



MINUTES OF THE JANUARY 5 – JANUARY 6, 2021
MEETING OF THE STATE OF OHIO BOARD OF PHARMACY

Tuesday, January 5, 2021

9:00 a.m. Acting under the authority Section 12 of Substitute House Bill number 197, effective November 22, 2020, the State of Ohio Board of Pharmacy convened for a public meeting via Microsoft Teams audio/visual conference call, with the following members present:

Jennifer M. Rudell, RPh, *Presiding*; Trina L. Buettner, RPh; Joshua M. Cox, RPh; Victor Goodman, *Public Member*; Megan Marchal, RPh; Donald R. Miller, RPh; and Shawn C. Wilt, RPh.

Also present were Steven Schierholt, *Executive Director*; Nicole Dehner, *Chief Legal Counsel*; Cameron McNamee, *Director of Policy and Communications*; Brenda Cooper, *Executive Assistant*; Michael Clark, *IT Administrator*; Brenda Cooper, *Executive Assistant*; Paula Economus, *Administrative Assistant*; Chandra Galante, *Compliance Specialist*; Chad Garner, *Director of OARRS*; Ashley Gilbert, *Senior Legal Counsel*; Eric Griffin, *Director of Compliance and Enforcement*; Joseph Koltak, *Senior Legal Counsel*; Kathryn Lewis, *Administrative Assistant*; Sharon Maerten-Moore, *Director of Medical Marijuana Operations*; Kelly Monce, *Agent*; LeAnn Myers, *Inspector*; Justin Sheridan, *Senior Legal Counsel*; Michelle Siba, *Senior Legal Counsel*; Karrie Southard, *Director of Licensing*, and Jenni Wai, *Chief Pharmacist*.

9:02 a.m. The Board was joined by Assistant Attorney General Henry Appel to conduct an adjudication hearing in accordance with the Ohio Revised Code Chapters 119. and 4729. In the Matter of **De Morgan Wellness Group, Dayton, Ohio**.

R-2021-0286 Mr. Cox moved that the Board recess in order to consider the quasi-judicial matters in accordance with Chapter 119. of the Revised Code and the case precedent of *Angerman v. State Medical Bd.* (1990) 70 Ohio App.3d 346 and *TBC Westlake Inc. v. Hamilton Cty Bd of Revision*, et al. (1998) 81 Ohio St.3d 58. The motion was seconded by Ms. Marchal and a roll-call vote was

conducted by President Rudell as follows: Buettner-yes; Cox-yes; Goodman-yes; Marchal-yes; Miller-yes; and Wilt-yes.

12:16 p.m.

The recess ended and the hearing was opened to the public.

R-2021-0287

After votes were taken in public session, the Board adopted the following orders in the Matter of **De Morgan Wellness Group, Dayton, Ohio.**

ORDER OF THE STATE BOARD OF PHARMACY
(Case Number A-2020-0206)

In The Matter Of:

De Morgan Wellness Group
c/o Sandy Anderson
8913 N. Main Street, Ste. B
Dayton, Ohio 45415
PENDING License No. APP-000205760

INTRODUCTION

The Matter of De Morgan Wellness Group came for hearing on January 5, 2021, before the following members of the State of Ohio Board of Pharmacy (Board): Jennifer Rudell, RPh, Presiding; Joshua Cox, RPh; Trina Buettner, RPh; Victor Goodman, Public Member; Megan Marchal, RPh; Donald Miller III, RPh; and Shawn Wilt, RPh.

De Morgan Wellness Group was represented by Levi Tkach. The State of Ohio was represented by Henry Appel, Assistant Attorney General.

