

**State of New Hampshire
New Hampshire Board of Pharmacy
Concord, New Hampshire 03301**

In the Matter of:
Christopher Heffernan
(License #R2328)

Docket No. 2023-PHA-Heffernan-1353

VOLUNTARY PRELIMINARY AGREEMENT NOT TO PRACTICE

The New Hampshire Board of Pharmacy (“Board”) first granted Christopher Heffernan, Rph (“Respondent”) a license to practice as a Pharmacist in New Hampshire on 4/3/2012. The Respondent is currently licensed to practice in New Hampshire with an expiration date of 12/31/2024.

On or about 8/3/2023, the Division of Enforcement was made aware of a possible diversion of controlled substances by the Respondent’s employer. On or about 8/11/2023, Pharmacy Inspector Elsa Croteau went to the Respondent’s employer to verify information related to the alleged diversion. On or about 8/16/2023, Inspector Croteau received additional information from the Respondent’s employer indicating the Respondent may be responsible for diversion of Klonopin and Xanax over a period of time.

Recognizing that professional misconduct allegations are now pending against the Respondent before the New Hampshire Board of Pharmacy, for alleged violations of RSA Chapter 318 and RSA Chapter 318-B, the Respondent enters into a *Voluntary* Preliminary Agreement Not to Practice with the Board as follows:

1. I, Christopher Heffernan, voluntarily agree not to practice as a Pharmacist in the State of New Hampshire effective upon my signing this *Voluntary Preliminary Agreement Not to Practice*.
2. I admit to no violations of NH RSA CHAPTER 318 or RSA CHAPTER 318-B or any administrative rules, ethical provisions, or any other laws, statutes, or regulations, adopted by the Board.
3. Understanding that this *Voluntary Preliminary Agreement Not to Practice* and the restrictions herein shall remain until further order of the Board, I hereby specifically waive any statute of limitations, or laches defense, which might be then available, including but not limited to, those based on RSA 332-G: 8 and RSA 332-G: 9.
4. I understand that this *Voluntary Preliminary Agreement Not to Practice* shall remain in place until such time the ongoing investigation into this matter is completed and the adjudicatory process has been completed.
5. In the event that I apply for a renewal of my license while this agreement is in effect, I voluntarily agree to waive any statutory or administrative time deadlines regarding the Board's final action on any such license renewal application. I understand that by waiving such deadlines, the Board's final action on any such license renewal application will be automatically deferred until after the disposition of this Board matter and that my license will not expire while this Preliminary Agreement is in effect.
6. I voluntarily enter into this *Voluntary Preliminary Agreement Not to Practice* with the Board and state that no promises or representations have been made to me other than those terms and conditions expressly stated herein.

7. I further understand that this document shall become a permanent part of my file, maintained by the Board as a public document and will be reported out as an adverse action against me.
8. I have had the opportunity to seek and obtain the advice of an attorney of my choosing in connection with my decision to sign this *Voluntary Preliminary Agreement Not to Practice*.
9. I am of sound mind and not under the influence of any substance that would impair my judgement at the time I sign this Preliminary Agreement.
10. I understand that my failure to comply with the terms of this *Voluntary Preliminary Agreement Not to Practice* shall constitute unprofessional conduct under Chapter RSA 329 and may subject me to discipline under RSA 329: 17.

FOR RESPONDENT

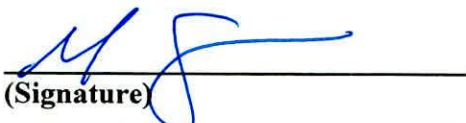
Date: 9/23/23


Respondent (Christopher Heffernan)

FOR THE BOARD

This *Voluntary Preliminary Agreement Not to Practice* is hereby accepted in accordance with the binding terms and conditions set forth above.

Date: 10/9/2023


(Signature)
Michael R. Gianunzio
Print Name
Authorized Representative of the
New Hampshire Board of Pharmacy