

1 4. Respondent understands that this Consent Agreement or any part of the
2 agreement may be considered in any future disciplinary action by the Board against him.

3 5. Respondent understands this Consent Agreement deals with Board
4 Complaint No. 3537 involving allegations of unprofessional conduct against Respondent.
5 The investigation into these allegations against Respondent shall be concluded upon the
6 Board's adoption of this Consent Agreement.

7 6. Respondent understands that this Consent Agreement does not constitute a
8 dismissal or resolution of any other matters currently pending before the Board, if any,
9 and does not constitute any waiver, express or implied, of the Board's statutory authority
10 or jurisdiction regarding any other pending or future investigation, action or proceeding.

11 7. Respondent also understands that acceptance of this Consent Agreement
12 does not preclude any other agency, subdivision, or officer of this State from instituting
13 any other civil or criminal proceedings with respect to the conduct that is the subject of
14 this Consent Agreement.

15 8. Respondent acknowledges and agrees that, upon signing this Consent
16 Agreement and returning this document to the Board's Executive Director, he may not
17 revoke his acceptance of the Consent Agreement or make any modifications to the
18 document regardless of whether the Consent Agreement has been signed by the
19 Executive Director. Any modification to this original document is ineffective and void
20 unless mutually agreed by the parties in writing.

21 9. Respondent understands that the Consent Agreement shall not become
22 effective unless and until adopted by the Board and signed by its Executive Director.

23 10. If a court of competent jurisdiction rules that any part of this Consent
24 Agreement is void or otherwise unenforceable, the remainder of the Consent Agreement
25 shall remain in full force and effect.

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1 11. Respondent understands and agrees that if the Board does not adopt this
2 Consent Agreement, he will not assert as a defense that the Board's consideration of this
3 Consent Agreement constitutes bias, prejudice, prejudgment or other similar defenses.

4 12. Respondent understands that this Consent Agreement is a public record that
5 may be publicly disseminated as a formal action of the Board and may be reported as
6 required by law to the National Practitioner Data Bank and the Healthcare Integrity and
7 Protection Data Bank.

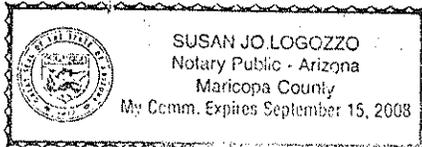
8 13. Respondent understands that any violation of this Consent Agreement
9 constitutes unprofessional conduct and may result in disciplinary action. A.R.S. §§ 32-
10 1901.01(B)(20), -1927(A)(1).

11 **ACCEPTED AND AGREED BY RESPONDENT**

12 Richard Mullins Dated: 8-11-08
13 Richard Mullins

14 Subscribed and sworn to before me in the County of Maricopa, State of Arizona,
15 this 11 day of Aug., 2008, by Richard Mullins.

16 Susan J. Logozzo
17 NOTARY PUBLIC



18 My Commission expires: 09/15/08

19 **FINDINGS OF FACT**

20 1. The Board is the duly constituted authority for licensing and regulating the
21 practice of pharmacy in the State of Arizona.

22 2. Respondent is the holder of license number S011395 to practice as a
23 pharmacist in the State of Arizona.

24 3. During all times relevant to these Findings, Respondent worked as a
25 pharmacist at CVS Pharmacy #00033 in Tempe, Arizona (the "Pharmacy").
26

- 1 1. Respondent shall immediately sign a five-year agreement with Pharmacists
2 Assisting Pharmacists of Arizona ("PAPA").
- 3 2. Respondent's failure to abide by the PAPA agreement is a violation of this
4 Order.
- 5 3. Respondent shall pay all necessary fees and complete all Continuing
6 Education requirements throughout the term of his probation to maintain Pharmacist
7 License No. S011395.
- 8 4. Respondent shall furnish all pharmacy employers with a copy of this Board
9 Order throughout the term of his probation.
- 10 5. Respondent shall not serve as a preceptor pharmacist or pharmacist in
11 charge throughout the term of his probation.
- 12 6. Respondent shall advise the Board immediately of any change in pharmacy
13 employment status throughout the term of his probation.
- 14 7. Respondent shall furnish the Board with a list of all jurisdictions in which
15 he maintains or has maintained licensure in the profession of pharmacy along with the
16 registration numbers of the licenses.
- 17 8. Respondent shall obey all federal and state laws and rules governing the
18 practice of pharmacy.
- 19 9. If Respondent violates this order in any way or fails to fulfill the
20 requirements of this order, the Board, after giving the Respondent notice and the
21 opportunity to be heard, may revoke, suspend or take other disciplinary actions against
22 the Respondent's license. The issue at such a hearing will be limited solely to whether
23 Respondent has violated this order.
- 24 10. Respondent shall appear before the Board at a regularly scheduled Board
25 meeting five years after the effective date of this Order to request that the probation
26

1 imposed by this order be terminated. Respondent's failure to petition the Board to
2 terminate the probation shall extend the probation period.

3 DATED this 11 day of Sept., 2008.

4 ARIZONA STATE BOARD OF PHARMACY

5 (Seal)

6 By: 
7 HAL WAND, R.Ph.
8 Executive Director

9
10
11 ORIGINAL OF THE FORGOING FILED
12 this 11 day of Sept., 2008, with:

13 Arizona State Board of Pharmacy
14 1700 West Washington, Suite 250
15 Phoenix, Arizona 85007

16 EXECUTED COPY OF THE FOREGOING MAILED
17 BY FIRST-CLASS and CERTIFIED MAIL
18 this 11 day of Sept., 2008, to:

19 Richard Mullins
20 14215 N. Calle Del Ori
21 Fountain Hills, Arizona 85268

22 EXECUTED COPY OF THE FOREGOING MAILED
23 this 11 day of Sept., 2008, to:

24 Elizabeth A. Campbell
25 Assistant Attorney General
26 1275 W. Washington Street, CIV/LES
Phoenix, Arizona 85007

