

L MITCHELL JONES (U S B 5979)
Assistant Attorney General
MARK L SHURTLEFF (U S B 4666)
Attorney General
Commercial Enforcement Division
Heber M Wells Building
Box 146741
Salt Lake City, UT 84114-6741
Telephone (801) 366-0310

**BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH**

IN THE MATTER OF THE LICENSES OF)
CLAIR CHRISTIANSEN) **STIPULATION AND ORDER**
TO PRACTICE AS A PHARMACIST)
AND TO DISPENSE) **CASE NO DOPL 2007-- 12**
CONTROLLED SUBSTANCES)
IN THE STATE OF UTAH)

CLAIR CHRISTIANSEN ("Respondent") and the Division of Occupational and Professional Licensing of the Department of Commerce of the State of Utah ("Division") stipulate and agree as follows

- 1 Respondent admits the jurisdiction of the Division over Respondent and over the subject matter of this action
- 2 Respondent acknowledges that Respondent enters into this Stipulation knowingly and voluntarily
- 3 Respondent understands that Respondent has the right to be represented by counsel in this matter and Respondent's signature below signifies that Respondent has either consulted with an attorney or Respondent waives Respondent's right to counsel in this matter

4 Respondent understands that Respondent is entitled to a hearing before the Utah State Board of Pharmacy ("the Board"), or other Division Presiding Officer, at which time Respondent may present evidence on Respondent's own behalf, call witnesses, and confront adverse witnesses. Respondent acknowledges that by executing this document Respondent hereby waives the right to a hearing and any other rights to which Respondent may be entitled in connection with said hearing.

5 Respondent waives the right to the issuance of a Petition and a Notice of Agency Action in this matter.

6 Respondent acknowledges that this Stipulation and Order, if adopted by the Director of the Division, will be classified as a public document and may be released to other persons and entities.

7 Respondent admits the following facts:

- a On or about April 8, 1969, Respondent was initially licensed by the State of Utah to engage in the practice of pharmacy and to dispense controlled substances.
- b On or about May 31, 2005, Respondent's above described licenses expired and were not renewed.
- c From about June 1, 2005 to about January 4, 2007 Respondent continued to engage in the practice of pharmacy and dispense controlled substances within the State of Utah.

8 Respondent admits that Respondent's conduct described above is unlawful conduct as defined in Utah Code Annotated § 58-1-501(1)(a) and § 58-17b-501(7), and unprofessional conduct as defined in Utah Administrative Code R156-17b-502(6), and that said conduct justifies disciplinary action against Respondent's license pursuant to Utah Code Ann. § 58-1-401(2)(a) and (b). Therefore, Respondent agrees that an Order, which constitutes disciplinary action

pursuant to Utah Administrative Code R156-1-102(7) and Utah Code Ann § 58-1-401(2), shall be entered in this matter as follows

- a Respondent's license shall be publicly reprimanded by the Division for continuing to practice as a pharmacist and for dispensing controlled substances without a valid license to do so
- b Respondent shall pay a fine of \$500.00 (five-hundred dollars), pursuant to Utah Code Ann § 58-17b-504 within 30 days of the effective date of this Stipulation and Order
- c Respondent shall successfully complete four (4) hours of continuing professional education courses. The courses shall be pre-approved by the Division. The additional hours shall not count toward Respondent's regular continuing education requirement for licensure. The additional hours shall focus on law and ethics related to pharmacy and shall be successfully completed within one year of the effective date of this Stipulation and Order
- d Respondent shall meet with the Board within thirty (30) days of the signing of this Stipulation and Order

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9 This Stipulation and Order, upon approval by the Director of the Division, shall be the final compromise and settlement of this matter. Respondent acknowledges that the Director is not required to accept the terms of this Stipulation and Order and that if the Director does not do so, this Stipulation and the representations contained therein shall be null and void, except that the Division and the Respondent waive any claim of bias or prejudgment Respondent might have with regard to the Director by virtue of his having reviewed this Stipulation, and this waiver shall survive such nullification.

10 This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understandings or agreements between the parties regarding the subject of this Stipulation and Order. There are no verbal agreements that modify, interpret, construe or affect this Stipulation.

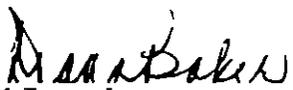
11 The terms and conditions of this Stipulation and Order become effective immediately upon the approval of this Stipulation and signing of the Order by the Division Director Respondent must comply with all the terms and conditions of this Stipulation immediately following the Division Director's signing of the Order page of this Stipulation and Order Respondent shall complete all the terms and conditions contained in the Stipulation and Order in a timely manner If a time period for completion of a term or condition is not specifically set forth in the Stipulation and Order, Respondent agrees that the time period for completion of that term or condition shall be set by the Board Failure to complete a term or condition in a timely manner shall constitute a violation of the Stipulation and Order and may subject Respondent to revocation or other sanctions

12 If Respondent violates any term or condition of this Stipulation and Order, the Division may take action against Respondent, including imposing appropriate sanction, in the manner provided by law Such sanction may include revocation or suspension of Respondent's license, or other appropriate sanction Respondent shall comply with all statutes, laws, rules and regulations governing Respondent's licensed practice as a pharmacist and the dispensing of controlled substances

13 Respondent has read each and every paragraph contained in this Stipulation and Order Respondent understands each and every paragraph contained in this Stipulation and Order Respondent has no questions about any paragraph or provision contained in this Stipulation and Order

DIVISION OF OCCUPATIONAL &
PROFESSIONAL LICENSING

RESPONDENT

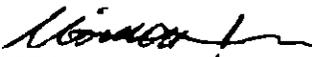
BY 
DIANA BAKER
Bureau Manager

BY 
CLAIR CHRISTENSEN

DATE 1/17/07
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DATE Jan. 9, 2007

MARK L. SHURTLEFF
ATTORNEY GENERAL

BY 
L. MITCHELL JONES
Counsel for the Division

DATE 17 Jun 2007

ORDER

THE ABOVE STIPULATION, in the matter of **CLAIR CHRISTIANSEN**, is hereby approved by the Division of Occupational and Professional Licensing, and constitutes my Findings of Fact and Conclusions of Law in this matter Respondent's license is hereby publicly reprimanded by the Division for continuing to practice as a pharmacist and for dispensing controlled substances without a valid license to do so The terms and conditions of the Stipulation are incorporated herein and constitute my final Order in this case

DATED this 18 day of January, 2007

DIVISION OF OCCUPATIONAL AND
PROFESSIONAL LICENSING


F DAVID STANLEY
Director

INVESTIGATOR JARID MEMMOTT