

BEFORE THE PHARMACY BOARD OF THE STATE OF IOWA

IN THE MATTER OF Summit Pharmacy License No: 5236 RESPONDENT	CASE NO.: 2024-0072 COMBINED STATEMENT OF CHARGES, SETTLEMENT AGREEMENT, AND FINAL ORDER
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COME NOW the Iowa Board of Pharmacy (“Board”) and Summit Pharmacy (“Respondent”) enter into this Combined Statement of Charges, Settlement Agreement, and Final Order (“Order”) pursuant to Iowa Code sections 17A.10(2), 272C.3(4), and 272C.10 and 481 Iowa Administrative Code (“IAC”) 506.35.

A. BACKGROUND

1. **Iowa License.** Respondent holds Iowa pharmacy license number 5236. Respondent’s Iowa pharmacy license is active and will next expire on December 31, 2025.
2. **Practice Setting.** Respondent is a resident pharmacy located in Fairfield, Iowa.
3. **Jurisdiction.** The Board has jurisdiction in this matter pursuant to Iowa Code § 155A.
4. **Stipulated Facts.** On or about April 4, 2024, Respondent reported to the Board that many CII controlled substances had been diverted for personal use over the previous four (4) years by the pharmacist owner. Since the initial investigation in this matter, Summit Pharmacy has changed ownership and has embraced changes to compliance practices. The conduct at issue occurred solely under prior ownership and management. The current ownership was not involved in, nor aware of, the conduct giving rise to this action. In order to facilitate continued access to pharmaceutical care in rural Iowa, the Board accepts the terms outlined herein.

B. STATEMENT OF CHARGES

COUNT I

5. Respondent is charged under 657 IAC rule 36.6(19) (IAC 2024) for willful or gross

negligence.

C. SETTLEMENT AGREEMENT

6. The conduct at issue occurred solely under prior ownership and management. The current ownership was not involved in, nor aware of, the conduct giving rise to this action. However, Respondent acknowledges the Stipulated Facts in the Background section, if proven in a contested case hearing, would constitute grounds for the discipline agreed to in this Order.

7. In order to resolve this matter without proceeding to hearing, Respondent agrees to the terms and conditions set forth below in section D.

8. In accepting this Settlement Agreement, Respondent acknowledges the following:

- a. This Combined Statement of Charges, Settlement Agreement, and Final Order is subject to the approval of the Board and will have no force or effect if it is not accepted by the Board.
- b. Counsel for the State will present this Combined Statement of Charges, Settlement Agreement, and Final Order to the Board *ex parte*.
- c. I have the right to be represented by counsel in this matter.
- d. I understand I have an opportunity to be heard and to contest the allegations against me in a formal hearing before the Board and that by waiving the formal hearing, I waive my right to challenge the allegations against me and all attendant rights, including the right to seek judicial review of the Board's actions.
- e. I waive my ability to review the investigative file in this case.
- f. I understand this Combined Statement of Charges, Settlement Agreement, and Final Order will be part of my permanent licensure file and may be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.
- g. I am voluntarily entering into this Combined Statement of Charges, Settlement Agreement, and Final Order.
- h. Failure to comply with the provisions of this Combined Statement of Charges, Settlement Agreement, and Final Order shall be grounds for further disciplinary action pursuant to Iowa Code § 272C.3(2)(a).
- i. Respondent understands and acknowledges the Board will report this Order to the National Association of Boards of Pharmacy (NABP). The report will reflect the

language included in this Order and shall expressly note that the conduct occurred under prior ownership, and that current ownership has cooperated fully with the Board and implemented corrective compliance measures.

- j. Respondent shall report to other states in which they are licensed within thirty (30) days of execution of this Order.
- 9. This Combined Statement of Charges, Settlement Agreement, and Final Order constitutes discipline against Respondent and is the final agency action in a contested case pursuant to Iowa Code section 17A.10.
- 10. This Combined Statement of Charges, Settlement Agreement, and Final Order shall not preclude the Board from taking additional action against Respondent should Respondent violate laws, rules, or standards of practice administered by the Board in the future. Respondent, under prior ownership, is cited for the conduct described above. Current ownership is warned that failure to comply with Iowa law in the future could result in further action by this Board.
- 11. This Combined Statement of Charges, Settlement Agreement, and Final Order becomes a public record available for inspection and copying upon execution in accordance with the requirements of Iowa Code Chapters 17A, 22, and 272C.
- 12. The Board's approval of this Order shall constitute a **Final Order** of the Board.

D. FINAL ORDER

IT IS THEREFORE ORDERED:

Pursuant to this Settlement Agreement,

- A. **CITATION AND WARNING.** Respondent is CITED for its conduct and WARNED that failure to comply with Iowa law in the future could result in further action by this Board.
- B. **COMPLIANCE WITH LAWS AND RULES.** Respondent shall abide by all state and federal laws and regulations governing the practice of pharmacy.

FOR THE RESPONDENT:

Voluntarily agreed to and accepted by Summit Pharmacy on this _____ day of
Oct 21, 2025 _____, 2025.

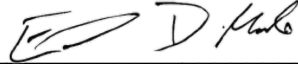


Woody Orne (Oct 21, 2025 13:13:16 CDT)

By: Woody Orne
On behalf of Summit Pharmacy
Respondent

FOR THE IOWA BOARD OF PHARMACY:

Voluntarily agreed to and accepted by the IOWA BOARD OF PHARMACY on this
5 day of November, 2025.



Erik Maki, PharmD
Chairperson
Iowa Board of Pharmacy