SUMMARY OF EVIDENCE

State's Witnesses:

1. Kelly Monce, Agent of the Board
2. Sandy Anderson, Respondent

Respondent's Witnesses:

1. Sandy Anderson, Respondent
2. John Hockrider

State's Exhibits:

1. Notice Letter

77 South High Street, 17th Floor, Columbus, Ohio 43215



2. Request for Hearing
3. Scheduling Order
4. Application
5. Attestation Form
6. Non-physician waiver form
7. Board of Nursing Adjudication Order (with attached Report and Recommendation) for Sandy Anderson
8. Board of Nursing 2007 Consent Agreement (which attached notice of immediate suspension) with Cindy Lawson
9. Board of Nursing 2008 Consent Agreement (with attached 2007 consent agreement) with Cindy Lawson
10. Board of Nursing 2010 Consent Agreement (with attached 2007 consent agreement and 2008 consent agreement) with Cindy Lawson
11. Board of Nursing 2015 Adjudication Order (with attached Report and Recommendation) for Cindy Lawson
12. Statement by Cindy Lawson
13. Statement by Sandy Anderson
14. Board of Nursing September 27, 2018 Notice of Opportunity for Hearing for Sandy Anderson
15. OBOT Application Legal and Disciplinary Questions (2017)

Respondent's Exhibits:

- A. Resume of Sandy Anderson, RN, APRN-CNP
- B. May 17, 2018 Vandalia Police Report
- C. Letters of Support

FINDINGS OF FACT

1. On or about November 13, 2018, Sandy Anderson submitted an application for The De Morgan Wellness Group, located at 8913 N. Main Street, Ste. B, Dayton, Ohio. Sandy Anderson answered "No" to the questions inquiring whether the applicant or responsible person had ever been the subject of an investigation or disciplinary action by the Drug Enforcement Administration or appropriate issuing body of any state or jurisdiction that resulted in the surrender, suspension, revocation, or probation of the responsible person's license or registration.
 - a. On or about September 19, 2019, the Ohio Board of Nursing issued a Board Order against Sandy Anderson's licenses to practice nursing as a registered nurse and advanced practice registered nurse designated as

a nurse practitioner. The Board reprimanded Ms. Anderson's licenses, imposed a \$500 fine and ordered Ms. Anderson to complete 32 hours of continuing education, including 15 hours of Prescribing/OARRS specific education. The conduct that resulted in the Board's Order was outlined in a Notice of Opportunity for Hearing issued on September 27, 2018 and included, in part:

- i. On October 30, 2017, Sandy Anderson, while working as a certified nurse practitioner, accessed an OARRS report for a patient for which she did not have a current relationship and without medical necessity. Ms. Anderson obtained a copy of a prescription for the patient and emailed it to the Ohio Civil Rights Commission. Ohio Board of Nursing, Case No. 17-006453.
- b. On or about February 11, 2019, Sandy Anderson submitted a Non-Physician Ownership Waiver which listed Sandy Anderson and Cindy Lawson as co-owners of The De Morgan Wellness Group. Cindy Lawson was not included in the November 13, 2018 application. The waiver application stated Cindy Lawson's license to practice nursing was revoked.
 - i. On or about March 13, 2015, the Ohio Board of Nursing issued an Order permanently revoking Cindy Lawson's license to practice nursing as a registered nurse. The Board's decision, as stated in the Board Order, was a result of multiple prior Board actions, beginning with a Consent Agreement in 2007, and a long history of non-compliance and relapses. The Board provided Ms. Lawson opportunities to demonstrate she can comply with Board requirements and maintain sobriety and she failed to do so. Case No. 14-003235.

CONCLUSIONS OF LAW

1. Such conduct as set forth in Allegations Section, if proven, constitutes a violation of each of the following divisions of Section 4729.57 of the ORC, effective September 29, 2017:
 - a. Making any material false statements in an application for a license as a TDDD, ORC Section 4729.57(A)(1); and
 - b. Violating any rule of the board, ORC Section 4729.57(A)(2); and
 - c. Violating any provision of this chapter, ORC Section 4729.57(A)(3).
2. Such conduct as set forth in Allegations Section, if proven, constitutes a violation of Section 4729.55(K) of the ORC, effective April 6, 2017, TDDD license requirements: In the case of an applicant who is operating a facility,

clinic, or other location described in division (B) of section 4729.553 of the Revised Code that must hold a category III terminal distributor of dangerous drugs license with an office-based opioid treatment classification, the applicant meets the requirements to receive that license with that classification.

