

1 98-07-HO

2 BEFORE THE ARIZONA STATE BOARD OF PHARMACY

3	In the Matter of:	)	
		)	
4	JAIME CASILLAS	)	FINDINGS OF FACT, CONCLUSIONS
	Certificate of Registration	)	OF LAW AND BOARD ORDER
5	Number 3261	)	NO. 98-0007-PHR
6	_____)		

7 DIRECTED TO: JAIME CASILLAS  
8 1930 Country Lane  
9 Yuma, AZ 85364

10 Pursuant to the foregoing Consent to Entry of Order, the evidence  
11 and records compiled and contained in the file for JAIME CASILLAS  
12 and for good cause appearing, the Board on this 12th day of March,  
13 1998 enters the following Finding of Fact, Conclusions of Law and  
14 Board Order in the Matter of 98-0007-PHR.

14 FINDINGS OF FACT

15 I

16 1. JAIME CASILLAS is the holder of Certificate of Registration  
17 Number 3261 issued by the Arizona State Board of Pharmacy which  
18 permits the holder to practice pharmacy in the State of Arizona.

19 2. That on the 16th day of February, 1998, JAIME CASILLAS did  
20 enter into a Consent to Entry of Order with the Arizona State Board of  
21 Pharmacy admitting that factual allegations contained in the Notice of  
22 Hearing Number 98-0007-PHR are true and accurate.

23 3. That JAIME CASILLAS admits to violations of A.R.S. § 32-  
24 1927(A)(10), and A.R.S. § 32-1927(B)(1) to wit:

1 32-1927(A)(10) The licensee is found by the Board to be guilty of  
2 violating any Arizona or federal law, rule or regulation relating to  
3 the manufacture and distribution of drugs, and devices or the practice  
4 of pharmacy.

5 32-1927 (B)(1) The licensee is found by the Board to be guilty of  
6 dispensing a different drug or brand of drug ordered or prescribed  
7 without the express permission in each case of the orderer, or in the  
8 case of a prescription order, the medical practitioner. The conduct  
9 prohibited by this paragraph does not apply to substitutions  
10 authorized pursuant to A.R.S. § 32-1963.01.

11 CONCLUSIONS OF LAW

12 II

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

15 2. The Board concludes that JAIME CASILLAS did violate A.R.S. §  
16 32-1927(A)(10), and A.R.S. § 32-1927(B)(1).

17 ORDER

18 III

19 The certificate of Registration Number 3261 issued to JAIME  
20 CASILLAS is hereby placed on probation for (1) year commencing ten  
21 (10) days from the date of this Order. The probation is subject to the  
22 following conditions:

23 1. JAIME CASILLAS shall complete eight (8) hours of Continuing  
24 Education within one year of the date of this Order. Said hours shall  
25 consist of the two part series (4 hours each) titled Pharmacist-  
26 Patient Consultation Program or an alternative program approved by the  
Board and shall apply only to satisfy this Order and shall not be  
applied to Continuing Education requirements for subsequent license  
renewals.

2. JAIME CASILLAS shall pay all fees and complete all Continuing

1 Copies of the foregoing Finding  
2 of Fact, Conclusions of Law and  
3 Board Order mailed by certified  
4 mail this 16<sup>th</sup> day of March, 1998  
5 to:

6 JAIME CASILLAS  
7 1930 Country Lane  
8 Yuma, AZ 85364

9 and by Courier Mail to:

10 Michael Harrison  
11 Assistant Attorney General  
12 Attorney General's Office  
13 1275 W. Washington  
14 Phoenix, AZ 85007  
15 Attorney for the State

16 and

17 Teresa Skladany  
18 Assistant Attorney General  
19 1275 W. Washington  
20 Phoenix, AZ 85007  
21 Solicitor General's Office  
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24  
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26

1 98-07-HC

2 BEFORE THE ARIZONA STATE BOARD OF PHARMACY

3 In the Matter of: )

CONSENT TO ENTRY OF ORDER

4 JAIME CASILLAS )  
5 Certificate of Registration )  
6 Number 3261 )

98-0007-PHR

7 DIRECTED TO: JAIME CASILLAS  
8 1930 Country Lane  
9 Yuma, AZ 85364

10 Notice of Hearing No. 98-0007-PHR ("Notice") has been served on  
11 JAIME CASILLAS charging him with violations of :

12 A.R.S. § 32-1927(A)(10), and A.R.S. § 32-1927(B)(1) to wit:

13 32-1927(A)(10) The licensee is found by the Board to be guilty of  
14 violating any Arizona or federal law, rule or regulation relating to  
15 the manufacture and distribution of drugs, and devices or the practice  
16 of pharmacy.

