowa Pharmacist License Number 17111, issued to and held by Respondent is active and current until June 30, 2004.
3. Respondent is currently employed as a pharmacist at the Hy-Vee Pharmacy, #211, 8601 Douglas Avenue, Urbandale, Iowa 50322.
4. A Statement of Charges was filed against Respondent on April 23, 2003.
5. The Board has jurisdiction over Respondent and the subject matter herein.
6. Although Respondent does not admit the allegations set forth in the Statement of

Charges, she has chosen not to contest the allegations and acknowledges that they constitute grounds for the suspension of her license to practice pharmacy in Iowa and for the additional discipline as described herein.

7. Upon the date of the Board's approval of this Stipulation and Consent Order, Respondent's license shall be placed on probation for a period of three years, under the following terms and conditions:
  - a. Respondent shall not consume alcohol.
  - b. Respondent shall not possess or 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.
  - c. Upon demand by an agent of the Board, Respondent shall provide witnessed blood or urine specimens, with costs relating to analysis to be paid for by Respondent. The specimens shall be used for alcohol and drug screening and to verify Respondent's compliance with this Stipulation and Consent Order and with any therapy ordered by Respondent's treatment program or physician/counselor.
  - d. Respondent shall commence a substance abuse treatment program and shall comply with all treatment recommendations of her treatment program and her physician and/or counselor. The treatment program or physician/counselor shall submit quarterly reports to the Board documenting Respondent's compliance with the treatment program.

c. Respondent shall file written, sworn quarterly reports with the Board attesting to her compliance with all the terms and conditions of this Stipulation and Consent Order. The reports shall be filed not later than March 5, June 5, September 5 and December 5 of each year of Respondent's probation. The quarterly reports shall include Respondent's place of employment, current home address, home telephone number or work telephone number, and any further information deemed necessary by the Board from time to time.

f. Respondent shall attend aftercare meetings and Alcoholics Anonymous (AA) or Narcotics Anonymous (NA) meetings as recommended by Respondent's physician or treatment-provider. Respondent shall append to each quarterly report, referred to in subparagraph (e) above, statements signed or initialed by another person in attendance at the AA and NA meetings, attesting to Respondent's attendance and continuing participation. The statement shall include the time, date, and location of the meetings attended.

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 serve as the pharmacist in charge of a pharmacy.
  - k. Respondent shall participate in the Iowa Pharmacy Recovery Network (IPRN) program, under the direct support of a pharmacist advocate.
  - l. 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.
8. Respondent agrees to release all her medical records to the Board, including all medical recordings pertaining to treatment for mental conditions and for alcohol and substance abuse, and agrees to allow the free flow of information between the Board and Respondent's physician(s) and/or treatment provider(s) to ensure that the Board receives all necessary information if further evaluation or treatment of Respondent is requested or required. This release of medical records, including records pertaining to treatment for alcohol and substance abuse, is effective for three years from the date of the Board's approval of this Stipulation and Consent Order.
9. Respondent shall notify all present and prospective employers of the resolution of this case and the terms, conditions, and restrictions imposed on Respondent by this Stipulation and Consent Order. The notification requirement contained in this paragraph shall only apply where Respondent's pharmacy license is or will be utilized in the course of her employment. Within fifteen (15) days of undertaking new employment as a pharmacist, Respondent shall cause her employer to report to the Board in writing, acknowledging that the employer has read this Stipulation

and Consent Order and understands it.

10. Upon the Board's approval of this Stipulation and Consent Order, Respondent shall be assessed a civil penalty in the amount of \$500. This civil penalty payment shall be made payable to the Treasurer of Iowa and mailed to the executive director of the Board. All civil penalty payments shall be deposited into the State of Iowa general fund.
11. 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 (2003), and 657 IAC 36.
12. This Stipulation and Consent Order is the resolution of a contested case. By entering into this Stipulation and Consent Order, the 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.

This Stipulation and Consent Order is voluntarily submitted by Respondent to the Board for its consideration on the 17 day of December 2003.

Tracy C. Petersen R.Ph.  
Tracy C. Petersen, R.Ph.  
Respondent

Subscribed and sworn to before me by Tracy C. Petersen on this 17<sup>th</sup> day of December 2003.



Jenifer R. Beard  
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 17 day of Feb. 2004.

Katherine A. Linder

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  
Office of the Attorney General  
Hoover State Office Building  
Des Moines, Iowa 50319

Trever Hook  
Attorney  
1001 Office Park Road, Suite 317  
West Des Moines, IA 50265

Petersen settlement.doc

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

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**IN THE MATTER OF THE STIPULATION AND CONSENT ORDER AGAINST  
TRACY PETERSEN, R.Ph., RESPONDENT**

**2003-02**

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**TERMINATION ORDER**

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**DATE: January 26, 2006**

1. On February 17, 2004, a Stipulation and Consent Order was issued by the Iowa Board of Pharmacy Examiners placing the license to practice pharmacy, number 17111 issued to Tracy Petersen on August 2, 1988, on probation for a period of three years under certain terms and conditions.

2. On November 7, 2005, Respondent requested early release from probation.

3. The Board directed that the probation placed upon the Respondent's license to practice pharmacy should be terminated.

**IT IS HEREBY ORDERED:**

That the probation placed upon the Respondent's license to practice pharmacy is terminated, and the license is returned to its full privileges free and clear of all restrictions.

**IOWA BOARD OF PHARAMCY EXAMINERS**



Michael J. Seifert, Board Chairperson  
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