3. Such conduct as set forth in the Allegations Section, if proven, constitutes a violation of Section 4729.553 of the ORC: To be eligible to receive a license as a category III terminal distributor of dangerous drugs with an office-based opioid treatment classification, an applicant shall submit evidence satisfactory to the Board that the applicant's office-based opioid treatment will be operated in accordance with the requirements specified in division (D) of this section and that the applicants meets any other applicable requirements of this chapter, ORC 4729.553(C).
4. Such conduct as set forth in the Allegations Section, if proven, constitutes a violation of the following section of Rule 4729-9-19(A) of the OAC, as effective October 5, 2015: Has been disciplined by any professional licensing board, OAC Rule 4729-9-19(A)(7).
5. Such conduct as set forth in the Allegations Section, if proven, constitutes a violation of the following sections of Rule 4729-9-19(B)(3) of the OAC, as effective October 5, 2015, knowingly employing a person who:
 - a. Is addicted to or abusing alcohol or drugs, OAC Rule 4729-9-19(B)(3)(g); and
 - b. Has been disciplined by any professional licensing board, OAC Rule 4729-9-19(B)(3)(i).

DECISION OF THE BOARD

Pursuant to Section 4729.57 and 4729.553 of the Ohio Revised Code, and after consideration of the record as a whole, the State of Ohio Board of Pharmacy hereby denies De Morgan Wellness Group's application for license as a Terminal Distributor of Dangerous Drugs with an office-based opioid treatment classification, APP-000205760, submitted to the Board on November 13, 2018, unless the following conditions are met:

1. De Morgan Wellness must submit a corrected, amended application to include evidence of ownership devoid of Cindy Lawson. The application must include an express statement that Cindy Lawson will not work at or assist in business operations at De Morgan Wellness Group, in any capacity.
2. De Morgan Wellness Group must successfully pass an inspection by the Board.

3. De Morgan Wellness Group must complete an updated non-physician ownership waiver form, which will be granted by the Board if ownership is demonstrated to not include Cindy Lawson or other non-physicians.

Should all of these conditions be met and the license granted to De Morgan Wellness Group, any subsequent ownership changes must come before the Board.

If these conditions are not met within twelve months of the date of the Order, the application is denied, and reapplication may occur no sooner than six months from the denial. A one-time extension to the twelve months may be requested of the Board.

Shawn Wilt moved for Findings of Fact; Rich Miller seconded the motion. Motion passed (Aye-6/Nay-0).

Megan Marchal moved for Conclusions of Law; Victor Goodman seconded the motion. Motion passed (Aye-6/Nay-0).

Shawn Wilt moved for Action of the Board; Joshua Cox seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0288

Mr. Cox moved that the Board go into Executive Session to consider the investigation of charges or complaints against a licensee, confer with Board counsel regarding a pending or imminent court action and to discuss matters required to be confidential by law pursuant to Section 121.22(G)(1), (3) & (5) of the Ohio Revised Code and that the Board return to public session and promptly adjourn at the conclusion of executive session. The motion was seconded by Ms. Marchal and a roll-call vote was conducted by President Rudell as follows: Buettner-yes; Cox-yes; Goodman-yes; Marchal-yes; Miller-yes; Wilt-yes.

- 1:11 p.m.** The Board returned to public session.
- 1:13 p.m.** Mr. Garner provided the OARRS Report.
- 1:16 p.m.** Mr. Griffin provided the Compliance and Enforcement Report.
- 1:19 p.m.** Ms. Southard provided the Licensing Report.
- 1:22 p.m.** Mr. McNamee Provided the Legislative Report.
- 1:28 p.m.** Mr. Schierholt provided the Executive Director Report.

1:32 p.m. Ms. Southard presented the *Examination Extension Request* of Yukong Moy (APP-000158645) to the Board for consideration.

R-2021-0289 Ms. Marchal moved to approve the request of Yukong Moy and grant a six-month extension. The Motion was seconded by Mr. Wilt and approved by the Board: Aye-6, Nay-0.

