



IN THE MATTER OF:

CASE No. 2014-1787-A

Trista Williamson, RPh
186 Holiday Lane
Fort Thomas, KY 41075

License No. 03-3-31430

SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF PHARMACY

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Trista Williamson, for the purpose of resolving all issues between the parties relating to the Board investigation of an error in dispensing. Together, the Board and Trista Williamson are referred to hereinafter as “the parties.”

JURISDICTION

1. Pursuant to Section 4729.16 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Sections 4729.07 and 4729.08 of the Ohio Revised Code to practice pharmacy in the state of Ohio.
2. Trista Williamson is an Ohio-licensed pharmacist under license number 03-3-31430.

FACTS

1. On or about August 12, 2014, the Board initiated an investigation of Trista Williamson, pharmacist license number 03-3-31430, related to Trista Williamson misbranding a drug within the meaning of ORC 3715.64.
2. On or about March 30, 2017, the Board sent a Notice of Opportunity for Hearing to Trista Williamson, which outlined the allegations and provided notice of her right to a hearing, her rights in such hearing, and her right to submit contentions in writing.
3. On or about April 13, 2017, Trista Williamson timely requested an administrative hearing, which was subsequently scheduled for January 10, 2018.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

77 South High Street, 17th Floor, Columbus, Ohio 43215



NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Trista Williamson neither admits nor denies the allegations stated in the Notice of Opportunity for hearing letter dated March 30, 2017; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. Trista Williamson agrees to pay to the Board a monetary penalty in the amount of \$2,500.00, by means of a cashier's check made payable to "Treasurer, State of Ohio," mailed with the enclosed form to the Board, 77 South High Street, 17th Floor, Columbus, Ohio 43215-6126, no later than 30 days from the effective date of this Agreement.
4. Trista Williamson must obtain, within 90 days from the effective date of this Agreement, 9 hours of approved continuing pharmacy education (0.9 CEUs) in medication errors and/or patient safety, which may not also be used for license renewal. Copies of completed CEUs must be e-mailed to legal@pharmacy.ohio.gov.
5. Trista Williamson agrees to continue training in Best Practices.
6. Trista Williamson agrees to participate in all safety meetings.
7. Trista Williamson agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
8. Trista Williamson understands that she has the right to be represented by counsel for review and execution of this agreement.
9. Trista Williamson agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction in which she currently holds a professional license, including to the Board on renewal applications or applications for a new license.
10. Trista Williamson waives an opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and specifically withdraws her request for a hearing in this matter and waives any right to an appeal.
11. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.

12. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
13. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
14. This Agreement shall become effective upon the date of the Board President's signature below.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the parties to this Agreement have executed it and/or cause it to be executed by their duly authorized representatives.

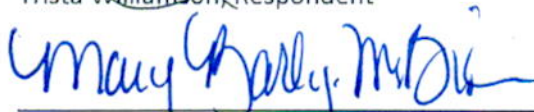
Approved by:



Trista Williamson, Respondent

9/14/17

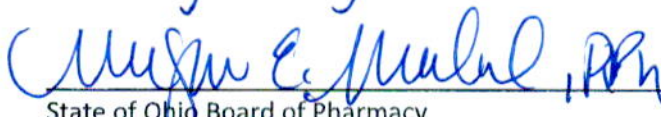
Date of Signature



Mary Barley-McBride, Attorney for Respondent

9.29.2017

Date of Signature



State of Ohio Board of Pharmacy

10/10/17

Date of Signature



Ohio Assistant Attorney General

10/11/2017

Date of Signature



**STATE OF
OHIO**
BOARD OF PHARMACY

**NOTICE OF OPPORTUNITY FOR HEARING
PROPOSAL TO TAKE DISCIPLINARY ACTION AGAINST LICENSEE**

IN THE MATTER OF:

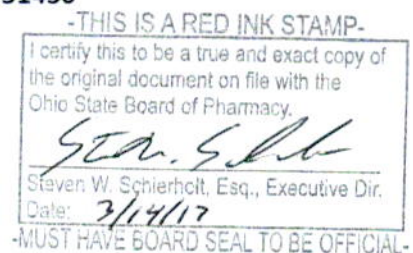
CASE NO. 2014-1787

Trista Williamson
186 Holiday Lane
Fort Thomas, KY 41075

License No. 03-3-31430

March 14, 2017

Dear Ms. Trista Williamson:



You are hereby notified, in accordance with the provisions of Section 119.07 of the Ohio Revised Code the State of Ohio Board of Pharmacy (Board) proposes to take action against your license for violations of Chapter 4729. of the Revised Code and Section 4729 of the Administrative Code under authority of Section 4729.16 of the Revised Code.

