

BEFORE THE NORTH CAROLINA BOARD OF PHARMACY

In Re:

**GREGORY McKETTRICK
(License No. 14565)**

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**ORDER REINSTATING LICENSE
WITH CONDITIONS**

THIS MATTER was heard on March 16, 2016, by the North Carolina Board of Pharmacy (“Board”) located at 6015 Farrington Road, Suite 201, Chapel Hill, North Carolina, upon the request of Gregory McKettrick (“Petitioner”) for reinstatement of his license to practice pharmacy. Board members Mixon, Day, McLaughlin, Minton, Graves, and Haywood heard this matter. After hearing the testimony of witnesses, adjudging the credibility of the witnesses, and receiving evidence, the Board makes the following:

FINDINGS OF FACT

1. Petitioner formerly held North Carolina license to practice pharmacy number 14565.
2. Board staff received a complaint on March 27, 2014 alleging that Petitioner was diverting controlled substances from his then-place of practice, where he was pharmacist manager.
3. On April 2, 2014, Petitioner voluntary surrendered his license to practice pharmacy.
4. Petitioner admitted to creating fraudulent patient profiles in his pharmacy recordkeeping system. Petitioner created fraudulent prescriptions and assigned them to the fraudulent patient profiles. Petitioner paid for the prescriptions using

a personal credit card. Petitioner's activities were designed to prevent detection of his diversion.

5. Petitioner principally diverted hydrocodone-containing products. These products are Schedule II controlled substances. To a lesser extent, he diverted zolpidem (a Schedule V controlled substance), testosterone (a Schedule III controlled substance), buprenorphine (a Schedule III controlled substance), and sildenafil.
6. Petitioner began self-medicating with opioid products in late 2009 subsequent to surgical procedures.
7. After Petitioner surrendered his license to practice pharmacy, he entered into a substance use disorder treatment and monitoring agreement with North Carolina Pharmacists Recovery Network. Petitioner's agreement was subsequently transferred to the North Carolina Physicians Health Program ("NCPHP").
8. Petitioner completed a 30-day inpatient assessment and treatment program at the Pavillon Treatment Center and a period of intensive outpatient treatment. Petitioner continues to participate in individual therapy and to be randomly drug screened.
9. A representative from NCPHP testified to Petitioner's compliance with his treatment and monitoring obligations and to Petitioner's recovery. NCPHP supports Petitioner's reinstatement with appropriate conditions.
10. From 1996 to 1998, Petitioner participated in, and completed, a two-year period of substance use disorder treatment and monitoring by the Florida Physicians Recovery Program. While practicing pharmacy in Florida, Petitioner diverted

opioid drug products for his own consumption. Petitioner's prior diversion activities are an aggravating factor in this case.

11. Petitioner and NCPHP testified to differences in the breadth and depth of Petitioner's current course of treatment and monitoring as compared to his program in Florida.
12. Petitioner was charged criminally as a result of his diversion. He pleaded guilty to two misdemeanor common law forgery counts and two misdemeanor larceny counts. Petitioner received a 90-day suspended prison sentence, four years of supervised probation, fines, and court costs. The terms of his probation include compliance with his substance use disorder treatment and monitoring agreement.

CONCLUSIONS OF LAW

The Board, in its discretion, concludes that Petitioner can safely resume the practice of pharmacy with the conditions stated below.

IT IS THEREFORE ORDERED that Petitioner's license to practice pharmacy is **SUSPENDED INDEFINITELY**, with the suspension **STAYED SUBJECT TO THE FOLLOWING CONDITIONS:**

1. As a condition precedent to reinstating his license, Petitioner shall take and pass the Multistate Pharmacy Jurisprudence Examination.
2. Petitioner shall complete an Application to Reinstate a Lapsed or Inactive License and pay the appropriate fee.
3. As part of the Application to Reinstate a Lapsed or Inactive License, Petitioner shall provide proof that she has obtained thirty (30) hours of

continuing education, sixteen (16) of which must be live or contact hours.

These hours represent the continuing education obligation Petitioner would have been required to meet to renew her pharmacy license for 2015 and 2016.

4. Petitioner shall successfully his NCPHP treatment and monitoring agreement, which shall be extended to five (5) years from the date of reinstatement.
5. Petitioner may not be employed as a pharmacist more than thirty (30) hours per week, on the average. The Executive Director may revise this limitation upward upon written request of Petitioner accompanied by a statement from NCPHP that the requested revision would not materially jeopardize Petitioner's recovery.
6. Petitioner shall provide a copy of this Order to any person or entity who proposes to employ Petitioner as a pharmacist prior to his accepting any offer of employment as a pharmacist.
7. Petitioner may not serve as a pharmacist-manager.
8. Petitioner may not serve as a preceptor of pharmacy students.
9. Petitioner shall comply with all terms of his plea agreement and supervised probation. Petitioner shall notify the Board's Executive Director of any finding that he has not complied with his plea agreement and supervised probation within twenty-four (24) hours.
10. Petitioner shall be subject to unannounced drug screens to be performed at his expense by the Board or its agents, and shall supply urine, blood, hair,

nail or any other bodily fluid or tissue sample required for the screening. Results of the screening shall not disclose the presence of any controlled substance, prescription drug, or alcohol that was not previously prescribed for Petitioner by a practitioner acting in the normal course of medical treatment of Petitioner.

11. Petitioner shall authorize NCPHP and any treating physician or other health care provider to release Petitioner's medical records to the Board.
12. Petitioner shall violate no laws governing the practice of pharmacy or the distribution of drugs.
13. Petitioner shall violate no rules or regulations of the Board.
14. If Petitioner fails to comply with any term or condition of this Order, the indefinite suspension of his license shall become active, and Petitioner may be subject to additional disciplinary action by the Board.

This is the 15th day of March, 2016.

NORTH CAROLINA BOARD OF PHARMACY


By: 

Jack W. Campbell IV
Executive Director

CERTIFICATE OF SERVICE

I certify that on March 17, 2016, I caused a copy of this Order Reinstating License With Conditions to be served on Petitioner by registered mail, return-receipt requested:

██████████
Mooreville, NC 28117



Jack W. Campbell IV
Executive Director

cc: McKettrick License File

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