

VIRGINIA:

BEFORE THE BOARD OF PHARMACY

IN RE: JESSICA R. BRASHEAR, PHARMACY TECHNICIAN  
Registration No. : 0230-010145

CONSENT ORDER

In lieu of a formal administrative hearing, the Virginia Board of Pharmacy ("Board") and Jessica R. Brashear as evidenced by their signatures affixed below, agree to enter into this Consent Order affecting the registration of Ms. Brashear to practice as a pharmacy technician in Virginia.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Jessica R. Brashear holds registration number 0230-010145 issued by the Board to practice as a pharmacy technician in the Commonwealth of Virginia. Said registration was summarily suspended on August 22, 2007.

2. Ms. Brashear violated § 54.1-3322(2) of the Code, in that she diverted quantities of controlled substances for her personal and unauthorized use. Specifically, by her own admission, between approximately December 17, 2006 and March 27, 2007, during the course of her employment as a pharmacy technician at Walgreens #04616, Portsmouth, Virginia, she diverted approximately 11,342 dosage units of varying strengths of Vicodin and Vicodin ES (hydrocodone bitartrate with Acetaminophen, Schedule III), 200 dosage units of varying strengths of Lortab and Lorcet (hydrocodone bitartrate with Acetaminophen, Schedule III), 60 dosage units of Viagra (sildenafil citrate, Schedule VI) and 10 dosage units of amoxicillin, Schedule VI. As a result she was terminated from her employment.

CONSENT

Jessica R. Brashear, by affixing her signature hereon, agrees to the following:

1. She has been advised specifically to seek the advice of counsel prior to signing this document;
2. She is fully aware that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A), et seq., of the Code;
3. She has the following rights, among others:
  - a. the right to a formal administrative hearing before the Board;
  - b. the right to representation by counsel; and

- c. the right to cross-examine witnesses against her.
- 4. She waives all rights to a formal hearing;
- 5. She admits the truth of the above Findings of Fact; and
- 6. She consents to the following Order affecting her registration to practice as a pharmacy technician in the Commonwealth of Virginia.

ORDER

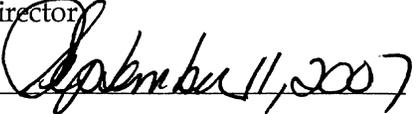
WHEREFORE, on the basis of the foregoing Findings of Fact and Conclusions of Law, and with the consent of Ms. Brashear, it is hereby ORDERED that the registration of Jessica R. Brashear be, and hereby is, REVOKED.

Upon entry of this Consent Order, the registration of Ms. Brashear will be recorded as revoked and no longer current. Consistent with the terms of this Consent Order, in the event that Ms. Brashear seeks reinstatement of her registration, she shall be responsible for any fees that may be required for the reinstatement and renewal of her registration prior to issuance of her registration to resume practice.

Pursuant to § 2.2-4023 and § 54.1-2400.2 of the Code of Virginia, the signed original of this Consent Order shall remain in the custody of the Department of Health Professions as a public record and shall be made available for public release, inspection and copying upon request.

FOR THE BOARD:

  
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Elizabeth Scott Russell  
Executive Director

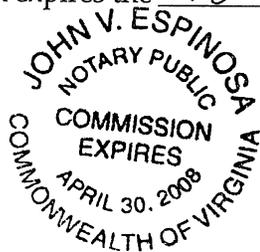
ENTERED: 

SEEN AND AGREED TO:

  
\_\_\_\_\_  
Jessica R. Brashear

COMMONWEALTH OF VIRGINIA  
CITY/COUNTY OF PORTSMOUTH

Subscribed and sworn to before me, a Notary Public in and for the city/county of PORTSMOUTH, this 8 day of SEP, 2007 by Jessica R. Brashear. My commission expires the 30 day of APR, 2008.



14352398

John V. Espinosa  
Notary Public

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Consent Order was mailed to Jessica R. Brashear at 407 Beechdale Road, Portsmouth, Virginia 23701, on the 11<sup>th</sup> day of September, 2007.

Cathy M. Reiniers Day  
Cathy M. Reiniers Day  
Deputy Executive Director

Jessica Brashear  
JESSICA BRASHEAR