

**STATE OF RHODE ISLAND
DEPARTMENT OF HEALTH
BOARD OF PHARMACY**

**IN THE MATTER OF
SHAUN P. CHEVALIER, PHARMACY TECHNICIAN II
LICENSE NUMBER PH200316
Complaint Number C14-0146**

SUMMARY SUSPENSION

The Department of Health received information regarding Shaun Chevalier, Pharmacy Technician II (hereinafter the "Respondent") who was employed at CVS at 2400 Warwick Avenue, Warwick, Rhode Island, concerning areas of the Respondent's pharmacy technician practice. In accordance with the provisions of Rhode Island General Laws § 42-35-14, the Director of Health makes the following Findings of Fact and Conclusions of Law relating to the Respondent's continuation in the practice of Pharmacy:

FINDINGS OF FACT

1. Respondent is licensed as a Pharmacy Technician II.
2. On or about November 22, 2013, Respondent was working at the CVS at 2400 Warwick Avenue, Warwick, Rhode Island. A pharmacy manager conducted a daily audit in November 2013 and found 57 Hydrocodone tablets missing, prompting him to review security video taken during the audit period. The manager observed on video footage from November 16, 2013, that the Respondent took two bottles of Hydrocodone off a shelf,

transferred some tablets from those bottles to an amber bottle, which he put in his pocket.

3. Respondent admitted to the manager that he had been stealing pills since 2009, and had stolen about 4300 pills from that CVS stores at Warwick Avenue in Warwick and at 1195 Oaklawn Avenue in Cranston.
4. Further investigation by CVS verified that Respondent had taken 909 Hydrocodone-APAP 10-500 tablets and 1449 Hydrocodone APAP 7.5-325 tablets from the CVS store at 2400 Warwick Avenue. On November 18, 2013, CVS reported Respondent's theft of Hydrocodone to the United States Drug Enforcement Agency, and on February 12, 2014, CVS submitted an amended report identifying the quantity of Hydrocodone tablets that Respondent had taken.
5. This investigation revealed facts that demonstrated a clear pattern of intentional misconduct by the Respondent in the practice of pharmacy at CVS with regard to illegal taking of controlled substances in violation of Pharmacies Act, R.I.G.L. § 5-19.1-21, the Uniform Substances Act, R.I.G.L. § 28-21-1 et seq., and the Food Drug and Cosmetic Act, R.I.G.L. § 21-31 et seq.
6. The Respondent's misconduct, negligence and disregard for acceptable standards of pharmacy technician practice make the

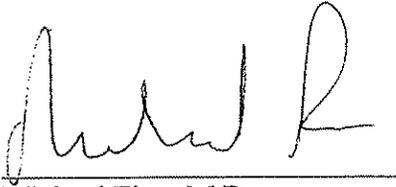
Respondent unfit for the continuation in practice as a pharmacy technician II. The public health, safety, or welfare imperatively requires emergency action.

Based on the foregoing, it is hereby ORDERED:

1. After considering the findings of the evaluation of the Respondent's professional practice, it has been determined that the continuation in practice of pharmacy technician services of Shaun Chevalier, Pharmacy Technician II constitutes an immediate threat to the health, welfare and safety of the public.
2. The Respondent is hereby suspended from practicing as a pharmacy technician II until further Order of the Department of Health, Board of Pharmacy, pursuant to Rhode Island General Laws §§ 5-19.1-21(2), (8) and (11) and 42-35-14.
3. The Respondent is entitled to an administrative hearing on the revocation or other administrative disciplinary action regarding his license within ten (10) days of this Order, pursuant to Rhode Island General Laws §§ 5-19.1-26 and 42-35-14.

SHAUN P. CHEVALIER

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Michael Fine, M.D.
Director of Health

2/18/2014

Date

CERTIFICATION

I hereby certify that a copy of this Summary Suspension Order was ^{Set}~~sent~~ via hand delivery to the Respondent on this 20 day of February, 2014, at the following address:

 Shaun Chevalier
57 Waldron Avenue
Cranston, RI 02910



Louis J. Capizano
Constable State of R.I.
License #6040

