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Pharmacy Board

From: Ian Knickerbocker <i...@...com>
Sent: Monday, July 22, 2019 12:42 PM
To: Pharmacy Board
Subject: Technician License reinstatement

Hello,

My name is Ian Knickerbocker. I had my Nevada Pharmacy Technician license revoked in March 2018. The license number is PT07309. I do not live in Nevada any longer, but I would like to see what I need to do in order to have my license reinstated. I have no intention of working in health care, however my administrative action is affecting what I would like to do. I just want to be reinstated so that I can show I resolved the issue with the State of Nevada in order to move forward with a new career. Please let me know what I need to do from here. Thank you,

Ian Knickerbocker

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NEVADA STATE BOARD
OF PHARMACY

2018 03 13 Default Knickerbocker

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,	)	CASE NOS. 17-039-RPH-S
	)	17-039-PT-A-S
Petitioner,	)	17-039-PT-B-S
v.	)	
	)	
JOSE FERRAN, RPH,	)	ORDER OF DEFAULT
Certificate of Registration No. 16283,	)	(Ian Knickerbocker Only)
	)	
IAN KNICKERBOCKER, PT,	)	
Certificate of Registration No. PT07309,	)	
	)	
TIFFANY BUIE, PT,	)	
Certificate of Registration No. PT08743,	)	
	)	
Respondents.	/	

This matter came before the Nevada State Board of Pharmacy (Board) at its regularly scheduled meeting on Wednesday, March 7, 2018, in Reno, Nevada. S. Paul Edwards, Esq., appeared and prosecuted the case before the Board. Respondent Ian Knickerbocker, PT, Certificate of Registration No. PT07309 (Knickerbocker) did not appear at the hearing. Knickerbocker did not file an Answer or Notice of Defense in this matter and did not respond in any way to the allegations set out in the *Notice of Intended Action and Accusation* (Accusation) on file herein.

Having received no pleading and no response from Knickerbocker, the Board hereby enters default against him as follows:

FINDINGS OF FACT

The factual allegations against Knickerbocker, as stated in the Accusation on file herein, and upon which the Board enters default, are as follows:

II.

In April 2017, Walmart Pharmacy #10-4557 (Walmart) terminated managing pharmacist Jose Ferran for creating and filling fraudulent prescriptions for non-controlled substances.

III.

Walmart also terminated pharmaceutical technicians Buie and Knickerbocker from their employment for their participation in Ferran's fraudulent activity.

IV.

Ferran created a combined total of forty-four (44) "Telephoned Prescriptions" for himself, his family members, Buie and Knickerbocker's spouse, according to a written statement from Ferran. The fraudulent activities occurred during the time period of September 12, 2012, to January 18, 2017.

V.

Walmart provided a detailed summary listing the prescriptions fabricated by Ferran, which is attached hereto as Addendum A, and incorporated herein by reference.

VI.

Ferran fabricated "Telephone Prescriptions" falsely documenting Dr. Greg Dryanski as the prescribing physician on one prescription and Dr. Koussay Zarka as the prescriber on the remaining forty-three prescriptions.

VII.

Dr. Zarka reviewed copies of the fraudulent prescriptions provided to him by Walmart. Dr. Zarka signed, dated and documented "not authorized" on each copy of each falsified prescription. He also signed a statement affirming that he did not authorize the prescriptions.

VIII.

Walmart provided information that Ferran paid the co-pays and/or for the entire price of the fraudulent prescriptions for himself and his family using Walmart discount cards and/or billing the prescriptions through his Walmart insurance plan.

IX.

Neither Buie nor Knickerbocker had a bona fide practitioner/patient relationship with Dr. Zarka.

X.

Buie and Knickerbocker knowingly and willfully received and purchased prescriptions for various dangerous drugs for their own use or family member's use that Ferran fabricated without a lawful prescription or authorization from a practitioner.

XI.

Buie and Knickerbocker submitted the fraudulent prescriptions for payment to their respective Walmart insurance plans.

On or about November 20, 2017, Board Staff served the Accusation and Notice of Hearing on Knickerbocker by certified United States mail, return receipt requested, using the address Knickerbocker most recently provided to the Board and which the Board had on file. Knickerbocker accepted and signed for that package on December 15, 2017.

Board Staff served the Accusation and Notice of Hearing on Knickerbocker a second time by certified United States mail, return receipt requested, using the address Knickerbocker most recently provided to the Board, and which the Board had on file, on November 28, 2017. Knickerbocker did not accept that package. The postal service returned it to the Board Office in Reno marked "Return to Sender" and "Unclaimed" on or about February 2, 2018.

Having received no Answer or other response to the Accusation and Notice of Hearing, and Knickerbocker having failed to appear at the hearing, the Board hereby accepts, by default, the factual allegations in the Accusation as true.

CONCLUSIONS OF LAW

Based on the forgoing findings of fact, the Board concludes as a matter of law:

1. The Board has jurisdiction over this matter and this respondent, Ian Knickerbocker, PT, Certificate of Registration No. PT07309 (Knickerbocker) because at the time of the events alleged herein, Knickerbocker was a pharmaceutical technician registered by the Board.
2. By knowingly and willfully participating in fraudulent transactions by receiving and purchasing prescriptions for various dangerous drugs without a lawful prescription or authorization from a practitioner as detailed in the Accusation, including Addendum A thereto, Knickerbocker violated Nevada Administrative Code (NAC) 639.945(1)(h) and (k).
3. By participating in fraudulent prescription transactions for various dangerous drugs without a lawful prescription or authorization from a practitioner, and by billing those prescriptions to an insurance provider, Knickerbocker violated NAC 639.945(1)(h) and (k).
4. Each of the foregoing violations are grounds for action pursuant to Nevada Revised Statute (NRS) 639.210(1), (4), (11), and/or (12) and NRS 639.255.

ORDER

THEREFORE, THE BOARD HEREBY ENTERS DEFAULT AND ORDERS:

1. The registration of Respondent Ian Knickerbocker, PT, Certificate of Registration No. PT07309 (Knickerbocker), is hereby revoked effective immediately.

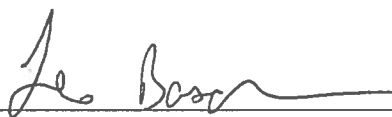
2. Knickerbocker may not work in any facility licensed by the Board, including a pharmacy, in any capacity unless and until he has applied to the Board for reinstatement and the Board reinstates his registration.

3. Knickerbocker may not apply for reinstatement of his registration for a period of one year. In the event Knickerbocker applies for reinstatement, or for any other registration or certificate with the Board, he shall appear before the Board to answer questions and give testimony regarding his application, his compliance with this Order, and the facts and circumstances underlying this matter.

4. This Order is effective on the date executed below.

IT IS SO ORDERD.

Signed and effective this 18 day of March 2018.



Leo Basch, President
Nevada State Board of Pharmacy