

James Ammon-License #16768-January 2011 Board Meeting

Sent: Tuesday, November 16, 2010 3:37 PM

To: LARRY L. PINSON

Mr. Pinson,

I apologize for interrupting your lunch today. I deeply appreciate you taking the time to discuss the matter.

I request that you grant me a spot on the January, 2011 Board of Pharmacy agenda for consideration of my licensure as a pharmacist in Nevada.

Furthermore, I request a meeting (phone or in-person) with Ms. Cramer prior to the board meeting to discuss the matter.

This request will be followed in the near future with written information to assist the board in their deliberation. The meeting with Ms. Cramer would be better served if we meet following her receipt of the written information.

I wish you the best.

Thank you.

James Ammon

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

v. Petitioner,

JAMES V. AMMON, R.Ph.
Certificate of Registration #16768,

Respondent.

FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND ORDER

Case No. 08-021-RPH-O

THIS MATTER was heard by the Nevada State Board of Pharmacy (hereinafter Board) at its regular meeting on July 16, 2008, in Las Vegas, Nevada. The Board was represented by Louis Ling, General Counsel to the Board. Though the Board's records show that Mr. Ammon received the Notice of Intended Action and Accusation in this matter, Respondent James V. Ammon did not appear at the hearing of this matter. Mr. Ammon claimed to have sent his Answer and Notice of Defense to the Chamber of Commerce along with a request for continuance. Neither the Board of Pharmacy or the Chamber of Commerce received the Answer and Notice of Defense or the request for continuance. Based on the presentation of Board Staff and the public records in the possession and control of the Board, the Board issues the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On October 18, 2007, Mr. Ammon renewed his pharmacist's license online and answered "No" to the questions on the application, including the questions that asked, "Since your last renewal or recent licensure have you: . . . 2. Been charged, arrested, or convicted of a felony or misdemeanor in any state, . . . and 4. Had your license been subjected to any discipline for violation of pharmacy or drug laws in any state?" In fact, Mr. Ammon had surrendered his Utah pharmacist's license in June

2007 after pleading guilty to three counts of health care fraud in the United States District Court in Salt Lake City, Utah. The counts of health care fraud to which Mr. Ammon plead guilty involved his practice of pharmacy in Utah.

2. On November 19, 2007, Mr. Ammon renewed his Wyoming pharmacist's license online. Mr. Ammon did not disclose the surrender of his license in Utah to the Wyoming authorities in his renewal application with Wyoming. In later discipline imposed by the Wyoming Board of Pharmacy, Mr. Ammon agreed to voluntarily surrender his Wyoming pharmacist's license.

CONCLUSIONS OF LAW

1. The Board has jurisdiction over this matter because Mr. Ammon is a pharmacist licensed by the Board.

2. In indicating in his online renewal application that his license had not been subjected to any discipline for violation of pharmacy or drug laws in any state when, in fact, Mr. Ammon had received discipline in Utah related to pleading guilty to three felony counts of health care fraud, all of which preceded his submitting his renewal application to the Nevada Board of Pharmacy, Mr. Ammon violated NRS 639.210(4) and (10) and 639.281.

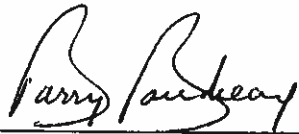
3. In indicating in his online renewal application that he had not been charged, arrested, or convicted of a felony or misdemeanor in any state when, in fact, Mr. Ammon had plead guilty to three counts of health care fraud prior to his submitting his renewal application to the Nevada Board of Pharmacy, Mr. Ammon violated NRS 639.210(4) and (10) and 639.281.

ORDER

Based upon the foregoing, the Board imposes the following discipline:

1. Mr. Ammon's pharmacist's license (#16768) is suspended indefinitely, effective July 16, 2008. Mr. Ammon may not practice pharmacy or otherwise be employed in any business in Nevada licensed by this Board in any capacity unless and until he appears before the Board at a regularly scheduled meeting of the Board and the Board, after questioning and speaking with Mr. Ammon, determines that it is in the best interests of the health, safety, and welfare of the public in Nevada to lift Mr. Ammon's suspension and allow him to practice pharmacy in Nevada.

Signed and effective this 14th day of August, 2008.



Barry Boudreaux, President
Nevada State Board of Pharmacy