17 32-1927(B)(1) The licensee is found by the Board to be guilty of  
18 dispensing a different drug or brand of drug ordered or prescribed  
19 without the express permission in each case of the orderer, or in the  
20 case of a prescription order, the medical practitioner. The conduct  
21 prohibited by this paragraph does not apply to substitutions  
22 authorized pursuant to A.R.S. § 32-1963.01

23 In lieu of a Board Hearing on this matter JAIME CASILLAS agrees  
24 to waive his right to a hearing as provided for in A.R.S. § 32-1928.

25 Further, JAIME CASILLAS has expressed a desire to execute a  
26 Consent to Entry of Order ("Consent") pursuant to A.R.S. § 41-1061 (D)  
in lieu of participating in a hearing concerning the allegations that  
Dilacor XR® 240 mg. was dispensed by him in place of Lescol® 20 mg. at  
Walgreen's #2611, where he was employed as pharmacist in charge.

1           THEREFORE, in lieu of further proceedings and as a final  
2 disposition in this matter:

3           1. JAIME CASILLAS admits that he is the holder of Certificate of  
4 Registration Number 3261, which permits him to engage in the practice  
5 of pharmacy in Arizona, and that he was so engaged as pharmacist in  
6 charge between the dates of October, 1997 and the present.

7           2. JAIME CASILLAS admits that the factual allegations contained  
8 in the Notice are true and accurate.

9           3. JAIME CASILLAS admits that the conduct described in the Notice  
10 is conduct constituting grounds for disciplinary action as provided  
11 for in A.R.S. § 32-1927(A)(10) and A.R.S. § 32-1927(B)(1).

12           4. JAIME CASILLAS acknowledges that the record prepared in this  
13 matter, all investigative materials prepared and received by the Board  
14 concerning the allegations, and all related exhibits and materials may  
15 be retained in the Board's file pertaining to this matter.

16           5. JAIME CASILLAS understands that pursuant to A.R.S. § 32-1928  
17 he has a right to a public hearing concerning each allegation that he  
18 has violated A.R.S. § 32-1927(A)(10), and A.R.S. § 32-1927(B)(1). He  
19 further acknowledges that at this formal hearing he could present  
20 evidence and cross examine witnesses. JAIME CASILLAS waives his right  
21 to such a hearing.

22           6. JAIME CASILLAS waives any right to rehearing or review or  
23 judicial review of the findings of fact and conclusions of law and  
24 order.

25           7. JAIME CASILLAS acknowledges that in view of the findings of  
26 fact and conclusions of law resulting from this consent, and pursuant

1 to A.R.S. § 32-1927(A)(10) & A.R.S. § 32-1927(B)(1) the Board is  
2 authorized to take formal disciplinary action.

3 8. JAIME CASILLAS understands that he has the right to consult  
4 with an attorney prior to entering into this consent to entry of  
5 order.

6 9. JAIME CASILLAS acknowledges that the admissions contained in  
7 this consent are conclusive evidence of conduct constituting grounds  
8 for disciplinary action and may be used for purposes to determine  
9 sanctions in any future disciplinary matter.

10 10. JAIME CASILLAS acknowledges that this consent will be  
11 effective only upon its acceptance by the Board.

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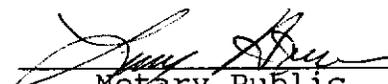
DATED this 16<sup>th</sup> day of Feb , 1998

  
\_\_\_\_\_  
JAIME CASILLAS

STATE OF ARIZONA )  
17 )  
COUNTY OF ~~MARICOPA~~ <sup>Yuma</sup> )  
18 )

SUBSCRIBED AND SWORN to before me this 16<sup>th</sup> day of Feb , 1998 by  
JAIME CASILLAS

My Commission Expires: 1/18/02

  
\_\_\_\_\_  
Notary Public

