

# 95521

**FILED**

OCT 11 2012

**BOARD OF PHARMACY**

Jeffrey Chiesa  
ATTORNEY GENERAL OF NEW JERSEY  
Division of Law  
124 Halsey Street, 5<sup>th</sup> Floor  
P.O. Box 45029  
Newark, New Jersey 07101  
Attorney for the Board of Pharmacy

By: Megan K. Cordoma  
Deputy Attorney General  
Tel: (973) 648-3453

STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF PHARMACY

IN THE MATTER OF THE SUSPENSION OR :  
REVOCATION OF THE REGISTRATION OF :  
:  
**VANESSA R. HORN** :  
Registration No. RW00888300 :  
:  
TO PRACTICE AS A PHARMACY :  
TECHNICIAN IN THE STATE OF NEW :  
JERSEY :

**INTERIM CONSENT ORDER**

This matter was opened to the New Jersey State Board of Pharmacy ("Board") upon receipt of information that Vanessa Horn ("Respondent") was terminated from Medicine to Go Pharmacies based upon allegations that she removed an unknown amount of Suboxone and Oxycodone from the store for her own use, without paying for the medication and without a valid prescription. It is also alleged that Respondent has purchased Oxycodone "on the street".

The Board finds that Respondent's alleged theft of medication, including controlled dangerous substances, without valid prescriptions, if proven, would provide grounds to take

disciplinary action against Respondent's registration to practice as a pharmacy technician in New Jersey pursuant to N.J.S.A. 45:1-21 (b), (e), and (f) in that, Respondent has engaged in the use or employment of dishonesty, deception, and misrepresentation, has engaged in professional misconduct, and has engaged in acts constituting a crime or offense relating adversely to the practice of pharmacy, the activity regulated by the Board.

The parties, having agreed to the resolution of this matter without further formal proceedings, and Respondent having agreed and given voluntary consent to the within Order and waiving any right to a hearing in this matter and making no admissions, and the Board finding the within disposition adequately protective of the public health, safety and welfare, and other good cause having been shown;

**IT IS, therefore on this 11<sup>th</sup> day of OCTOBER, 2012**

**ORDERED THAT**

1. Respondent's registration to practice as a pharmacy technician in the State of New Jersey be and hereby is surrendered until further Order of the Board.

2. Respondent shall immediately cease and desist from engaging in practice as a pharmacy technician, which includes, but is not limited to the following: Respondent shall not retrieve prescription files or patient files; shall not prepare medication labels; shall not engage in data entry for any pharmacy, shall not count, weigh, measure, pour or compound prescription medication or stock legend drugs and controlled

substances; shall not fill an automated medication system; shall not accept authorization for a prescription refill or renewal; shall not handle anything requiring a prescription, including devices and medications; respondent shall not handle prescriptions; and shall not be present within a prescription filling area of a pharmacy.

3. Respondent shall surrender her original registration to the Executive Director of the Board immediately upon the entry of this Order by mailing same to Anthony Rubinaccio, Executive Director, Board of Pharmacy, P. O. Box 45013, Newark, New Jersey 07101.

4. Prior to any restoration of registration, Respondent shall:

a. Appear before the Board or a committee thereof to discuss her readiness to reenter practice as a pharmacy technician. At that time Respondent shall be prepared to propose her plans for future practice in New Jersey.

b. Provide the Board with evidence that she is capable of discharging the functions of a registration holder in a manner consistent with the public's health, safety and welfare and that she is not then suffering from any impairment or limitation resulting from the use of any addictive substance which could affect her practice

c. Provide the Board with documentation of at least six (6) months sobriety that includes random urine screenings at a frequency of no less than once each week. Provide the Board with documentation of complete treatment records of all diagnostic and rehabilitative therapy and an in-depth, current evaluation from a psychiatrist or psychologist knowledgeable in addiction therapy. In addition, respondent shall provide reports from each and every mental health professional (including, but not limited to: psychologists, psychiatrists, counselors, and therapists) who have participated in respondent's care and/or treatment in this matter during the period of time from her termination on August 31, 2011 and her appearance pursuant to this Order.

d. Affirmatively establish her fitness, competence and capacity to re-enter the active practice of pharmacy technician within New Jersey.

e. Provide the Board with a full account of her conduct during the intervening period of time from the date of her termination to her appearance pursuant to this Order.

f. Provide the Board with documentation of successful completion of any criminal sentencing in the event that she is convicted on charges related to this matter.

5. If Respondent's registration to practice as a pharmacy technician is reinstated, the Board, in its discretion, may impose any conditions or restrictions on registration it deems necessary to protect the public health, safety and welfare.

6. Nothing contained herein shall be deemed an admission of liability on the part of the Respondent.

7 The entry of the within Order is without prejudice to the further investigation and/or prosecution of any violations by respondent of any statutes or regulations governing the practice of pharmacy in the State or any violations of law, by the Board, the Attorney General or any other regulatory or law enforcement agency, including but not limited to any pending matters under investigation.



8. Nothing herein shall preclude the Board from initiating further disciplinary action based upon the conduct relating to Respondent as alleged above.

NEW JERSEY STATE BOARD OF PHARMACY

By: \_\_\_\_\_

Edward G. McGinley, R.Ph.  
Board President

I have read the within Order  
and agree to its terms.

Vanessa R. Horn

Vanessa R. Horn