

1 99-008-HO

2 **BEFORE THE ARIZONA STATE BOARD OF PHARMACY**

3 In The Matter of:

FINDINGS OF FACT, CONCLUSIONS
OF LAW AND BOARD ORDER

4 JOHN F. COOK)
Certificate of Registration)
5 Number 7661)
_____)

NO. 99-0008-PHR

7 DIRECTED TO: JOHN F. COOK
7556 E. Hampton
8 Tucson, AZ 85715

9 Pursuant to the foregoing Consent to Entry of Order, the evidence and records compiled
10 and contained in the file for JOHN F. COOK and for good cause appearing, the Board on this 6th
11 day of May, 1999 enters the following Findings of Fact, Conclusions of Law and Board Order.

12 **FINDINGS OF FACT**

13 **I**

14 1. JOHN F. COOK is the holder of Certificate of Registration Number 7661 issued by the
15 Arizona State Board of Pharmacy which permits the holder to practice pharmacy in the State of
16 Arizona.

17 2. On August 25, 1996, JOHN F. COOK entered into a contract with the Pharmacists
18 Assisting Pharmacists of Arizona (PAPA) program, a program that treats and rehabilitates
19 pharmacists who are or have been impaired by alcohol or drug abuse. On August 18, 1997 JOHN
20 F. COOK violated his PAPA contract by testing positive for ethanol.

21 3. After a conference with members of the Board, a new contract with PAPA was signed
22 on September 13, 1997.

23 4. On February 24, 1999 JOHN F. COOK violated the second contract with PAPA by
24 testing positive for ethanol.

25 5. JOHN F. COOK admits that he violated A.R.S. § 32-1927 (A) (5) to wit:

1 The licensee is addicted to the use of alcohol or drugs to such a degree as to render the
2 licensee unfit in the opinion of the Board to practice the profession of pharmacy.

3 Further, JOHN F. COOK admits that on or about the 24th day of February, 1999 he
4 violated his PAPA contract by testing positive for ethanol.

5 CONCLUSIONS OF LAW

6 II

7 1. The Board concludes that it has jurisdiction in this matter pursuant to A.R.S. § 32-1927
8 (A) (5).

9 2. The Board concludes that JOHN F. COOK violated his PAPA contract by testing
10 positive for ethanol on or about the 24th day of February, 1999.

11 3. The Board concludes that JOHN F. COOK violated A.R.S. § 32-1927 (A) (5) to wit:

12 The licensee is addicted to the use of alcohol or drugs to such a degree as to render the
13 licensee unfit in the opinion of the Board to practice the profession of pharmacy.

14 ORDER

15 III

16 JOHN F. COOK shall surrender wall Certificate of Registration Number 7661 and his
17 current renewal form on the 16th day of March, 1999. The Certificate of Registration shall be
18 suspended for a period of thirty (30) days, followed by a probation at least until the 6th day of
19 May, 1999. The suspension and the probation are subject to the following conditions:

20 1. JOHN F. COOK shall appear before the Board on the 16th day of June, 1999.

21 JOHN F. COOK shall provide satisfactory evidence to the Board that he can safely engage in the
22 practice of pharmacy. At that time, the Board shall determine whether to continue or terminate
23 the probation and whether or not a new contract with PAPA shall be signed based on the evidence
24 provided.

25 2. JOHN F. COOK shall pay all fees and complete all Continuing Education requirements

1 throughout the terms of suspension and probation to maintain Certificate of Registration Number
2 7661.

3 3. JOHN F. COOK shall obey all federal and state laws and rules governing the practice
4 of pharmacy.

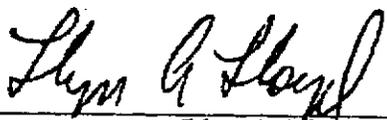
5 4. JOHN F. COOK shall promptly furnish any and all pharmacy employers with a copy of
6 this Findings of Fact, Conclusions of Law and Board Order.

7 5. If JOHN F. COOK violates this Order in any way or fails to fulfill the requirements of
8 this Order, the Board, after giving him notice and the opportunity to be heard, may revoke,
9 suspend or take other disciplinary action against him.

