

Reinstating pharmacy technician license

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To: Pharmacy Board

I would like to request a time in the board meeting in June. This time would be to discuss reinstating my tech license #pt03148. Thank you for your time. Jodi Hopkins

Sent via the Samsung Galaxy S® 4 mini™, an AT&T 4G LTE smartphone

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

FINDINGS OF FACT,
CONCLUSIONS OF LAW, AND
ORDER

v.

JODI L. HOPKINS, P.T.,
Certificate of Registration #PT03148,

Case No. 06-067-PT-N

Respondent.

_____ /

THIS MATTER was heard by the Nevada State Board of Pharmacy (hereinafter Board) at its regular meeting on January 10, 2007, in Reno, Nevada. The Board was represented by Louis Ling, General Counsel to the Board. Respondent Jodi L. Hopkins appeared and represented herself. Based on the presentations of the parties 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. The parties stipulated and agreed that the facts as plead in the Notice of Intended Action and Accusation were true and correct. Ms. Hopkins testified on her own behalf regarding her understanding of events and in mitigation and explanation. Based upon the admissions of the parties and the testimony and evidence presented at hearing, the Board finds the following to be the facts of this matter.

2. Ms. Hopkins testified that as a pharmaceutical technician working at Don's Pharmacy, part of her job duties were to make compounded products. One of the products she would compound was a cocaine solution. Ms. Hopkins testified that she had never before used illicit drugs, but that beginning in March 2006, she first removed

from Don's Pharmacy some cocaine that she subsequently used. Thereafter, Ms. Hopkins began removing and using more and more cocaine from Don's Pharmacy.

3. On November 15, 2007, Ms. Hopkins was terminated by Don's Pharmacy as a result of the pharmacy's discover that she had been removing cocaine for her personal use and without a lawful order. Don's Pharmacy ultimately determined that Ms. Hopkins had removed unlawfully 29.579 grams of cocaine.

4. Ms. Hopkins explained that once her theft and use of cocaine was discovered by Don's Pharmacy's pharmacists, she admitted that she was a cocaine addict and that she had been unlawfully removing cocaine from Don's Pharmacy since March 2006. Ms. Hopkins paid restitution to Don's Pharmacy in the agreed amount of \$2,100.00. Ms. Hopkins also admitted herself to West Hills Hospital where she was treated for three days and then released. Ms. Hopkins said that she had attended several AA or NA meetings after being released from West Hills Hospital, but that she felt the meetings were not useful to her because she did not have much in common with the other participants at the meeting. Ms. Hopkins stated that she did not have any problems with any other substances and that she was clean and sober since November 15, 2006. Ms. Hopkins expressed remorse and regret and indicated that she hoped she would be able to continue in her career as a pharmaceutical technician.

CONCLUSIONS OF LAW

1. The Nevada State Board of Pharmacy has jurisdiction over this matter because Ms. Hopkins is a pharmaceutical technician registered by the Board.

2. In removing controlled substances, namely cocaine, without a prescription therefore and for her personal use, Ms. Hopkins violated NRS 453.331(1)(d), 453.336(1), and 639.210(1), (4), and (12) and NAC 639.945(1)(i).

ORDER

Based upon the foregoing, the Board hereby orders the following:

1. Ms. Hopkins's registration (#PT03148) is placed on probation in which she shall participate in and complete the following terms and conditions:

a. Ms. Hopkins shall enter into a treatment agreement with PRN-PRN within five days from the effective date of this Order upon such terms and conditions as PRN-PRN shall deem necessary and appropriate. Ms. Hopkins shall comply fully with the terms and conditions required of her by PRN-PRN. Ms. Hopkins's probation shall be for such a term as PRN-PRN determines to be necessary and appropriate. Any violation of Ms. Hopkins's PRN-PRN agreement shall constitute a violation of this Order.

