

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

In the Matter of:  
Nicole Fitzgerald, PhT  
Registration #PhT-128367

Complaint No. 23-PHA-Fitzgerald-0002

**VOLUNTARY SURRENDER OF REGISTRATION**

Recognizing that professional misconduct allegations are now pending against me before the New Hampshire Board of Pharmacy (“Board”) I, Nicole Fitzgerald, PhT, hereby agree to a voluntary surrender of my New Hampshire registration (#PhT-127049), effective upon the date that the Board accepts this offer of voluntary surrender as settlement of the misconduct allegations pursuant to N.H. Code Admin. R Ph 402.03.

By voluntarily surrendering my Pharmacy Technician Registration, I understand that:

1. I relinquish all rights and privileges to practice as a Pharmacy Technician in the State of New Hampshire, effective the date that I sign this document.
2. The Board had commenced an investigation pursuant to RSA 318:30, in response to a controlled drug loss form filed with the Board on or about December 30, 2022.
3. I admit that this *Voluntary Surrender of Registration* has occurred in settlement of the pending misconduct allegations outlined in the form referenced in paragraph 2 of this *Voluntary Surrender of Registration*.

4. I admit to no violations of any State statutes, rules, or ethical provision, but recognize and understand that my *Voluntary Surrender of Registration* will be distributed by the Board as a disciplinary action.
5. I understand that this *Voluntary Surrender of Registration* shall be distributed to all relevant licensing authorities and professional societies in the same manner as a final decision-making specific finding of professional misconduct.
6. I understand that this *Voluntary Surrender of Registration* shall become a permanent part of my file and will be maintained by the Board as a public document.
7. I understand that should I again seek licensure by this Board, I must meet, and shall bear the burden of proving compliance with, all standards and prerequisites then required by the Board for new applicants, including all professional character requirements.
8. I further understand that the above referenced pending misconduct allegations shall be addressed at a Show Cause Hearing before the Board prior to submitting any future licensure application at which I shall have the burden of proof. These misconduct allegations may then form the basis for the Board to deny any such application. I hereby specifically waive any statute of limitations or laches defense, which might then be available as to these misconduct allegations, including but not limited to, those contained in RSA 332-G:8 and 9. I further waive any issues of a speedy hearing or spoliation of evidence.

9. I voluntarily submit this *Voluntary Surrender of Registration* to the Board and state that no promises or representation have been made to me other than those terms and conditions expressly stated herein.
10. 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 Surrender of Registration*.
11. I am not under the influence of any substance that would impair my judgment and am otherwise of sound mind at the time I sign this *Voluntary Surrender of Registration*.

**FOR LICENSEE**

Date: 5/4/23

Nicole Fitzgerald  
Respondent  
Nicole Fitzgerald  
(Registration #PhT-125458)

**FOR THE BOARD**

This Voluntary Surrender of Registration is hereby accepted in accordance with the binding terms and conditions set forth above.

Date: 5/4/23

Elsa Croizat  
(Signature)

ELSA CROIZAT  
Print Name  
Authorized Representative of the New  
Hampshire Board of Pharmacy