JURISDICTION

1. Pursuant to Section 4729.16 of the Ohio Revised Code (ORC) and the rules adopted thereunder, the Board has the authority to revoke, suspend, limit, place on probation, or refuse to grant or renew an identification card issued to a pharmacist or pharmacist applicant for reciprocal registration in the state of Ohio. Additionally, Section 4729.16 of the Revised Code grants the Board the authority to impose a monetary penalty or forfeiture not to exceed in severity any fine designated under the Revised Code for a similar offense or \$500 if the acts committed have not been classified as an offense by the Revised Code.
2. Rule 4729-05-04 of the Ohio Administrative Code (OAC) provides that the Board may deny the issuance of a certificate of registration or an identification card to practice pharmacy as a pharmacist in Ohio.
3. Trista Williamson is a licensed pharmacist in the state of Ohio under license number 03-331430.

ALLEGATIONS

1. On or about January 3, 2014, you misbranded a drug within the meaning of ORC 3715.64, to wit: you received a prescription under prescription number 01400405-6240572 for clomiphene 50mg tablets for patient D.B. and caused another to dispense clomipramine 50mg capsules, which was not specifically prescribed by the physician.



2. During an investigation concerning an error in dispensing which occurred on or about January 3, 2014, the board discovered that you made seventy (70) additional errors in dispensing while employed at The Kroger Company Central Prescription Processing located 101 Knightsbridge Drive, Hamilton, OH.
3. On or about January 4, 2013 through December 4, 2013, while employed at The Kroger Company Central Prescription Processing located 101 Knightsbridge Drive, Hamilton, OH, you verified and dispensed in error thirty-four (34) prescriptions.
4. On or about January 3, 2014 through November 3, 2014, while employed at The Kroger Company Central Prescription Processing located 101 Knightsbridge Drive, Hamilton, OH, you verified and dispensed in error thirteen (13) prescriptions.
5. On or about February 20, 2015 through December 31, 2015, while employed at The Kroger Company Central Prescription Processing located 101 Knightsbridge Drive, Hamilton, OH, you verified and dispensed in error sixteen (16) prescriptions.
6. On or about January 1, 2016 through June 1, 2016, while employed at The Kroger Company Central Prescription Processing located 101 Knightsbridge Drive Hamilton, OH, you verified and dispensed in error seven (7) prescriptions.
7. On or about August 19, 2013 through May 21, 2015, while employed at The Kroger Company Central Prescription Processing located 101 Knightsbridge Drive Hamilton, OH, you failed to perform an adequate prospective drug utilization review on seven (7) prescriptions.

POTENTIAL VIOLATIONS OF LAW

1. Such conduct as set forth in paragraphs (1) through (6) of the Allegations Section, if proven, constitutes a violation of Section 3715.64(A)(1), Misbranded drug – its labeling is false or misleading in any particular, each violation a misdemeanor of the fourth degree, each punishable by a maximum penalty of \$250.
2. Such conduct as set forth in paragraphs (1) through (6) of the Allegations section, if proven, constitutes a violation of Section 3715.52(A)(2) of the ORC, the adulteration or misbranding of any food, drug, device or cosmetic, each violation constituting a misdemeanor of the fourth degree, each punishable by a maximum penalty of \$250.
3. Such conduct as set forth in paragraphs (1) through (6) of the Allegations Section, if proven, constitutes the following violation of Section 3715.64(A)(10) of the ORC, Misbranding, each violation a misdemeanor of the fourth degree, each punishable by a maximum penalty of \$250:
 - a. It is a drug and its container is so made, formed, or filled as to be misleading, ORC Section 3715.64(A)(10)(a); and/or
 - b. The drug sold or dispensed is not the brand or drug specifically prescribed or ordered or, when dispensed by a pharmacist upon prescription, is neither the brand or drug prescribed nor a generically equivalent drug, ORC Section 3715.64(A)(10)(d).

