

BEFORE THE ARIZONA STATE BOARD OF PHARMACY

1	In the Matter of:)	
)	FINDINGS OF FACT, CONCLUSIONS
2	DONALD R. FEATHERSTONE)	OF LAW AND BOARD ORDER
	Certificate of Registration)	
3	Number 7899)	NO. 94 - 10 - H
)	

4

5 DIRECTED TO: DONALD R. FEATHERSTONE
6 7640 S. Avenida Foresca
7 Tucson, AZ. 85706

8 Pursuant to the foregoing Consent to Entry of Order, the
9 evidence and records compiled and contained in the file for
10 DONALD R. FEATHERSTONE and for good cause appearing, the Board on
11 this 1st day of December, 1994 enters the following Finding of Fact,
12 Conclusions of Law and Board Order in the Matter of 94-10-H.

FINDINGS OF FACT

I

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14 1. DONALD R. FEATHERSTONE is the holder of Certificate of
15 Registration Number 7899 issued by the Arizona State Board of
16 Pharmacy which permits the holder to practice pharmacy in the State
17 of Arizona.

18 2. That on the 30th day of November, 1994 DONALD R.
19 FEATHERSTONE did enter into a Consent to Entry of Order with the
20 Arizona State Board of Pharmacy admitting that factual allegations
21 contained in the Notice of Hearing Number 94-10-H are true and
22 accurate.

23 3. That DONALD R. FEATHERSTONE admits to violations of A.R.S.
24 § 36-2523 and 21 C.F.R. § 1304.21 to wit:

25 the failure to keep, or cause to be kept, proper records on the
26 receipt and disposition of Controlled Substances at Osco #2333

pharmacy as listed in the Notice of Hearing 94-10-H.

4. That DONALD R. FEATHERSTONE admits to violations of A.R.S. § 36-2525.D and 21 C.F.R. § 1306.21 to wit:

the dispensing of Controlled Substances as listed in Notice of Hearing 94-10-H without valid prescriptions.

5. That DONALD R. FEATHERSTONE is aware of the fact that the conduct contained in the factual allegations constitutes grounds for disciplinary action as provided for in A.R.S. § 32-1927(A)(10) and A.R.S. § 32-1927(B)(2).

CONCLUSIONS OF LAW

II

1. The Board concludes that it has jurisdiction in this Matter pursuant to A.R.S. § 32-1927 (A)(10) and 32-1927(B)(2).

2. The Board concludes that DONALD R. FEATHERSTONE did violate A.R.S. § 36-2523 and 21 C.F.R. § 1304.21 to wit:

the failure to keep, or cause to be kept proper records on the receipt of Controlled Substances at Osco #2333 pharmacy as listed in the Notice of Hearing 94-10-H.

3. The Board concludes that DONALD R. FEATHERSTONE did violate A.R.S. § 36-2525.D and 21 C.F.R. § 1306.21 to wit:

the dispensing of Controlled Substances as listed in Notice of Hearing 94-10-H without valid prescriptions.

4. The Board further concludes that DONALD R. FEATHERSTONE is in violation of A.R.S. § 32-1927(A)(10) and 32-1927(B)(2).

1 of 90% or better within 120 days of the date of this Order.

2 5. DONALD R. FEATHERSTONE shall furnish the Arizona State
3 Board of Pharmacy with a list of all jurisdictions in which he
4 maintains or has maintained licensure in the profession of pharmacy
5 along with the registration number of said licenses.

6 6. DONALD R. FEATHERSTONE is required to advise the Arizona
7 State Board of Pharmacy immediately of any change in pharmacy
8 employment status throughout the term of probation.

9 7. DONALD R. FEATHERSTONE is required to furnish any and all
10 pharmacy employers with a copy of this Board Order throughout the
11 term of probation.

12 8. DONALD R. FEATHERSTONE shall pay all fees and complete all
13 Continuing Education requirements to maintain certificate of
14 registration number 7899 throughout the term of probation.

15 9. DONALD R. FEATHERSTONE shall obey all federal and state
16 laws and rules governing the practice of pharmacy.

17 10. DONALD R. FEATHERSTONE shall bear the responsibility for
18 the release of information forms and reports required by this Order.

19 11. DONALD R. FEATHERSTONE shall bear all costs for testing,
20 rehabilitation, aftercare programs and reports to be filed.

21 12. DONALD R. FEATHERSTONE is required to perform 400 hours of
22 community service in a Board approved program during the time of
23 probation in lieu of a civil penalty in this matter and shall
24 further submit evidence of those hours to the Arizona State Board of
25 Pharmacy prior to December 1st, 1999.

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1 13. DONALD R. FEATHERSTONE shall "hold harmless" the provider
2 of any required reports to the Board of Pharmacy.

3 14. DONALD R. FEATHERSTONE shall appear before the Arizona
4 State Board of Pharmacy on or after December 1st, 1999, then and
5 there to show cause why the probation imposed by this Order should
6 be vacated.

7 15. If DONALD R. FEATHERSTONE violates this Order in any way
8 or fails to fulfill the requirements of this Order, the Board,
9 after giving the Respondent Notice and the opportunity to be heard,
10 may revoke, suspend or take other disciplinary action against the
11 Respondent.

12
13 DATED this ^{5th} 5 day of ~~December~~ ^{January}, 1994

14 ARIZONA STATE BOARD OF PHARMACY

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16 

17 SEAL

By

Llyn A. Lloyd
Executive Director

1 Copies of the foregoing Finding
2 of Fact, Conclusions of Law and
3 Board Order mailed by certified
4 mail this 5th day of ~~DECEMBER~~,
5 1994 to:

6 DONALD R. FEATHERSTONE
7 7640 S. Avenida Foresca
8 Tucson, AZ. 85706

9 and by Courier Mail to:

10 Montgomery Lee
11 Assistant Attorney General
12 1275 W. Washington
13 Phoenix, AZ 85007
14 Attorney for the State

15 and

16 Paula Bickett
17 Assistant Attorney General
18 1275 W. Washington
19 Phoenix, AZ 85007
20 Solicitor General's Office

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Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space permit.
- Attach a "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article-Addressed to:
 DONALD R. FEATHERSTONE
 7640 S. AVENUE FRESNO
 TUCSON, AZ.
 85706

4a. Article Number P-906-025-971

- 4b. Service Type
- Registered Insured
 - Certified COD
 - Express Mail Return Receipt for Merchandise

7. Date of Delivery 12-22-94

5. Signature (Addressee) *[Signature]*

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.