

File:H
92-01-HO

BEFORE THE ARIZONA STATE BOARD OF PHARMACY

In the Matter of:)
GEORGE O. FRANKLIN) FINDINGS OF FACT, CONCLUSIONS
1 Certificate of Registration) OF LAW AND BOARD ORDER
2 Number 2402)
3) NO. 92 - 01 - H
4)

DIRECTED TO: GEORGE O. FRANKLIN
5 524 E. Grand Avenue
6 Nogales, AZ 85621

7 Pursuant to the foregoing Consent to Entry of Order, the
8 evidence and records compiled and contained in the file for
9 GEORGE O. FRANKLIN and for good cause appearing, the Board on
10 this 5th day of March, 1992 enters the following Finding of
11 Fact, Conclusions of Law and Board Order in the Matter of 92-
12 01-H.

FINDINGS OF FACT

I

13
14
15 1. GEORGE O. FRANKLIN is the holder of Certificate of
16 Registration Number 2402 issued by the Arizona State Board of
17 Pharmacy which allows him to engage in the practice pharmacy in
18 the State of Arizona.

19 2. That on the 12th day of February, 1992, GEORGE O.
20 FRANKLIN did enter into a Consent to Entry of Order with the
21 Arizona State Board of Pharmacy admitting that factual
22 allegations contained in the Notice of Hearing Number
23 92-01-H.
24
25
26

1 3. That GEORGE O. FRANKLIN admits to violations of:

2 A) A.A.C. § R4-23-610(B), to wit: failure to have a
3 pharmacist on duty when the pharmacy remained open to
4 the public.

5 B) A.A.C. § R4-23-612(12), to wit: failure to produce
6 required current references.

7 C) A.A.C. § R4-23-611(H), to wit: failure to produce
8 hot water in the pharmacy area.

9 D) A.A.C. § R4-23-610(A), to wit: failure to produce
10 a policy and procedure manual for supportive personnel.

11 E) A.A.C. § R4-23-403(A)(1)(2). to wit: failure to
12 produce a signed statement by supportive personnel
13 attesting to understanding by supportive personnel of
14 the rules of the Arizona State Board of Pharmacy and
15 job description as outlined by Franklin Pharmacy.

16 F) A.A.C. § R4-23-402(F), to wit: pharmacist failure to
17 wear a badge indicating name and title.

18 G) A.A.C. § R4-23-403(B), to wit: failure to have
19 supportive personnel wear a badge indicating name and
20 title.

21 4. That GEORGE O. FRANKLIN is aware of the fact that the
22 conduct contained in the factual allegations constitutes grounds
23 for disciplinary action as provided for in A.R.S. § 32-
24 1927(A)(10) and A.R.S. § 32-1927(B)(2).
25
26

1 CONCLUSIONS OF LAW

2 II

3 1. The Board concludes that it has jurisdiction in this
4 Matter pursuant to A.R.S. § 32-1927 (A)(10) and A.R.S. § 32-
5 1927(B)(2).

6 2. The Board concludes that GEORGE O. FRANKLIN did violate:

7 A) A.A.C. § R4-23-610(B), to wit: failure to have a
8 pharmacist on duty when the pharmacy remained open to
9 the public.

10 B) A.A.C. § R4-23-612(12), to wit: failure to produce
11 required current references.

12 C) A.A.C. § R4-23-611(H), to wit: failure to produce
13 hot water in the pharmacy area.

14 D) A.A.C. § R4-23-610(A), to wit: failure to produce a
15 policy and procedure manual for supportive personnel.

16 E) A.A.C. § R4-23-403(A)(1)(2), to wit: failure to
17 provide a signed statement by supportive personnel
18 attesting to understanding by supportive personnel of
19 the rules of the Arizona State Board of Pharmacy and
20 job description as outlined by Franklin Pharmacy.

21 F) A.A.C. § R4-23-402(F), to wit: pharmacist failure to
22 wear a name badge indicating name and title.

23 G) A.A.C. § R4-23-403(B), to wit: failure to have
24 supportive personnel wear a badge indicating name and
25 title.
26

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

6. GEORGE O. FRANKLIN shall appear before the Arizona State Board of Pharmacy on or after September 15, 1993 to show cause why the probation placed on Certificate of Registration Number 2402 should be removed.

7. If GEORGE O. FRANKLIN violates this Order in any way or fails to fullfill the requirements of this Order, the Board, after giving the Respondent Notice and the opportunity to be heard, may revoke, suspend or take other disciplinary action against the Respondent.

DATED this 6th day of March, 1992

ARIZONA STATE BOARD OF PHARMACY

SEAL

By *Llyn A. Lloyd*
Llyn A. Lloyd
Executive Director

1 Copies of this Finding
2 of Fact, Conclusions of Law and
3 Board Order mailed by certified
4 mail this 6th day of March,
5 1992 to:

6 GEORGE O. FRANKLIN
7 524 E. Grand Avenue #F
8 Nogales, AZ 85621

9 and by Courier Mail to:

10 Montgomery Lee
11 Assistant Attorney General
12 1275 W. Washington
13 Phoenix, AZ 85007
14 Attorney for the State

15 and

16 Paula Bickett
17 Assistant Attorney General
18 1275 W. Washington
19 Phoenix, AZ 85007
20 Solicitor General's Office

21

22

23

24

25

26