

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

Re:)
Pharmacist License of)
JEFFREY C. REIST) **STATEMENT OF CHARGES**
License No. 16165)
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 (1997).
3. On July 21, 1982, Jeffrey C. Reist, the Respondent, was issued license number 16165 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 16165 is current and active until June 30, 2000.
5. Respondent's current address is 3405 76th Avenue Drive S.W., Rural Route 2, Cedar Rapids, Iowa 52404.
6. Respondent is currently employed as the pharmacist in charge of Pharmacy Care Associates, 421 Third Avenue S.W., Cedar Rapids, Iowa 52404.

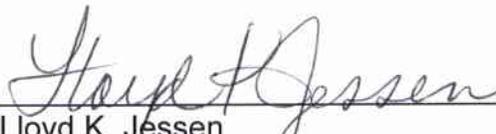
COUNT I

The Respondent is charged with obtaining controlled substances for personal use without prescriber authorization in violation of 1997 Iowa Code §§ 155A.12(1), 155A.12(5) and 155A.23(1) and 657 Iowa Administrative Code Sections 9.1(4)(h), 9.1(4)(j), and 9.1(4)(u).

THE CIRCUMSTANCES

The Board has received investigative information which alleges that Respondent has admitted to diverting various controlled substance products containing hydrocodone to his own personal use without prescriber authorization between approximately May 1, 1996, and July 6, 1998.

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 16th day of September, 1998, 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: 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
JEFFREY C. REIST
License No. 16165
Respondent

}
}
}
}
}
}
}

**STIPULATION
AND
INFORMAL SETTLEMENT**

COMES NOW the Iowa Board of Pharmacy Examiners (the Board) and Jeffrey C. Reist, R.Ph. (Respondent) and, pursuant to Iowa Code §§ 17A.10 and 272C.3(4) (1997), enter into the following Stipulation and Informal Settlement of the contested case currently on file:

1. Respondent was issued a license to practice pharmacy on the 21st day of July, 1982, by examination, as evidenced by license number 16165, which is recorded in the permanent records of the Board.
2. Iowa Pharmacist License Number 16165 issued to and held by Respondent is current until June 30, 2000.
3. Respondent is currently employed as the pharmacist in charge of the Pharmacy Care Associates in Cedar Rapids, Iowa.
4. A Statement of Charges was filed against Respondent on September 16, 1998.
5. The Board has jurisdiction over the parties and the subject matter herein.

6. Upon the date of the Board's approval of this Stipulation and Informal Settlement, Respondent's license shall be placed on probation for a period of five (5) years under the following terms and conditions:

a. Respondent shall not consume alcohol.

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. The Respondent shall inform any treating physician or other treating health care provider of his medical history, including his history of chemical dependency.

c. Respondent shall provide witnessed blood or urine specimens on demand by an agent of the Board. The specimens shall be used for alcohol and drug screening and to verify Respondent's compliance with any drug therapy ordered by Respondent's physician, all costs of which shall be paid by the Respondent.

d. Respondent shall comply with all treatment recommendations of his treatment program and his physician and/or counselor. The treatment program or physician/counselor shall submit quarterly reports to the board documenting the Respondent's compliance with the treatment program.

e. Respondent shall file sworn quarterly reports with the Board attesting to his compliance with all the terms and conditions of this Stipulation and Informal Settlement. The reports shall be filed not later than September 5, December 5, March 5, and June 5 of each year of the Respondent's probation. The quarterly reports shall include the Respondent's place of employment, current address, and any further information deemed necessary by the Board from time to time. Respondent's first quarterly report shall be filed with the Board not later than December 5, 1998.

f. Respondent shall attend aftercare meetings and Alcoholics Anonymous (AA) or Narcotics Anonymous (NA) meetings as recommended by Respondent's

physician or treatment provider. The Respondent shall append to each quarterly report referred to in subparagraph 6-e above, statements signed or initialed by another person in attendance at the meetings attesting to the 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 Respondent shall be given reasonable notice of the date, time, and location for any such appearances.

h. Respondent shall obey all federal and state laws and regulations substantially 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 and shall not perform any of the duties of a pharmacy preceptor.

k. Respondent shall not serve as the pharmacist in charge of a pharmacy.

l. Respondent shall participate in the Iowa Pharmacy Recovery Network (IPRN) program under the direct support of a pharmacist advocate.

m. 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 document. Within thirty (30) days after approval of this Stipulation and Informal Settlement by the Board, and within fifteen (15) days of undertaking new employment as a pharmacist, Respondent shall cause his pharmacy employer to report to the Board in writing acknowledging that the employer has read this document and understands it.

n. Respondent agrees to release all his medical records to the Board, including all medical recordings pertaining to treatment for alcohol and substance abuse, and agrees to allow the free flow of information between the Board and Respondent's

physician(s) and treatment provider(s) and 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 five years from the date of the Board's approval of this Stipulation and Informal Settlement.

