

BEFORE THE NORTH CAROLINA BOARD OF PHARMACY

In The Matter Of:

**Reciprocity Application of
MICHAEL SHANE MILLER**

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**ORDER REGARDING
RECIPROCITY**

THIS MATTER came before the North Carolina Board of Pharmacy (“Board”) concerning the application of Michael Shane Miller (“Petitioner”) to reciprocate a Virginia license to practice pharmacy. This matter was heard on March 19, 2013 by the Board located at 6015 Farrington Rd., Suite 201, Chapel Hill, North Carolina. Board members Minton, Marks, McLaughlin, Chesson, Day, and Mixon conducted the hearing. Having heard the evidence presented and assessed the credibility of the testifying witnesses, the Board makes the following:

FINDINGS OF FACT

1. Petitioner presently holds a license to practice pharmacy in Virginia, which he obtained by examination.
2. Petitioner first applied to reciprocate his Virginia license to North Carolina in 2011. At that time, Petitioner disclosed that his Virginia license to practice pharmacy had been disciplined four times – in 1998, 2002, 2008, and 2010.
3. At the conclusion of a hearing on September 20, 2011, the Board denied Petitioner’s application to reciprocate his Virginia license to North Carolina. The 2011 Order made findings of fact, which are incorporated by reference into this order.

4. The 2011 Order permitted Petitioner to make a subsequent application for reciprocity after September 20, 2012. In November 2012, Petitioner submitted a new reciprocity application.

5. The Board heard further testimony from Petitioner concerning his disciplinary history and his work history since the Board's 2011 denial of Petitioner's reciprocity application.

CONCLUSION OF LAW

All parties are properly before the Board, and the Board has jurisdiction over Petitioner and the subject matter of this proceeding.

IT IS, THEREFORE, ORDERED that:

1. Petitioner may continue the process for reciprocating his Virginia license to practice pharmacy to North Carolina. Nothing in this order excuses Petitioner from any requirement for successful reciprocity of his Virginia license, including paying all fees, successfully completing all examinations, and making a personal appearance for licensure as required by North Carolina law.

2. If Petitioner successfully completes the reciprocity process, his North Carolina license shall be subject to the following restrictions:

a. Petitioner shall not serve as pharmacist-manager of a North Carolina-permitted pharmacy for a period of forty-eight (48) months from the date a North Carolina license is issued to Petitioner.

b. Petitioner shall not serve as a preceptor of pharmacy students for a period of forty-eight (48) months from the date a North Carolina license is issued to Petitioner.

c. In addition to completing the on-line process for renewing a North Carolina license to practice pharmacy, Petitioner shall submit written proof of his having obtained the

requisite continuing educations for North Carolina licensure renewal for each of the first four renewal periods occurring after a North Carolina license is issued to Petitioner.

This the 19th day of March, 2013.

NORTH CAROLINA BOARD OF PHARMACY

By: 

Jack W. Campbell IV
Executive Director

CERTIFICATE OF SERVICE

I certify that on March 25, 2013, I caused a copy of this Order Regarding Reciprocity to be served on Petitioner by certified mail, return receipt requested at the following address:

[REDACTED]



Jack W. Campbell IV
Executive Director

cc: Miller file

Caroline Juran, Executive Director
Virginia Board of Pharmacy
Perimeter Center
9960 Maryland Drive
Suite 300
Henrico, VA 23233-1463