10 **DATED this 6th day of May, 1999**

11
12 **ARIZONA STATE BOARD OF**
13 **PHARMACY**

14
15 **SEAL**

16 By 
17 Lyn A. Lloyd
18 Executive Director
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22
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24
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26

1 99-08-OA

2 **BEFORE THE ARIZONA STATE BOARD OF PHARMACY**

3 In the Matter of :

4 JOHN F. COOK)
5 Certificate of Registration)
6 Number 7661)

AMENDED BOARD ORDER

NO. 99-0008-PHR

7 DIRECTED TO: JOHN F. COOK
8 7556 E. Hampton
9 Tucson, AZ 85715

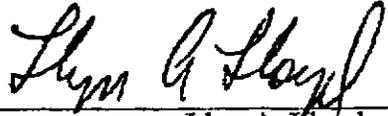
10 This Matter came before the Arizona State Board of Pharmacy on the 16th day of June, 1999
11 pursuant to a request by the Respondent, to amend the Order in the matter of 99-0008-PHR by removing
12 the probation imposed. Dennis McAllister president, presided with vice president Eugene Drake and
13 members Daniel Jacob, Susan Ford, Bill Jones, and Gerald Ritt in attendance and participating therein.

14 The Board heard testimony on the Respondent's compliance with the Pharmacists Assisting
15 Pharmacists of Arizona (PAPA) contract and the Order. After deliberation on the testimony presented,
16 the Board unanimously agreed to amend the Order by suspending Certificate of Registration Number
17 7661 issued to JOHN F. COOK at least until the 9th day of September, 1999. JOHN F. COOK shall
18 appear on the 9th day of September, 1999 to show cause why the suspension imposed in this matter
19 should be stayed and a probation imposed. All other conditions as listed in Board Order Number 99-
20 0008-PHR remain intact.

21 DATE of this Amended Order is the 16th day of June, 1999

22 **ARIZONA STATE BOARD OF PHARMACY**

23
24
25 **SEAL**

26 By 
Llyn A. Lloyd
Executive Director

1 99-08-OA2

2 **BEFORE THE ARIZONA STATE BOARD OF PHARMACY**

3 In the Matter of:

4 JOHN F. COOK
5 Certificate of Registration
6 Number 7661

AMENDED BOARD ORDER

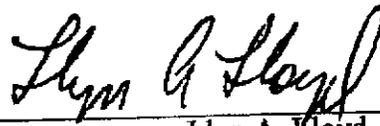
NO. 99-0008-PHR

7 DIRECTED TO: JOHN F. COOK
8 7556 E. Hampton
9 Tucson, AZ 85715

10 This Matter came before the Arizona State Board of Pharmacy on the 9th day of September, 1999
11 pursuant to a request by the Respondent, to amend the Order in the matter of 99-0008-PHR by removing
12 the suspension and imposing a five (5) year probation. Dennis McAllister president, presided with vice
13 president Eugene Drake and members Daniel Jacob, Susan Ford, Bill Jones, and Gerald Ritt in attendance
14 and participating therein. The Board heard testimony on the Respondent's compliance with the
15 Pharmacists Assisting Pharmacists of Arizona (PAPA) contract and the Order. After deliberation on the
16 testimony presented, the Board unanimously agreed to amend the Order by imposing a probation on
17 Certificate of Registration Number 7661 issued to JOHN F. COOK at least until the 9th day of September,
18 2004. JOHN F. COOK shall appear on or after the 9th day of September, 2004 to request that the
19 probation imposed in this matter should be terminated. All other conditions as listed in Board Order
20 Number 99-0008-PHR remain intact.

21 DATE of this Amended Order is the 9th day of September, 1999

22 **ARIZONA STATE BOARD OF PHARMACY**

23
24 By 
25 Llyn A. Lloyd
26 Executive Director

SEAL

1 99-08-OA2

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3 In the Matter of :

4 JOHN F. COOK
5 Certificate of Registration
6 Number 7661

AMENDED BOARD ORDER

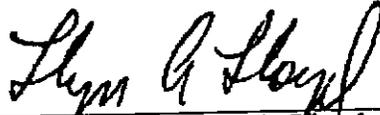
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21 DATE of this Amended Order is the 9th day of September, 1999

22 **ARIZONA STATE BOARD OF PHARMACY**

23
24 By 
25 Lyn A. Lloyd
26 Executive Director

SEAL

1 Copies of the foregoing Finding
2 of Fact, Conclusions of Law and
3 Board Order mailed by certified
4 mail this 20th day of May, 1999
5 to:

6 JOHN F. COOK
7 7556 E. Hampton
8 Tucson, AZ 85715

9 and by Courier Mail to:

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

15 and

16 Tom Dennis
17 Assistant Attorney General
18 1275 W. Washington
19 Phoenix, AZ 85007
20 Civil Appeals Section

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