7. In the event the Respondent leaves Iowa to reside or to practice outside the state, the Respondent shall notify the Board in writing of the dates of departure and return. Periods of residence or practice outside Iowa will not apply to the duration of this Informal Settlement. However, evidence that the Respondent has failed to abide by the terms of subparagraphs 6-a, 6-b, or 6-d of this Informal Settlement while outside the state shall constitute a violation of this Informal Settlement.

8. Respondent may apply for modification of the provision prohibiting Respondent from serving as a pharmacist in charge, serving as a pharmacy preceptor, or supervising registered pharmacist-interns after one year of probation has been successfully completed.

9. Should Respondent violate or fail to comply with any of the terms of conditions of this Informal Settlement, the Board may initiate action to revoke or suspend the Respondent's Iowa pharmacist license or to impose other licensee discipline as authorized in Iowa Code chapters 272C and 155A and 657 IAC 9.1.

10. Upon full compliance with the terms and conditions of this Stipulation and Informal Settlement and upon expiration of the period of probation, the Respondent's Iowa pharmacist license shall be restored to its full privileges free and clear of the terms of probation.

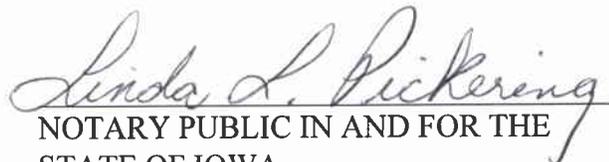
11. This Stipulation and Informal Settlement is subject to approval of a majority of the full Board. If the Board fails to approve this Stipulation and Informal Settlement, it shall be of no force or effect to either party.

12. The Board's approval of this Stipulation and Informal Settlement shall constitute a **FINAL ORDER** of the Board in a disciplinary action.

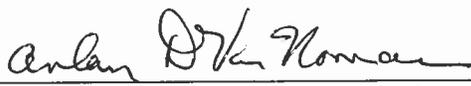
13. This Stipulation and Informal Settlement is voluntarily submitted by the Respondent to the Board for its consideration on the 23 day of September, 1998.


JEFFREY C. REIST, R.Ph.
Respondent

Subscribed and Sworn to before me on this 23rd day of September, 1998.


NOTARY PUBLIC IN AND FOR THE
STATE OF IOWA

14. This Stipulation and Informal Settlement is accepted by the Iowa Board of Pharmacy Examiners on the 30th day of September, 1998.


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

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

BEFORE THE BOARD OF PHARMACY EXAMINERS
STATE OF IOWA

IN THE MATTER OF THE DISCIPLINARY ACTION
AGAINST
JEFFREY C. REIST, RESPONDENT

IOWA PHARMACIST LICENSE # 16165

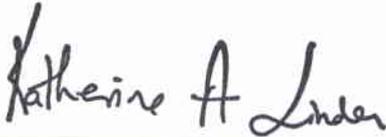
ORDER TERMINATING PROBATION

NOW ON June 24, 2003, BE IT REMEMBERED:

1. That on September 16, 1998, the Board issued a Statement of Charges to Respondent, charging him with obtaining controlled substances for personal use without prescriber authorization.
2. That on September 30, 1998, Respondent's license was placed on probation with conditions until September 30, 2003.
3. That on June 24, 2003, Respondent petitioned the Board requesting termination of his probation.
4. That on June 24, 2003, the Board considered the Respondent's request and voted to authorize the termination of the probation placed upon his license to practice pharmacy:

IT IS HEREBY ORDERED:

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



Katherine A. Linder
Board Chairperson
IOWA BOARD OF PHARMACY EXAMINERS
RiverPoint Business Park
400 SW 8th Street, Suite E
Des Moines, Iowa 50309-4688