

BEFORE THE PHARMACY BOARD OF THE STATE OF IOWA

<p>In the Matter Of:</p> <p>SUMMIT PHARMACY OF IOWA, INC.</p> <p>300 West Burlington Ave</p> <p>Fairfield, IA 52556</p> <p>Respondent</p>	<p>CASE NO. 2024-0072</p> <p>STIPULATED AGREEMENT</p> <p>GOVERNING PHARMACY</p> <p>OPERATIONS</p>
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COME NOW the Iowa Board of Pharmacy ("Board") and Summit Pharmacy of Iowa, Inc. ("Respondent"), and enter into the following Stipulated Agreement Governing Pharmacy Operations ("Agreement"):

1. Respondent is an Iowa-licensed pharmacy located at 300 West Burlington Avenue, Fairfield, Iowa 52556.
2. Respondent holds Iowa pharmacy license number 5236 which is currently active through December 31, 2024. Respondent also holds CSA Registration number 1108805.
3. Respondent is owned and operated by Bryan Vander Linden ("Vander Linden"), an Iowa-licensed pharmacist.
4. On April 4, 2024, Vander Linden self-reported to the Board that he had diverted many CII controlled substances for personal use over the previous six (6) years. Vander Linden has agreed to a suspension of his individual pharmacist license for the duration of his contested case proceeding.
5. In order to allow Respondent the opportunity to resolve this matter and the Board to protect public safety, Respondent agrees to the following terms and conditions:
 - a. Respondent shall immediately name a new pharmacist in charge and submit a pharmacy license application reflecting the new pharmacist in charge within ten (10) business days;
 - b. Vander Linden will not be permitted physical access to the Respondent's premises effective immediately upon Board approval of this Agreement;
 - c. Respondent will change all external building locks within forty-eight (48) hours of Board approval of this Agreement;
 - d. Respondent will change all internal cabinet locks, or padlock cabinets, containing drugs within forty-eight (48) hours of Board approval of this Agreement;
 - e. Respondent will change all external and internal keycodes within forty-eight (48) hours of Board approval of this Agreement;
 - f. Respondent will instruct all staff to ensure that Vander Linden is not provided remote access to Google Desktop, the Pioneer software system, or any other pharmacy technology system within forty-eight (48) hours of Board Approval of this Agreement; and
 - g. Respondent will be subject to random inspections by the Board during the pendency of this action.

6. Respondent understands this Agreement will result in its licensure status being changed to "Restricted" in the licensing database until further order of the Board. The only restriction being placed upon the pharmacy's license is that Vander Linden shall not be on the premises or in any way involved in the operation of Respondent during this contested case proceeding.

7. The Respondent shall be able to continue to purchase and sell controlled substances throughout this contested case proceeding.

8. Respondent is freely and voluntarily entering into this Agreement.

9. Respondent understands this Agreement, when fully executed, is a public record and is available for inspection and copying in accordance with the requirements of Iowa Code §§ 22 and 272C.

10. Respondent understands the Board may report this Agreement to the National Association of Boards of Pharmacy ("NABP") Clearinghouse if it is required to do so. The report to the Clearinghouse will reflect the language in the Agreement.

11. This Agreement is subject to approval by the Board. If the Board does not approve the Agreement, it shall be of no force or effect to either party.

12. Should Respondent violate the terms of this Agreement, the Board may initiate action to impose other licensee discipline as authorized by Iowa Code chapters 147, 155A, and 272C.

FOR THE RESPONDENT:

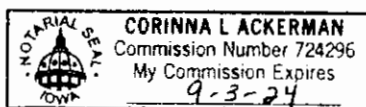
Voluntarily agreed to and accepted by Summit Pharmacy of Iowa, Inc., on this 10 day of May, 2024.

By: Thomas Vander Linden
For: Summit Pharmacy of Iowa, Inc., Respondent

State of Iowa

County of Jefferson

Signed and sworn to before me on this 10th day of May, 2024, by:



Corinna Ackerman
Notary Public, State of Iowa
Printed Name: Corinna Ackerman
My Commission Expires: 9-3-24

FOR THE IOWA BOARD OF PHARMACY:

Voluntarily agreed to and accepted by the **IOWA BOARD OF PHARMACY** on this 21st day of May, 2024.

Kathryn Stone

Chairperson
Iowa Board of Pharmacy