

BEFORE THE ARIZONA STATE BOARD OF PHARMACY

1	In the Matter of:)	
)	FINDINGS OF FACT, CONCLUSIONS
2	ROGER CLERMONT)	OF LAW AND BOARD ORDER
	Certificate of Registration)	
3	Number 9596)	NO. 95 - 11 - H
)	

4

5 DIRECTED TO: ROGER CLERMONT
6 601 N. Kinsley Avenue
7 Winslow, AZ 86047-3625

8 Pursuant to the foregoing Consent to Entry of Order, the
9 evidence and records compiled and contained in the file for
10 ROGER CLERMONT and for good cause appearing, the Board on this 30th
11 day of March, 1995 enters the following Finding of Fact, Conclusions
12 of Law and Board Order in the Matter of 95-11-H.

FINDINGS OF FACT

I

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14 1. ROGER CLERMONT is the holder of Certificate of Registration
15 Number 9596 issued by the Arizona State Board of Pharmacy which
16 permits the holder to practice pharmacy in the State of Arizona.

17 2. That on the 14th day of March, 1995 ROGER CLERMONT did
18 enter into a Consent to Entry of Order with the Arizona State Board
19 of Pharmacy admitting that factual allegations contained in the
20 Notice of Hearing Number 95-11-H are true and accurate.

21 3. That ROGER CLERMONT admits to violations of A.R.S. § 36-
22 2525.D and 21 C.F.R. § 1306.21 to wit:

23 the dispensing of Controlled Substances as listed in Notice of
24 Hearing 94-11-H without valid prescriptions.

25 4. That ROGER CLERMONT is aware of the fact that the conduct
26 contained in the factual allegations constitutes grounds for

1 disciplinary action as provided for in A.R.S. § 32-1927(A)(10) and
2 A.R.S. § 32-1927(B)(2).

3 CONCLUSIONS OF LAW

4 II

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

7 2. The Board concludes that ROGER CLERMONT did violate
8 A.R.S. § 36-2525.D and 21 C.F.R. § 1306.21 to wit:

9 the dispensing of Controlled Substances as listed in Notice of
10 Hearing 95-11-H without valid prescriptions.

11 3. The Board further concludes that ROGER CLERMONT is in
12 violation of A.R.S. § 32-1927(A)(10) and 32-1927(B)(2).

13 ORDER

14 III

15 The certificate of Registration Number 9596 issued to
16 ROGER CLERMONT is hereby suspended for a period of 180 days
17 effective 10 days from the date of this Order.

18 On or after September 30, 1995, ROGER CLERMONT may appear
19 before the Arizona State Board of Pharmacy, then and there to show
20 cause why the suspension should be stayed and a probation be imposed
21 for a period of time commencing at the time the suspension is stayed
22 and continuing to at least September 30th, 2000.

23 Further, if granted said probation would be subject to the following
24 conditions:

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1. ROGER CLERMONT shall not serve as a preceptor pharmacist nor as a pharmacist in charge throughout the term of probation.

2. ROGER CLERMONT shall take and successfully complete the Arizona Jurisprudence Examination (AZPLEX) with a score of 90% or within 180 days of the date of this order.

3. ROGER CLERMONT shall furnish the Arizona State Board of Pharmacy with a list of all jurisdictions in which he maintains or has maintained licensure in the profession of pharmacy along with the registration number of said licenses.

4. ROGER CLERMONT is required to advise the Arizona State Board of Pharmacy immediately of any change in pharmacy employment status throughout the term of probation.

5. ROGER CLERMONT is required to furnish any and all pharmacy employers with a copy of this Board Order throughout the term of probation.

6. ROGER CLERMONT shall pay all fees and complete all Continuing Education requirements to maintain certificate of registration number 9596 throughout the term of probation.

7. ROGER CLERMONT shall obey all federal and state laws and rules governing the practice of pharmacy.

8. ROGER CLERMONT shall bear the responsibility for the release of information forms and reports required by this Order.

9. ROGER CLERMONT is required to perform 200 hours of community service in a Board approved program during the time of

1 probation in lieu of a civil penalty in this matter and shall
2 further submit evidence of those hours to the Arizona State Board of
3 Pharmacy prior to September 30, 2000.

4 10. ROGER CLERMONT shall "hold harmless" the provider of any
5 required reports to the Board of Pharmacy.

6 11. ROGER CLERMONT shall appear before the Arizona State Board
7 of Pharmacy on or after September 30, 2000, then and there to show
8 cause why the probation imposed by this Order should be vacated.

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

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DATED this 4th day of APRIL, 1995

ARIZONA STATE BOARD OF PHARMACY

SEAL

By *Llyn A. Lloyd*
Llyn A. Lloyd
Executive Director

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Copies of the foregoing Finding of Fact, Conclusions of Law and Board Order mailed by certified mail this 4th day of APRIL, 1995 to:

ROGER CLERMONT
601 N. Kinsley Avenue
Winslow, AZ 86047-3625

and by Courier Mail to:

Montgomery Lee
Assistant Attorney General
1275 W. Washington
Phoenix, AZ 85007
Attorney for the State

and

Paula Bickett
Assistant Attorney General
1275 W. Washington
Phoenix, AZ 85007
Solicitor General's Office

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	3. Article Addressed to:		4a. Article Number	
	ROGER CLERMONT 601 N. KINSLEY AVE. WINSLOW, AZ, 86047-3625		P 199-170-751	
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