b. Ms. Hopkins may not work in a business licensed by the Board in any capacity until PRN-PRN determines that she could do so without endangering herself or the public she would serve. When PRN-PRN determines Ms. Hopkins is ready to begin working in a business licensed by the Board, Ms. Hopkins shall arrange for an appearance before the Board at which she and representative of PRN-PRN must appear and convince the Board that Ms. Hopkins could safely resume serving the public. Only if the Board approves Ms. Hopkins' request to resume working in a business licensed by the Board can she thereafter begin working again as a pharmaceutical technician.

c. Ms. Hopkins shall notify any potential employers of the existence and terms of this Order and shall provide a copy of this Order to her potential employer.

d. Ms. Hopkins shall provide to PRN-PRN a copy of or notification of any prescription she receives from a physician. If Ms. Hopkins seeks a prescription for a

controlled substance, she shall assure that the physician is notified of this Order before the physician prescribes a controlled substance for Ms. Hopkins.

e. PRN-PRN shall notify the Board's office of any breach of her treatment agreement committed by Ms. Hopkins. The Board's staff shall evaluate and, if it deems necessary, investigate the breach and shall take such action, including seeking additional discipline, as the Board's staff deems appropriate.

f. PRN-PRN shall notify the Board's office of Ms. Hopkins's successful completion of her treatment agreement. Upon the Board office's receipt of the notification from PRN-PRN that Ms. Hopkins has successfully completed her treatment agreement, Ms. Hopkins's probation pursuant to this Order shall cease.

g. Ms. Hopkins shall comply with all laws relating to the practice of a pharmaceutical technician, whether state or federal, statute or regulation.

2. If Ms. Hopkins intends to reside outside of Nevada and cannot participate in the PRN-PRN program, she must:

a. Notify PRN-PRN and the Board in writing at least two weeks before she departs the state;

b. Enroll in a substance abuse treatment program sponsored by or affiliated with the board of pharmacy in the state in which she intends to make her residence, if such a program is available. If such a program is unavailable, then Ms. Hopkins shall attempt to obtain private substance abuse treatment. Ms. Hopkins shall notify PRN-PRN that she has enrolled in a sister-state program or a private program within two weeks after she has moved to the new state. PRN-PRN shall correspond with the sister-state program or the private program to assure that the program will operate in a manner satisfactory to PRN-PRN. While Ms. Hopkins is enrolled in a sister-state or

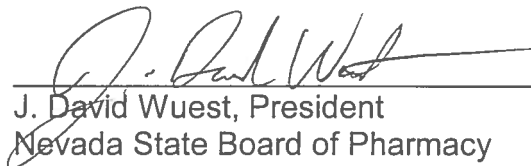
private program, her treatment shall be monitored by PRN-PRN, and any violation of the out-of-state program shall constitute a violation of Ms. Hopkins's treatment agreement with PRN-PRN and this Order.

3. If Ms. Hopkins is not able to reasonably enroll in an out-of-state programs pursuant to paragraph (3) above, then she shall notify the Board office and PRN-PRN that of her inability to enroll, and this Order will thereafter be stayed until Ms. Hopkins either enrolls in an out-of-state program or until Ms. Hopkins again resides in Nevada and re-enrolls in the PRN-PRN program.

4. Ms. Hopkins shall be responsible for and shall pay all fees and costs related to her substance abuse treatment pursuant to this Order. A failure to pay any of these fees or costs for treatment shall be deemed a violation of this Order.

5. Upon receipt of credible information that Ms. Hopkins has failed to comply with any term of this Order, the Board's Executive Secretary shall be authorized to immediately suspend Ms. Hopkins's license. The Board's Executive Secretary shall also prepare and file such documents as are necessary to allow the Board to impose further discipline, up to and including revocation of Ms. Hopkins's license. Furthermore, any failure to pay any fine, fee, or cost ordered herein will also result in such legal action as Board staff determines to be necessary to collect the unpaid fine, fee, or cost.

Signed and effective this 2nd day of February, 2007.



J. David Wuest, President
Nevada State Board of Pharmacy