

BEFORE THE IOWA BOARD OF PHARMACY

RE:  
Certified Pharmacy Technician Registration  
of

**STACY COOK**  
Registration No. 23514  
Respondent

CASE NO. 2018-31

**COMBINED STATEMENT OF CHARGES,  
SETTLEMENT AGREEMENT, AND FINAL  
ORDER**

**COME NOW** the Iowa Board of Pharmacy ("Board") and Stacy Cook ("Respondent"), 611 W 17<sup>th</sup> St, Carroll Iowa 51401, and enter into this Combined Statement of Charges, Settlement Agreement, and Final Order ("Order") pursuant to Iowa Code sections 17A.10 and 272C.3(4), and 657 IAC 35.5. The Board has jurisdiction over Respondent and the subject matter of this case pursuant to Iowa Code chapters 17A, 147, 155A, and 272C (2017), and 657 IAC chapter 36.

**A. STATEMENT OF CHARGES**

**COUNT I**

**DIVERTING PRESCRIPTION DRUGS**

1. Respondent is charged with diverting prescription drugs from a pharmacy for personal use or for distribution, and may be disciplined pursuant to Iowa Code section 155A.6A(5) and 657 IAC 36.6(37).

**B. FACTUAL CIRCUMSTANCES**

2. Respondent's Iowa certified technician registration number 23514 is currently delinquent, having expired on July 31, 2018.

3. From December 2017 to January 2018, Respondent diverted hundreds of tablets of tramadol from her place of employment.

**C. SETTLEMENT AGREEMENT AND FINAL ORDER**

4. The Board has jurisdiction over the parties and the subject matter of these proceedings.

5. Respondent acknowledges that the allegations in the Statement of Charges, if proven in a contested case hearing, would constitute grounds for the discipline agreed to in this Order.

6. Execution of this Order constitutes the resolution of a contested case. Respondent has a right to hearing before the Board on the charges, but Respondent waives the right to hearing and all attendant rights, including the right to appeal or seek judicial review of the Board's action, by freely and voluntarily entering into this Order. Once entered, this Order shall have

the force and effect of a disciplinary order entered following a contested case hearing.

7. Respondent acknowledges that she has the right to be represented by counsel on this matter.

8. Respondent agrees that the State's counsel may present this Order to the Board and may have *ex parte* communications with the Board while presenting it.

9. This Order is subject to approval by a majority of the full Board. If the Board does not approve this Order, it shall be of no force or effect to either party, and shall not be admissible for any purpose in further proceedings in this matter. If the Board approves this Order, it shall be the full and final resolution of this matter.

10. This Order shall be part of Respondent's permanent record and shall be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.

11. This Order shall not be binding as to any new complaints received by the Board.

12. Respondent understands the Board is required by federal law to report any adverse action to the National Association of Boards of Pharmacy's Disciplinary Clearinghouse and the National Practitioner Data Bank.

13. This Order, when fully executed, is a public record and is available for inspection and copying in accordance with the requirements of Iowa Code chapters 22 and 272C.

14. The Board's approval of this Order shall constitute a **FINAL ORDER** of the Board.

**IT IS THEREFORE ORDERED:**

15. Respondent agrees to **VOLUNTARILY SURRENDER** her certified pharmacy technician registration to resolve this matter. This voluntary surrender is considered discipline and, when accepted by the Board, has the same force and effect as an order of revocation pursuant to 657 IAC 36.8.

16. Respondent agrees not to work in a pharmacy in any capacity in Iowa unless her certified pharmacy technician registration is reinstated. Any request for reinstatement will be governed by 657 IAC 35.36.

17. Should Respondent violate the terms of this Order, the Board may initiate action to impose other licensee discipline as authorized by Iowa Code chapters 147, 155A, and 272C and 657 IAC chapter 36.

This Combined Statement of Charges, Settlement Agreement, and Final Order is voluntarily submitted by Respondent to the Board for its consideration on the 29<sup>th</sup> day of August, 2018.

*Stacy Cook*

STACY COOK  
Respondent

This Combined Statement of Charges, Settlement Agreement, and Final Order is approved by the Iowa Board of Pharmacy on the 18 day of September, 2018.

*Sharon Hunter*

Chairperson  
Iowa Board of Pharmacy