4. Such conduct as set forth in paragraphs (1) through (7) of the Allegations section, if proven, constitutes a violation of the following Divisions of Section 4729.16 of the ORC, each violation constituting a minor misdemeanor, each punishable by a maximum fine of \$150:
 - a. Guilty of unprofessional conduct in the practice of pharmacy, ORC Section 4729.16(A)(2); and/or
 - b. Guilty of willfully violating any of the provisions of this chapter, sections 3715.52 to 3715.72 of the Revised Code, Chapter 2925. or 3719. of the Revised Code, or any rule adopted by the board under those provisions; ORC Section 4729.16(A)(5).
5. Such conduct as set forth in in paragraphs (1) through (7) of the Allegations section, if proven, also constitutes a violation of Rule 4729-5-04(C) of the OAC, not of good moral character and habits, each violation punishable by a maximum fine of \$500.
6. Such conduct as set forth in paragraph (7) of the Allegations section, if proven, also constitutes a violation of Rule 4729-5-20(A)(2) of the OAC, prospective drug utilization review, each violation punishable by a maximum fine of \$500.

YOU ARE FURTHER NOTIFIED, in accordance with the provisions of Chapters 119. and 4729. of the Ohio Revised Code, that you are entitled to a hearing before the State of Ohio Board of Pharmacy, if you request such a hearing within thirty 30 days of the date of the mailing of this notice.

IF YOU DESIRE A HEARING, such request shall either be mailed to the State of Ohio Board of Pharmacy, Attn: Legal, 77 South High Street, 17th Floor, Columbus, Ohio 43215-6126 or an e-mail request may be sent to legal@pharmacy.ohio.gov (please note faxes will not be accepted). **YOUR REQUEST MUST BE RECEIVED ON OR PRIOR TO THE 30TH DAY FOLLOWING THE MAILING DATE OF THIS NOTICE.** Please note that if you submit a request via email, your request will be acknowledged within one business day of receipt. If you do not receive an acknowledgment, please contact the Board offices at 614-466-4143 and request the legal department. You may appear at such hearing in person, by your attorney, or by such other representative as is permitted to practice before the agency, or you may present your position, arguments or contentions in writing; and, at this hearing, you may also present evidence and examine any witnesses appearing for and against you.

YOU ARE FURTHER ADVISED that if there is no request for such a hearing received by the Board on or prior to the 30th day following the mailing of this notice, the State of Ohio Board of Pharmacy, upon consideration of the aforementioned allegations against you, may take action without such a hearing.

If you have questions regarding the Chapter 119. Administrative Hearing process, please e-mail your questions to legal@pharmacy.ohio.gov or call the Board office at 614-466-4143 and ask for the legal department.

BY ORDER OF THE STATE BOARD OF PHARMACY



Steven W. Schierholt, Esq., Executive Director

SWS/rlc

CMRRR: 7005 0390 0001 8571 7711

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Remove X

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In-Transit

Product & Tracking Information

See Available Actions

Postal Product:

Features:
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DATE & TIME

STATUS OF ITEM

LOCATION

March 16, 2017, 7:51 pm

In Transit to Destination



The item is currently in transit to the destination as of March 16, 2017 at 7:51 pm.

March 15, 2017, 9:10 pm

Departed USPS Facility

CINCINNATI, OH 45234

March 15, 2017, 12:02 pm

Arrived at USPS Origin Facility

CINCINNATI, OH 45234

March 14, 2017, 8:01 pm

Arrived at USPS Origin Facility

COLUMBUS, OH 43218

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This Certificate of Mailing provides evidence that mail has been presented to USPS® for mailing.
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From:

OHIO STATE BOARD OF PHARMACY
77 SOUTH HIGH STREET, ROOM 1702
COLUMBUS, OHIO 43215-6126

To:

Trista Williamson
186 Holiday Lane
Fort Thomas KY 41075-2042

\$1.40 0

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SALES OF GOODS IN THE
UNITED STATES OF AMERICA
FOR THE MONTH OF
JANUARY 1967