ORDER SUMMARILY SUSPENDING REGISTRATION

NORTH CAROLINA BOARD OF PHARMACY

In Re:

Andrew Smith (Registration No. 22986)

ORDER SUMMARILY SUSPENDING REGISTRATION

Pursuant to G.S. § 1508-3(c) and 21 N.C.A.C. 46.2006(b), the North Carolina Board of Pharmacy ("Board"), vis Members Gene Minton, E. Lazelle Marks, J. Parker Chesson, Jr., Carol Yates Day, Robert (Joey) McLaughlin, Jr. and William A. Mixon find that the protection of the public health, safety and welfare requires emergency action. Accordingly, the Board hereby Summarily Suspends Registration No. 22986 issued to Andrew Smith ("Respondent Smith"), effective upon service of this Order. Respondent Smith shall immediately cease any practice of pharmacy in North Carolina pending issuance by the Board of a Final Agency Decision.

You may request a hearing on the charges against you by submitting a written request within sixty (60) days of service of this order, pursuant to 21 N.C.A.C. 46. 2004. Within sixty (60) days of receipt of your written request, the Board will issue a notice of hearing with respect to whether the summary suspension should be continued. That notice will advise you of the date and time of the hearing, which will be set within the discretion of the Board. In the event that you request a hearing, this summary suspension remains in effect until the issuance of a further decision by the Board.

If you do not request a hearing as set forth above, you waive the right to contest the Board's decision and the suspension imposed upon you by this order. However, you retain the right to file a written petition for reinstatement of your technician registration at any time following this order.
The Board will set a hearing at a time and place within its discretion and will rule on the petition for reinstatement in its discretion under its duty to consider the public health, safety and welfare.

By Order of the Board, this 16th day of October, 2012.

NORTH CAROLINA BOARD OF PHARMACY

Jack W. Campbell, IV
Executive Director
CERTIFICATE OF SERVICE

I hereby certify that I am an employee of the North Carolina Board of Pharmacy and that on the 22nd, day of October, 2012, I served a copy of the foregoing Order Summarily Suspending Technician Registration No. 22986, upon Respondent Andrew Smith by Federal Express, postage prepaid, and properly addressed to the following:

Andrew Smith

Karen S. Matthew, Director of Investigations and Inspections
North Carolina Board of Pharmacy
STATE OF NORTH CAROLINA
NORTH CAROLINA BOARD OF PHARMACY
COMPLAINT NO. 2012-00139

IN THE MATTER OF
Andrew Smith
(Registration No. 22986)

AFFIDAVIT OF SERVICE

Karen S. Matthew, Director of Investigations and Inspections for the North Carolina Board of Pharmacy, being duly sworn, deposes and says:

Respondent Andrew Smith was served an Order Summarily Suspending his technician registration number 22986, order executed by Jack W. Campbell, IV, Executive Director of the North Carolina Board of Pharmacy on October 16, 2012, in this matter by FedEx Express Service and delivered on October 25, 2012, as evidenced by the FedEx Tracking Delivery Confirmation Receipt attached as Exhibit A.

FURTHER AFFIANT SAYETH NOTHING.

This the 26th day of October, 2012.

Karen S. Matthew, Director
Investigations and Inspections
North Carolina Board of Pharmacy
6015 Farrington Road, Suite 201
Chapel Hill, NC 27517

Sworn to and subscribed before me
This the 26th day of October, 2012.

Cindy R. Partain
Notary Public Name

Cindy R. Partain
Notary Public Signature

My Commission Expires: 10/14/2017
Detailed Results

Tracking no.: 877117807887

Select time format: 12H

Delivered

Shipment Dates
Ship date: Oct 22, 2012
Delivery date: Oct 25, 2012 12:49 PM

Delivered
Signed for by: Signature not required

Destination
Proof of Delivery

Shipment Options

Hold at FedEx Location
Hold at FedEx Location service is not available for this shipment.

Shipment Facts

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<th>Express Saver Envelope</th>
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<td>ANDREW SMITH</td>
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Shipment Travel History

Select time zone: Local Scan Time

All shipment travel activity is displayed in local time for the location

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<th>Activity</th>
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