**STATE OF RHODE ISLAND**
**AND PROVIDENCE PLANTATIONS**

**DEPARTMENT OF HEALTH**
**HEALTH SERVICES REGULATION**
**BOARD OF PHARMACY**

**vs.**

**GARY DOMBROWSKI, RPH (RPH02493)**

# CONSENT ORDER

Pursuant to Rhode Island General Laws Section 5-19.1-21 and the Rules and Regulations promulgated thereunder, the Department of Health, Board of Pharmacy (hereinafter "Department") has investigated a complaint charging Gary Dombrowski (hereinafter "Respondent"), with violations of Chapter 5-19.1 of the Rules and Regulations. After consideration by the Department, the following constitutes the Findings of Fact with respect to the professional performance of the Respondent.

1. That on December 9, 2009, Respondent voluntarily surrendered his license as a registered pharmacist indefinitely for violations relating to refilling without authorization, prescriptions for the chronic condition of an elderly family member.
2. Presently, Respondent seeks to reinstate his license as a registered pharmacist in the State of Rhode Island.

The parties agree as follows:

1. Respondent admits to the jurisdiction of the Department and hereby agrees to remain under the jurisdiction of the Department.
2. Respondent has read this Consent Order and understands that it is a proposal of the Department and is subject to final ratification by the Department. This Consent Order and the contents herein are not binding on Respondent until final ratification by the Department.

3. Respondent hereby acknowledges and waives:
    a) The right to appear personally or by counsel or both before the Department;
    b) The right to produce witnesses and evidence in its behalf at a hearing;
    c) The right to cross-examine witnesses;
    d) The right to have subpoenas issued by the Department;
    e) The right to further procedural steps except for those specifically contained herein;
    f) Any and all rights of appeal of this Consent Order;
    g) Any objection to the fact that this Consent Order will be presented to the Department for consideration and review;
    h) Any objection to the fact that it will be necessary for the Department to become acquainted with all evidence pertaining to this matter in order to adequately review this Consent Order;
    i) Any objection to the fact that the Department, in reviewing this Consent Order, may be the same, as the hearing committee presiding over this matter should it later be brought to an administrative hearing.
    j) Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order to the Department.
4. This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties and accepted by the Department.
5. Acceptance by the Respondent and approval by the Department of this Consent Order constitutes an admission of the facts contained herein.
6. Respondent's license shall be reinstated subject to the following terms:
    a. Respondent agrees to notify the Department, in writing, within fifteen (15) days of accepting a position as a registered pharmacist.
    b. For a period of two (2) years after accepting the employment subject to the notice requirements of subparagraph a. above, Respondent shall notify the Board in writing of any change in his employment status.

c. For a period of two (2) years after accepting employment subject to the requirements of subparagraph a. above, Respondent shall notify the Board in writing of any disciplinary action taken against him by any employer.

7. That should Respondent violate the terms of this Consent Order, Respondent shall be subject to further disciplinary sanctions.

12-1-2011
Date

Gary Dombrowski, RPh
License #RPH02493

Approved on this 15 day of December 2011

Jonathan M. Mundy, RPh
Chairperson
Rhode Island Board of Pharmacy