

April 29, 2018

To Nevada Board of Pharmacy,

My name is Nazalene Zebari and I would like to appeal the Boards' decision to revoke my pharmacist license number 16946. On the basis of my action as a one time offense and not a repeated pattern of misjudgment. Per NRS 639.252, I understand that I have 10 days to appeal the decision and wish to represent myself to the Board at the next available meeting. I am guilty of the actions against me (CASE NOS. 17-038-RPH-S), which I have admitted to at the hearing on April 11th, 2018. My only request is for a lesser sentence so that I may continue to work as a pharmacist in my community. Please consider my request to be sincere.

Thank you for your time,

A handwritten signature in cursive script, appearing to read "Nazalene Zebari".

Nazalene Zebari

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NOS. 17-038-RPH-S
	)	
Petitioner,	)	
v.	)	ORDER
	)	
NAZALENE ZEBARI, RPH	)	
Certificate of Registration No. 16946	)	
	)	
Respondents.	)	
	/	

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This matter came before the Nevada State Board of Pharmacy (Board) at its regularly scheduled meeting on Wednesday, April 11, 2018, in Las Vegas, Nevada. Brett Kandt, Esq., appeared and prosecuted the case before the Board. Respondent Nazalene Zebari, R.Ph. (Zebari), Certificate of Registration 16946, appeared without counsel. The Board heard the case and, based on the evidence presented, the Board makes the following Findings of Fact, Conclusions of Law and Order.

**FINDINGS OF FACT**

The allegations against Zebari, as stated in the Accusation on file herein, and upon which Zebari admits and the Board makes findings of fact, are as follows:

1. Zebari was a pharmacist registered by the Board, Certificate of Registration 16946, at the time of the events herein.
2. In April 2017, a Walmart Practice Compliance (Walmart) director notified Board Staff that it terminated Zebari from her employment as a pharmacist at Walmart Pharmacy #10-4557. Walmart terminated Zebari’s employment for creating a fraudulent prescription for a non-controlled substance for personal use.
3. Zebari admitted that on June 5, 2016, she fabricated and filled a fraudulent “Telephoned Prescription” for herself for Singulair 10 mg. tablets (Prescription No. 6928848).
4. Zebari fabricated the “Telephone Prescription” by falsely documenting Dr. Koussay Zarka as the prescribing physician.

5. Zebari did not have a bona fide patient/practitioner relationship with Dr. Zarka.
6. After being apprised by Walmart of the prescription unlawfully written using his name, Dr. Zarka reviewed a copy of the prescription provided by Walmart. Dr. Zarka signed, dated and documented "not authorized" on the copy of the falsified prescription. He also signed a statement affirming that he did not authorize Prescription No. 6928848 for Zebari.
7. A Walmart Market Director confirmed to the Board Investigator that Zebari paid for the fraudulent prescription by paying the copayment and billing the prescription through her Walmart insurance plan.
8. Zebari did not ingest any of the Singulair tablets. She instead sent the medication to a relative that resides in California. The relative ingested thirty-four (34) tablets.

#### CONCLUSIONS OF LAW

Based on the forgoing findings of fact, the Board concludes as a matter of law:

9. The Board has jurisdiction over this matter and this respondent, because at the time of the events herein, Zebari was a pharmacist registered by the Board.
10. By creating a fraudulent prescription for a dangerous drug for herself as detailed herein, Zebari, violated NAC 639.945(1)(h).
11. Zebari has never been licensed as a practitioner and has never been authorized to prescribe dangerous drugs in Nevada. By prescribing a dangerous drug for herself, Zebari violated NAC 639.945(1)(h) and (k).
12. By processing a fraudulent prescription (Prescription No. 6928848) for a dangerous drug without a lawful prescription or authorization from a practitioner, and by billing that prescription to an insurance provider, Zebari violated NAC 639.945(1)(h).
13. By furnishing a dangerous drug, namely, Singulair 10 mg. tablets, to another person without a legal prescription, Zebari violated NRS 454.221 and NAC 639.945(1)(h).

14. For each of these violations, Zebari's pharmacist registration, Certificate of Registration 16946, is subject to discipline pursuant to NRS 639.210(1), (4), (11) and/or (12), and NRS 639.255.

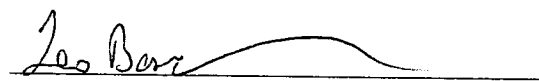
**ORDER**

**THEREFORE, THE BOARD HEREBY ORDERS AS FOLLOWS:**

1. The registration of Respondent Nazalene Zebari, R.Ph., Certificate of Registration 16946, is hereby revoked.
2. Zebari may not work in any facility licensed by the Board, including a pharmacy, in any capacity unless and until she has applied to the Board for reinstatement and the Board reinstates her registration.
3. Zebari may not apply for reinstatement of her registration for a period of one year from the effective date of this Order.
4. In the event Zebari applies for reinstatement, or for any other registration or certificate with the Board, she shall appear before the Board to answer questions and give testimony regarding her application, her compliance with this Order, and the facts and circumstances underlying this matter.
5. Pursuant to NRS 639.251, this Order shall become effective 30 days after receipt by the respondent.

**IT IS SO ORDERED.**

Entered this 23 day of April, 2018.

  
Leo Basch, President  
Nevada State Board of Pharmacy