

**BEFORE THE IOWA BOARD OF PHARMACY**

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Re:	)	Case No. 2013-214
Pharmacist License of	)	
<b>ED SARRAZIN</b>	)	<b>SETTLEMENT AGREEMENT AND</b>
License No. 15076	)	<b>FINAL ORDER</b>
Respondent.	)	

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Pursuant to Iowa Code sections 17A.10 and 272C.3(4) (2015), the Iowa Board of Pharmacy ("Board") and Ed Sarrazin ("Respondent") enter into the following Settlement Agreement and Final Order ("Order") to settle a contested case currently pending before the Board.

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

1. Respondent holds Iowa pharmacist license number 15076, which is currently active and expires on June 30, 2017.
2. The Board has jurisdiction over the parties and the subject matter of these proceedings.
3. A Statement of Charges was filed against Respondent on March 12, 2014. Prior to the issuance of the Statement of Charges, Respondent voluntarily ceased practice. Respondent has not practiced pharmacy during the pendency of the Statement of Charges. Additionally, Respondent has voluntarily undergo addiction treatment, including active participation in Iowa Pharmacist Recovery Network, and submitted quarterly reports to the Board detailing his progress.
4. Respondent admits the allegations in the Statement 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. As a point of clarification, however, the parties acknowledge (1) that Respondent distributed controlled substances solely to himself— Respondent did not distribute to others, and (2) at no time was Respondent represented by attorney Tom Whorley. Mr. Whorley was inadvertently copied on the Statement of Charges.
5. 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 actions, by freely and voluntarily entering into this Settlement Agreement. Once entered, this Order shall have the force and effect of a disciplinary order entered following a contested case hearing.
6. Respondent is freely and voluntarily entering into this Order.
7. Respondent acknowledges that he 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 fails to approve this Order, it shall be of no force or effect to either the Board or Respondent. If the Board approves this Order, it shall be the full and final resolution of this matter.
10. This Order shall be part of the permanent record of Respondent 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. Respondent acknowledges and understands that this Order will be reported to the National Association of Boards of Pharmacy's Disciplinary Clearinghouse and the National Practitioner Data Bank, as applicable.
12. 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.
13. The Board's approval of this Order shall constitute a **FINAL ORDER** of the Board.

**IT IS THEREFORE ORDERED:**

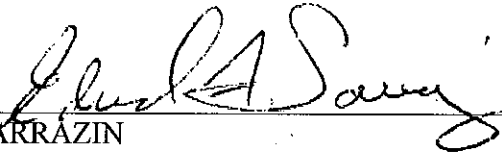
14. Due to the unique facts and circumstances of this case, namely Respondent's voluntary secession of practice and extensive and ongoing treatment efforts, the Respondent's license shall be placed on **PROBATION**, subject to the following terms and conditions:
  - a. The period of probation shall be five (5) years. Only those time periods during which Respondent is employed as a pharmacist shall count toward exhaustion of the probationary term. "Employed as a pharmacist" means working at least twenty hours per month as a pharmacist.
  - b. Respondent shall not possess or use any controlled substance or prescription drug in any form unless the controlled substance or prescription drug has been authorized and prescribed for Respondent by a licensed, treating physician or other qualified treating health care provider. Respondent shall inform any treating physician or other treating health care provider of his medical history, including any history of chemical dependence.
  - c. Respondent shall provide witnessed blood, hair, or urine specimens on demand by the Board or its agents. The specimens shall be used for alcohol and drug screening, and to verify Respondent's continued compliance with this Settlement Agreement and Final Order and any drug therapy ordered by Respondent's physician or treatment provider. All costs related to the analysis of such specimens shall be paid by Respondent.
  - d. To facilitate performance of the preceding paragraph, Respondent shall report daily to and provide a specimen when requested to any healthcare provider/testing facility specified by the Board—said healthcare provider to be located in reasonable proximity to Respondent—on the same day that the Board provides notice that a specimen is

required. Respondent agrees to cooperate with the Board in establishing a specimen testing program through the Board's chosen testing program, and hereby consents to disclosure to the Board, by the testing facility, of all medical information, including test results, generated by Respondent's contact with the facility.

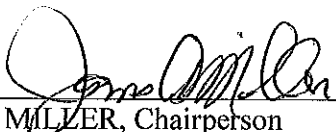
- e. Respondent shall inform the Board, in writing, of any change of home address, place of employment, home telephone number, or work telephone number, within ten (10) days of such a change.
- f. Respondent shall report to the Board quarterly, in writing. The report shall include Respondent's place of employment, current address, *Respondent's most recent efforts to implement the provisions of this Settlement Agreement and Final Order*, by date, and any further information deemed necessary by the Board from time to time.
- g. Respondent shall notify all employers and prospective employers (no later than at the time of an employment interview), including any pharmacist-in-charge, of the resolution of this case and the terms, conditions, and restrictions imposed on Respondent by this Settlement Agreement and Final Order.
- h. Within thirty (30) days after approval of this Settlement Agreement and Final Order by the Board, or within fifteen (15) days of undertaking new employment as a pharmacist, Respondent shall cause his pharmacy employer, and any pharmacist-in-charge he works under, to report to the Board in writing acknowledging that the employer and the pharmacist-in-charge have read this document and understand it.
- i. Respondent shall appear informally before the Board, upon the request of the Board, for the purpose of reviewing his performance as a pharmacist during Respondent's probationary period. Respondent shall be given reasonable notice of the date, time, and place for appearances.
- j. Respondent shall obey all federal and state law, rules, and regulations related to the practice of pharmacy as well as any lawfully issued Board orders, including this Settlement Agreement and Final Order.
- k. Respondent shall promptly provide, upon request of an agent of the Board, copies of or access to all his medical records.
- l. Respondent shall comply with treatment recommendations by his physician or treatment provider. In the event Respondent is participating in a substance abuse treatment program, Respondent's physician/treatment provider shall submit quarterly reports to the Board documenting Respondent's compliance with the treatment program.
- m. Respondent shall not supervise any registered pharmacist-intern and shall not perform any of the duties of a pharmacy preceptor.
- n. Respondent shall not serve as a pharmacist-in-charge.

- o. Respondent shall continue to participate in IPRN.
- p. Should Respondent violate or fail to comply with any of the terms and conditions of probation, the Board may initiate action to revoke or suspend Respondent's Iowa pharmacist license or impose other licensee discipline as authorized by Iowa Code chapter 155A and 272C and 657 Iowa Administrative Code chapter 36.

This Settlement Agreement and Final Order is voluntarily submitted by Respondent to the Board for its consideration on the 11 day of January, 2016.

  
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ED SARRAZIN  
Respondent

This Settlement Agreement and Final Order is accepted by the Iowa Board of Pharmacy on the 12th day of January, 2016.

  
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JAMES MILLER, Chairperson  
Iowa Board of Pharmacy  
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cc: Meghan Gavin  
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