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BEFORE THE PHARMACY BOARD OF THE STATE OF IOWA

IN THE MATTER OF

West Conner
233 Bedford Way
Franklin, TN 37064
NRP-51256

RESPONDENT

CASE NO.: 2024-0030

COMBINED STATEMENT OF
CHARGES, SETTLEMENT
AGREEMENT, AND FINAL ORDER

COME NOW the Iowa Board of Pharmacy ("Board") and West Conner ("Respondent"), and 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 657 IAC 35.5.

A. BACKGROUND

1. **Iowa License.** Respondent was most recently issued a non-resident pharmacist-in-charge registration NRP-51256 on December 1, 2020. Respondent's non-resident pharmacist-in-charge registration expired on December 31, 2021.
2. **Practice Setting.** Respondent was the pharmacist-in-charge for DCA Pharmacy in Franklin, Tennessee, and served in that capacity with a lapsed Iowa registration during the time period relevant to these allegations.
3. **Jurisdiction.** The Board has jurisdiction in this matter pursuant to Iowa Code § 155A.
4. **Stipulated Facts.** On or about the date of January 1, 2022, DCA's non-resident pharmacy license lapsed. The license was not reactivated until January 11, 2024. During the relevant time period, Respondent was designated the non-resident pharmacist-in-charge and responsible for ensuring the legal operation of the pharmacy in the state of Iowa.

B. STATEMENT OF CHARGES

COUNT I

4. Respondent is charged under 657 Iowa Administrative Code 8.3(1) with failing to have ensured the legal operation of the pharmacy under Iowa law.

C. SETTLEMENT AGREEMENT

5. Respondent acknowledges that the allegations in the Statement of Charges, if proven in a contested case hearing, would constitute grounds for the discipline agreed to in this Order.

6. In order to resolve this matter without proceeding to hearing, Respondent agrees to the following conditions: Respondent shall pay a civil penalty in the amount of one thousand dollars (\$1,000.00).

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

a. This 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 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) Clearinghouse. The report to the Clearinghouse will reflect the language included in this Order.

12. 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.

13. 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.

14. This 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.

15. The Board's approval of this Order shall constitute a **Final Order** of the Board.

D. FINAL ORDER

IT IS THEREFORE ORDERED:

Respondent Shall Pay a Civil Penalty. Within thirty (30) days of this Order, Respondent shall pay a civil penalty in the amount of one thousand dollars (\$1,000). The check shall be made to the "Treasurer of Iowa" and shall be deposited in the general fund.

FOR THE RESPONDENT:

Voluntarily agreed to and accepted by West Conner on this 25 day of April, 2024.

West Conner
By: West Conner, Respondent

State of Tennessee
County of Williamson Franklin



Signed and sworn to before me on this 25th day of April, 2024, by:

[Signature]

Notary Public, State of Tennessee
Printed Name: Scott Treloar
My Commission Expires: 11/18/2026

FOR THE IOWA BOARD OF PHARMACY:

Voluntarily agreed to and accepted by the **IOWA BOARD OF PHARMACY** on this 7th day of May, 2024.

Kathryn Stone
Chair
Iowa Board of Pharmacy