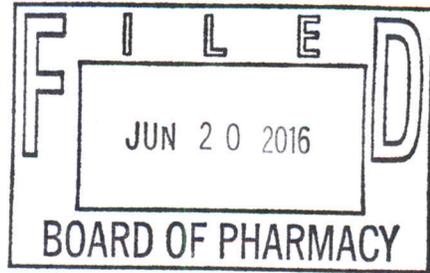


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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
NEW JERSEY STATE BOARD OF PHARMACY

IN THE MATTER OF THE
LICENSE OF

CATHERINE DRAGON, R.PH
License No. 28RI02330500

TO PRACTICE PHARMACY IN THE
STATE OF NEW JERSEY

:
:
:
Administrative Action

:
:
:
CONSENT ORDER

This matter was opened to the New Jersey State Board of Pharmacy (the "Board") upon receipt of information that Catherine Dragon, R.Ph. ("Respondent") reported to work as a pharmacist at the Cape Regional Medical Center ("Cape Regional") on the morning of July 13 June 23, 2015 smelling of alcohol and was found to have an alcohol level of 280187 mcg/ml. Respondent subsequently ~~terminated~~resigned from Cape Regional when the medical center discovered that she stopped participatingafter having participated in its Employee Assistance Program.

The Board has investigated this matter and considered, among other information, the expert report of Dr. Robert M. Toborowsky, M.D. dated February 17, 2016. Dr. Toborowsky opined, among other things, that Respondent intermittent use of alcohol over the previous year

did not, and is not, likely to impair her ability to practice pharmacy with reasonable skill and safety. Dr. Toborowsky further opined that Respondent is capable of discharging the necessary functions of a pharmacist licensed by the Board in a manner consistent with the health, safety and welfare of the public.

The Board finds that Respondent's conduct as described above constitutes professional misconduct and therefore provides the grounds to take disciplinary action against Respondent's license to practice pharmacy in New Jersey pursuant to N.J.S.A. 45:1-21(e).

Respondent, being desirous of resolving this matter without the necessity of further formal proceedings, and having waived any right to same, and the Board having determined that this Order is sufficiently protective of the public health, safety and welfare, and all parties agreeing to the terms of this Order;

IT IS THEREFORE ON THIS 20th **DAY OF** JUNE, 2016

ORDERED:

1. Respondent's license to practice pharmacy in New Jersey is suspended for one (1) year. The entire period of this suspension is hereby stayed and shall be served as a period of probation.
2. Respondent is assessed a civil penalty of \$1,000 pursuant to N.J.S.A. 45:1-25.
3. Payment of the civil penalty pursuant to Paragraph Two (2) of this Consent Order in the total amount of \$1,000 shall be made by money order, bank or certified check, or wire transfer, made payable to the "State of New Jersey," and forwarded to Anthony Rubinaccio, Executive Director, Board of Pharmacy, P.O. Box 45013, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101. Any payment in a form other than those noted in this Paragraph will be rejected and returned to the sender. Failure to make timely payment in accordance with

this Consent Order shall result in the filing of a Certificate of Debt pursuant to N.J.S.A. 45:1-24 for the total amount due and owing at the time the Certificate of Debt is filed.

3. Respondent shall pay the total amount of penalties in the amount of \$1,000 within thirty (30) days of the entry of this Consent Order. Said payment shall be via certified check or money order made payable to the Treasurer, State of New Jersey. The Board reserves the right to file a Certificate of Debt in the event payment is not submitted within the above-referenced time frame.

NEW JERSEY STATE BOARD OF PHARMACY
Thomas F.X. Bender, Jr. R.Ph.
By: _____
Thomas F.X. Bender, R.Ph.,
President

I have read the within Order and understand its terms. I consent to the entry of this Order by the New Jersey Board of Pharmacy.



Catherine Dragon, R.Ph.

Consented as to form and Entry.

Hark & Hark
Attorneys for Respondent

By: 

Richard Hark, Esq.