



Kenneth R. Baker
RPh, J.D.

PHARMACIST CONSULTANT
AND OF COUNSEL

Direct Line 602/256-3086
kbaker@rcdmlaw.com

Renaud Cook Drury Mesaros, PA

One North Central, Suite 900
Phoenix, Arizona 85004
602/307-9900 | Fax 602/307-5853
www.rcdmlaw.com

PRACTICE AREAS

Pharmacy Law & Regulation
Administrative Law

CONSULTING SERVICES

Risk Management/Quality Practice
Compliance
Medication Errors/CQI
Expert Witness

PROFESSORSHIPS – CURRENT

University of Florida College of Pharmacy: Adjunct Assistant Professor,
Master of Science in Pharmacy
Midwestern University College of Pharmacy: Adjunct Assistant Professor

PROFESSORSHIPS – PAST

University of Iowa, College of Pharmacy: Adjunct Assistant Professor,
Pharmacy Law and Ethics
Iowa Lakes Community College: Business Law
Briar Cliff College: Business Law

EDUCATION

Indiana University School of Law at Indianapolis, J.D., *cum laude*, 1975
Purdue University, B.S., Pharmacy, 1967

BAR ADMISSIONS

Arizona
Indiana

PROFESSIONAL EXPERIENCE

Pharmacists Mutual Insurance Company: Senior Vice President, General
Counsel, 1988-2007
Pharmacy Compounding Accreditation Board: Executive Director, 2005-
2007
PMC Quality Commitment, LLC (division of Pharmacists Mutual Insurance
Company): Executive Vice President, 2000-2005

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

American Society for Pharmacy Law: past president
Arizona Pharmacists Association
Arizona Pharmacy Alliance
Pharmacy Marketing Group: past president
Iowa Pharmacists Association
Iowa Pharmacy Foundation

PUBLICATIONS

"Is Patient Compliance a Medication Error?" *Drug Topics*, January 2010
"Pharmacy Needs a Workable Standard for When to check the Rx
Monitoring Database," Food Marketing Institute, November 2009
"Determining When Counsel Is Most Appropriate," *Drug Topics*,
September 2009
"Can a Medication Error Be a Crime?" *Drug Topics*, August 2009
"I Have a Subpoena for Prescription Records. What Do I Do?" Food
Marketing Institute, July 2009

"Apology Laws: If I Say 'I'm Sorry,' Can It Be Used Against Me?" Food Marketing Institute, June 2009

"Insurance for the Compounding Pharmacy Business, Part I: Who Is Covered?" *International Journal of Pharmaceutical Compounding*, September/October 2008

"What Will You Learn from Your Mistake?" *Drug Topics*, April 2008

"Medication Errors: The Value of Habit," *Drug Topics*, January 2008

"Do People Sue People Who Counsel?" *Drug Topics*, December 2007

"What Types of Drugs Are Involved in Errors?" *Drug Topics*, November 2007

"What Kinds of Mistakes Do Pharmacists Make?" *Drug Topics*, October 2007

"Principals of Professional Liability Insurance for Pharmacists," chapter co-author, *Pharmacy Law Desk Reference* (2007)

"Principles of Professional Liability Insurance for Pharmacists," *Pharmacy Law Desk Reference*, D. D. Konnor, Editor, 2007, Haworth Press

"Legal Consideration in Drug Substitution," *Drug Topics*, 2005

"Documentation in Pharmacy Practice," chapter co-author, *Pharmacy Practice Manual, 2nd edition* (2001)

"The OBRA 90 Mandate and its Developing Impact on the Pharmacist's Standard of Care," *Drake Law Review* (Vol. 44, No. 3)

"Pharmacy Practice in Changing Professional Environment," *Drug Store News* (2000)

"Legal and Professional Considerations of Pharmacy Credentialing," *Drug Topics*, 1999

"Pharmacy Ethics and the Law," recurring column, *Drug Topics*

"Pharmacy Law," recurring column, *Drug Store News Chain Pharmacist* (1994-1998)

"Medication Errors," Monthly Column, *Drug Topics On-Line*

"Confidentiality and the Pharmacist," *Drug Store News* (1998)

"Risk Management in Pharmacy: Preventing Liability Claims," *The American Pharmacist* (1994)

"What is Adequate Liability Coverage for Pharmacists?" *Pharmacy Management Advisor* (1994)

"Pharmacist Liability and OBRA 90," *Drug Store News for the Pharmacist* (1992)

"A Study of the Causes of Pharmacy Malpractice Claims," *Pharmacy Law Annual* (1991)

"When a Pharmacist Refuses to Fill," *The Indiana Pharmacist* (1987)

Consultant, *Pharmacists Letter*

Contributor, *50 State Pharmacy Association Journals*

Editor/Author, PMC Quality Commitment Newsletter

Various articles in the fields of risk management, pharmacy law, pharmacist liability, compounding law, medication errors and other subjects

PRESENTATIONS

"Changing Liability Issues for Hospital Pharmacists: Protecting Yourself and Your Hospital," American Society of Health-System Pharmacists (ASHP), December 2009

"Intersection of Legal and Professional Ethics- The Attorney's Role in Advising Clients Regarding Professional Commitments," American Society for Pharmacy Law, November 2009

"New Federal Protection of Quality-Related Records: The Patient Safety and Quality Improvement Act and the New Proposed Regulations," Lorman Seminar, July 2008

"Peer Review and Quality Assurance Records," Lorman Seminar, July 2008

"Reducing Dispensing Errors: Quality Control Measures in Managed Care," Arizona Pharmacy Alliance, 2008

"Ethics & Pharmacy, a Study of Ethical Principles as Applied to Pharmacy Practice," RxSchool, 2008

"Medication Errors: Analyzing the Risks & Starting the Process," RxSchool, 2008

"The Law of Pharmacy Compounding," RxSchool, 2007

"The Practice of Pharmacy in Legal Terms," RxSchool, 2007

"Medication Errors: Implementing a System of CQI," RxSchool, 2007

"The Essentials of Pharmacy Malpractice," RxSchool, 2007

"Pharmacists' Duty to Warn: Suggesting a Balance between No Duty and Undoable Duty," co-presenter, American Society for Pharmacy Law, 2007

"Compounding Pharmacy & Accreditation," FDLI, 2006

"Pharmacy Compounding Law," American Society for Pharmacy Law, 2006

"Update on Pharmacy Compounding Law," American College of Apothecaries, 2006

"Pharmacy, Law & Health Care Reform," Midwest Pharmacy Conference

"Law and Ethics: An Interactive Look at What We Believe," Ohio Society of Health System Pharmacists

"Pharmacist Liability: Causes & Prevention and the Effects of OBRA 90 on Pharmacist Liability," University of Iowa School of Pharmacy

"After OBRA: The Future of Pharmacist Liability," MediSpan Users

"Pharmacist Liability: How to Not Get Sued," Duquesne University School of Pharmacy

"The Duty to Warn: Whose Liability Is It?" Panel Discussion (Moderator), National Counsel on Patient Information and Education

"Effects of OBRA 90 on Pharmacist Liability," Food Marketing Institute

OTHER GROUPS AND LECTURES: University of Iowa, California Pharmacists Association, Nebraska Pharmacist Association, University of Missouri at Kansas City, Drake University, Georgia Pharmacists Association, Midwest Pharmacy Law Conference; Kansas Society of Hospital Pharmacists; Missouri Society of Hospital Pharmacists; Texas Pharmacists Association, University of Minnesota; Washington State Pharmacists Association, Ohio Society of Health System Pharmacists.