

BEFORE THE ARIZONA STATE BOARD OF PHARMACY

In the Matter of:)	
DANIEL DEE)	FINDINGS OF FACT, CONCLUSIONS
Certificate of Registration)	OF LAW AND BOARD ORDER
Number 6360)	NO. 95 - 06 - H

DIRECTED TO: DANIEL DEE
834 N. Yale Drive
Gilbert, AZ 85234

Pursuant to the foregoing Consent to Entry of Order, the evidence and records compiled and contained in the file for DANIEL DEE and for good cause appearing, the Board on this 30th day of March, 1995 enters the following Finding of Fact, Conclusions of Law and Board Order in the Matter of 95-06-H.

FINDINGS OF FACT

I

1. DANIEL DEE is the holder of Certificate of Registration Number 6360 issued by the Arizona State Board of Pharmacy which permits the holder to practice pharmacy in the State of Arizona.

2. That on the 10th day of February, 1995 DANIEL DEE did enter into a Consent to Entry of Order with the Arizona State Board of Pharmacy admitting that factual allegations contained in the Notice of Hearing Number 95-06-H are true and accurate.

3. That DANIEL DEE admits to violations of A.A.C. § R4-23-402.B, to wit:
failure to provide oral communication when directly dispensing a new prescription.

4. That DANIEL DEE is aware of the fact that the conduct contained in the factual allegations constitutes grounds for

1 disciplinary action as provided for in A.R.S. § 32-1927(A)(10) and
2 A.R.S. § 32-1927(B)(2).

3 CONCLUSIONS OF LAW

4 II

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

7 2. The Board concludes that DANIEL DEE did violate
8 A.A.C. § R4-23-402.B, to wit:

9 failure to provide oral communication when directly dispensing
10 a new prescription.

11 3. The Board further concludes that DANIEL DEE is in violation
12 of A.R.S. § 32-1927(A)(10) and 32-1927(B)(2).

13 ORDER

14 III

15 The certificate of Registration Number 6360 issued to
16 DANIEL DEE is hereby placed on probation for a period of two (2)
17 years effective 10 days from the date of this Order, and continuing
18 to at least March 30, 1997. The probation imposed by this Order may
19 be removed subject to the following conditions:

20 1. DANIEL DEE shall pay a one-hundred (\$100.00) dollar civil
21 penalty to the Board of Pharmacy within 60 days of the date of this
22 Order.

23 2. DANIEL DEE shall complete eight (8) hours of Continuing
24 Education within one year of the date of this Order. Said hours
25 shall consist of the two part (4 hours each) series titled
26 Pharmacist-Patient Counsultation Program or an alternative program

1 approved by the Board and shall apply only to the failure on this
2 Order and shall not be applied to subsequent renewals.

3 3. DANIEL DEE shall pay all fees and complete all Continuing
4 Education requirements throughout the term of probation to maintain
5 Certificate of Registration Number 6360.

6 4. DANIEL DEE shall obey all federal and state laws and rules
7 governing the practice of pharmacy.

8 5. DANIEL DEE shall appear before the Arizona State Board of
9 Pharmacy to request a removal of probation upon completion of the
10 conditions outlined in paragraphs 1. and 2. above.

11 6. If DANIEL DEE violates this Order in any way or fails to
12 fulfill the requirements of this Order, the Board, after giving the
13 Respondent Notice and the opportunity to be heard, may revoke,
14 suspend or take other disciplinary action against the Respondent.

15
16 DATED this ^{4th} day of APRIL, 1995

17 ARIZONA STATE BOARD OF PHARMACY

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SEAL

By Llyn A. Lloyd
Llyn A. Lloyd
Executive Director

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Copies of the foregoing Finding
of Fact, Conclusions of Law and
Board Order mailed by certified
mail this 4th day of APRIL,
1995 to:

DANIEL DEE
834 N. Yale Drive
Gilbert, AZ 85234

and by Courier Mail to:

Montgomery Lee
Assistant Attorney General
1275 W. Washington
Phoenix, AZ 85007
Attorney for the State

and

Paula Bickett
Assistant Attorney General
1275 W. Washington
Phoenix, AZ 85007
Solicitor General's Office