State of Rhode
Rhode Island Department of Health

IN THE MATTER OF:
BRADLEE F. HAGGERTY
License Number: PH108209
Case No. C19-1615

CONSENT AGREEMENT
AND VOLUNTARY SURRENDER OF LICENSE

Pursuant to R.I. Gen. Laws § 5-19.1 *et seq.* and R.I. Gen. Laws § 42-35-1 et seq. including the Rhode Island Rules and Regulations related to Pharmacy promulgated in the Rhode Island Code of Regulations at 216-RICR-40-15-1, the Board of Pharmacy (hereinafter "Board") has investigated a complaint charging BRADLEE F. HAGGERTY (hereinafter "Respondent"), with conduct subject to disciplinary proceedings. After review and consideration by The R.I. Department of Health (RIDOH) and the Board with respect to the Respondent's conduct, the following are and shall constitute:

FINDINGS OF FACT

1. At all relevant times hereto, Respondent held a Pharmacy Technician licensed to practice in Rhode Island under license number PH108209
2. At relevant times in this matter, Respondent was employed as a pharmacy technician at CVS Pharmacy, Hartford Avenue, Johnston, RI.
3. Evidence was given to RI Department of Health (RIDOH) that Respondent diverted pharmaceutical medication pills and/or tablets which were not his prescription.
4. On or about October 23, 2019 Respondent, while employed as a pharmacy technician I at CVS Pharmacy, 1400 Hartford Avenue, Johnston, RI, admitted to having taken from his employer, CVS, approximately (186) pharmaceutical pills which were not his property or his prescription.

5. On or about October 23, 2019 Respondent admitted to a Johnston Police Officer that he had stolen the prescription medication described above from his place of employment, CVS Pharmacy, 1400 Hartford Avenue, Johnston, RI.

6. On or about October 26, 2019, Respondent after being pulled over for a traffic violation by a North Providence Police Officer Respondent was found with additional controlled and non-controlled pharmaceuticals in his possession. Respondent admitted to the North Providence Police Officer that he had stolen these pharmaceuticals from his place of employment at CVS, Hartford Avenue, Johnston, RI.
7. This evidence described herein was sent to RIDOH by CVS Pharmacy, Johnston Police Department and North Providence Police Department.
8. On or about December 12, 2019, January 4, 2020 RIDOH, January 14, 2020 RIDOH, January 22, 2020 RIDOH sent letters to Respondent requiring a response to this allegation. No response was received from the Respondent.
9. On or about January 14, 2020 RIDOH sent an email to the Respondent asking for a response to these allegations. No response was received from the Respondent.
10. On March 2, 2020, RIDOH mailed a copy of the Revocation Order to the Respondent by certified mail to 266 Fruit Hill Avenue, North Providence, RI. On March 3, 2020, RIDOH mailed a copy of the Revocation Order to the Respondent by certified mail to 125 Lyman Avenue, North Providence, RI. No response was received from either mailing.
11. On or about February 20, 2020, the Board of Pharmacy Investigative Committee reviewed this matter, found the Respondent diverted pharmaceuticals from his place of employment, and determined "unprofessional conduct" in this case. The Board determined that discipline was appropriate in this case.
12. This Respondent also failed to respond to the Board of Pharmacy and thereby did violate the RI Rules and Regulations for Pharmacy at 216-RICR-40-15-1.16.3(C); the regulation at the time of the offense was 216-RICR-40-15-1.15.3(C).
13. The conduct described herein at paragraphs herein constitutes unprofessional conduct pursuant to RIGL §5-19.1-21(2) and 216-RICR-40-15 §§ 1.3(A)(4); 1.3(A)(5); 1.12(F); 1.15.3(C) of the Rhode Island Rules and Regulations Pertaining to Pharmacy. See 216-

RICR-40-15-1, et seq.

14. The Board of Pharmacy has the authority to impose discipline in accordance with R.I. Gen. Laws §5-19.1-21 and Pharmacy Regulations 216-RICR-40-15-1.15.2.

ACCORDINGLY, AND BASED ON THE FOREGOING

RIDOH and the Respondent hereby agree to the following disposition of this complaint:

1). The Respondent admits to the jurisdiction of the Board.

2). The Respondent has read this Consent Agreement and understands that this Consent Agreement is voluntarily entered into by him and the Voluntary Surrender shall become binding once signed by the Respondent and the Board.

3). The Respondent agrees to Voluntarily Surrender his RI Pharmacy Tech License for a period of two years from the date of Ratification of this Agreement.

4). The Respondent agrees to Appear before the Board of Pharmacy after that (2) two year period has run if he ever wishes to apply for an RI Pharmacy Tech License in the future.

5). The Respondent agrees to present evidence of his rehabilitation during that appearance and/or the Board may request signed documentation of rehabilitative steps in any future applications.

6). The Respondent understands he must re-apply for a Pharmacy Tech License in the future and that the RI Board of Pharmacy reserves the right to review this application and take his appearance into account in the future when voting on any future applications by him.

7). The Respondent hereby acknowledges and waives:

a. The right to an administrative hearing on this matter;
b. The right to represent himself or be represented by an attorney of Respondent's own choosing at said hearing;
c. The right to produce testimony, witnesses, and evidence on Respondent's behalf; at a hearing; and
d. Any and all rights of appeal.

4). Respondent voluntarily surrenders his Pharmacy Technician license for a period of two years.

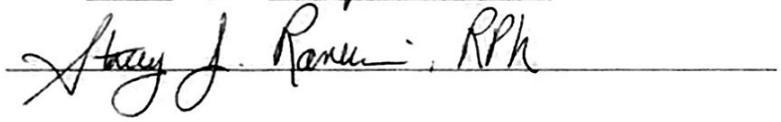
5). RIDOH staff and/or the Pharmacy Board may use this voluntary surrender as a factor in considering any future application for a Pharmacy Technician license by the Respondent and the Board may request signed documentation of rehabilitative steps in any future applications.

6). This document will be a public record.

Signed this 10th day of September, 2020.

BRADLEE F. HAGGERTY, Respondent

Ratified by the Chairperson, RI Board of Pharmacy,
on the 10 day of September 2020.



Stacey Ranucci, BPharm, RPh, Chairperson, RI Board of Pharmacy