

**BEFORE THE IOWA BOARD OF PHARMACY**

Re:	)	Case No. 2010-34
Pharmacy Technician Registration of	)	
<b>DEANNA STAMPER</b>	)	<b>STATEMENT OF CHARGES</b>
Registration No. 12744,	)	
Respondent	)	

**COMES NOW**, the Complainant, Lloyd K. Jessen, and states:

1. He is the Executive Director of the Iowa Board of Pharmacy and files this Statement of Charges solely in his official capacity.
2. The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 147, 155A and 272C (2011).
3. The Board issued Deanna Stamper (hereinafter, "Respondent") pharmacy technician registration number 12744, registering her as a pharmacy technician subject to the laws of the State of Iowa and the rules of the Board. Respondent's registration was last renewed on June 11, 2010 and will expire on June 30, 2012.
4. At all times material to this Statement of Charges, Respondent was employed as a pharmacy technician at Walgreens Pharmacy, 4555 Fleur Drive, Des Moines, Iowa 50321.

**A. CHARGE**

COUNT I – LACK OF PROFESSIONAL COMPETENCY

Respondent is charged under Iowa Code § 155A.6A(5) (2011) and 657 Iowa Administrative Code § 36.1(4)(b) with lack of professional competency as demonstrated by Respondent's (a) substantial deviation from the standards of learning and skill ordinarily possessed and applied by other Iowa pharmacy technicians, and (b) failure to exercise in a substantial respect that degree of care which is ordinarily exercised by an Iowa pharmacy technician, as evidenced by Respondent's failure to correctly enter prescription information.

**B. CIRCUMSTANCES**

An investigation was commenced on March 31, 2010, which revealed the following:

1. At all times material, Respondent was employed as a pharmacy technician at Walgreens Pharmacy, 4555 Fleur Drive, Des Moines, Iowa 50321.
2. At the Fleur Drive Walgreens, original prescription information was incorrectly entered by Respondent into Walgreens' computer system. The incorrect prescription information was then checked by a Walgreens pharmacist at a different location (Urbandale). The checking pharmacist failed to notice that the prescription information had been entered incorrectly. At the time the prescription information was checked by the pharmacist in Urbandale, Walgreens' computer program alerted the pharmacist that the dosage was questionable – requiring that he override the system to fill the order. The program was overridden by the Urbandale Walgreens pharmacist.
3. The prescription was then incorrectly filled. A second Walgreens pharmacist reviewed the prescription contents before the medication was dispensed. She also failed to catch the discrepancy between the prescription and the medication dispensed.
4. The patient's prescription was filled with the correct medication, but the directions on the label were incorrect, resulting in a medication overdose.
5. Prior to the patient receiving the overdose, the patient's mother called the second Walgreens pharmacist and questioned the directions on the prescription label, asserting that if the directions were followed, there would not be sufficient medication to last through five days of therapy.
6. The patient's mother was told by the second Walgreens pharmacist that the prescription had been correctly dispensed.
7. After the patient vomited the excessive dose, her mother called Walgreens again, at which time the dispensing error was discovered.

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 Director

On this 29 day of June 2011, the Iowa Board of Pharmacy found probable cause to file this Statement of Charges and to order a hearing in this case.



SUSAN FREY, Chairperson  
Iowa Board of Pharmacy  
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**

Stamper-tech SOC 5-11

BEFORE THE IOWA BOARD OF  
PHARMACY

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Re: ) Pharmacy Technician Registration of ) <b>DEANNA STAMPER,</b> ) Registration No. 12744 ) Respondent. )	Case Nos. 2010-34  <b>SETTLEMENT AGREEMENT          AND          FINAL ORDER</b>
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Pursuant to Iowa Code §§ 17A.10 and 272C.3(4) (2011), the Iowa Board of Pharmacy and Deanna Stamper, Respondent, enter into the following Settlement Agreement and Final Order to settle a licensee disciplinary proceeding currently pending before the Board.

The allegations contained in a Statement of Charges against Respondent shall be resolved without proceeding to hearing, as the Board and Respondent stipulate as follows:

1. Respondent was issued Pharmacy Technician Registration No. 12744.  
That registration is active and current until June 30, 2014.
2. A Statement of Charges was filed against Respondent on June 29, 2011.
3. At all times relevant to the Statement of Charges, Respondent was employed as a pharmacy technician at Walgreens Pharmacy, 4555 Fleur Drive, Des Moines, Iowa.
4. The Board has jurisdiction over the parties and the subject matter of these proceedings.
5. Respondent has chosen not to contest the allegations in the Statements of

Charges and acknowledges that the allegations, if proven in a contested case proceeding, would constitute grounds for the discipline agreed to in this Order.

6. Respondent is hereby CITED for the dispensing error described in the Statement of Charges, and is hereby WARNED that future violations of the law governing the practice of pharmacy in Iowa could result in further disciplinary action.
7. Respondent agrees to pay a civil penalty in the amount of \$250. This civil penalty shall be made payable to the Treasurer of Iowa and mailed to the executive director of the Board within twenty (20) days of the Board's approval of this Settlement Agreement and Final Order. All civil penalty payments shall be deposited into the State of Iowa general fund.
8. Should Respondent violate or fail to comply with any of the terms and conditions of this Settlement Agreement and Final Order, the Board may initiate action to revoke or suspend Respondent's Iowa pharmacist license or to impose other licensee discipline as authorized by Iowa Code chapters 272C and 155A (2011) and 657 IAC 36.
9. This Settlement Agreement and Final Order is the resolution of a contested case. By entering into this Settlement Agreement and Final 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 Final Order.
10. The State's legal counsel may present this Settlement Agreement and Final

Order to the Board.

- 11. This Settlement Agreement and Final Order 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 the Board or Respondent. If the Board approves this Settlement Agreement and Final Order, it shall be the full and final resolution of this matter.
- 12. The Board's approval of this Settlement Agreement and Final Order shall constitute a FINAL ORDER of the Board.

This Settlement Agreement and Final Order is voluntarily submitted by Respondent to the Board for its consideration on the \_\_\_\_ day of \_\_\_\_\_ 2013.



DEANNA

STAMPER

Respondent

This Stipulation and Consent Order is accepted by the Iowa Board of Pharmacy on the 13<sup>th</sup> day of March 2013.



SUSAN M. FREY,

Chairperson

Iowa Board of Pharmacy  
400 SW Eighth Street, Suite E  
Des Moines, Iowa 50309-4688

cc: Theresa O=Connell Weeg

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