1:39 p.m. Ms. Southard presented the *Military CE Request* Anthony Federico, RPh (03438662) to the Board for consideration.

R-2021-0290 Mr. Wilt moved to approve Anthony Federico's request in part and permit 19.25 hours to apply towards continuing pharmacy education. The Motion was seconded by Mr. Cox and approved by the Board: Aye-6, Nay-0.

1:45 p.m. Mr. McNamee and Ms. Wai presented the following resolutions titled: *Authorization for Support Personnel to Package Shipping Containers or Packaging for Delivery or Sale, Notification Reporting to ImpactSIIS, Temporary Off-Site Storage by Ohio Department of Health, Authorization for Registered Pharmacy Technicians and Pharmacy Technician Trainees to Stock Automated Pharmacy Systems and Automated Drug Storage Systems, Resolution on Informed Consent for COVID-19 Vaccine Administration, and Basic Life Support Training Requirements* to the Board for approval.

R-2021-0291 Ms. Marchal moved that the Board ratify the resolution titled *Authorization for Support Personnel to Package Shipping Containers or Packaging for Delivery or Sale*. The motion was seconded Mr. Wilt and approved by the Board: Aye-6, Nay-0. The following resolution was adopted by the Board:

**Authorization for Support Personnel to Package Shipping Containers
or Packaging for Delivery or Sale***

To mitigate possible workforce shortages during the COVID-19 outbreak, the State of Ohio Board of Pharmacy has adopted the following resolution on the use of support personnel for packaging shipping containers or packaging medications for delivery or sale.

Support personnel, as defined in OAC 4729:3-1-01 (Z), may place medication dispensed by a pharmacist (i.e. verified by the pharmacist) into shipping containers or packaging for delivery or sale if all the following are met:

1) The pharmacy uses barcode scanning of the drug product and patient prescription/order information to ensure accuracy of the drugs placed into shipping containers or packaging. The system must be capable of alerting pharmacy personnel if an incorrect drug product is scanned.

2) The pharmacy must develop and implement a quality assurance program to track the accuracy of the support personnel packaging the dangerous drugs.

The terminal distributor of dangerous drugs shall be responsible for ensuring all support personnel comply with state and federal requirements to ensure the confidentiality of patient health records.

This resolution shall remain in effect until rescinded by the Board.

R-2021-0292

Ms. Marchal moved that the Board ratify the resolution titled *Notification Reporting to ImpactSIIS*. The motion was seconded Mr. Wilt and approved by the Board: Aye-6, Nay-0. The following resolution was adopted by the Board:

Notification Reporting to ImpactSIIS*

Pursuant to paragraph (L)(7) of rule 4729:1-3-02 of the Administrative Code, the State of Ohio Board of Pharmacy hereby recognizes the reporting of required vaccine administration to the Ohio Impact Statewide Immunization Information System (ImpactSIIS) as a method for submitting the required notification to a patient's primary care provider or local health department.

R-2021-0293

Ms. Marchal moved that the Board ratify the resolution titled *Temporary Off-Site Storage by Ohio Department of Health*. The motion was seconded Mr. Wilt and approved by the Board: Aye-6, Nay-0. The following resolution was adopted by the Board:

Temporary Off-Site Storage by Ohio Department of Health*

In order to address storage capacity at your existing warehouse and to promote the safe distribution of COVID-19 vaccines, the State of Ohio Board of Pharmacy temporarily authorizes the Ohio Department of Health to store and distribute non-controlled dangerous drugs from its Board of Pharmacy-licensed facilities to its storage facility at 6480 Adelaide Ct., Groveport, Ohio 43125 (e.g. Adelaide Facility).

In authorizing the temporary storage of dangerous drugs at this location, the Ohio Department of Health shall ensure that the Adelaide Facility complies with all applicable requirements for wholesale distributors set forth in chapter 4729 of the Revised Code and chapters 4729:6-5 and 4729:6-3 of the Ohio Administrative Code.

This resolution shall remain in effect until May 1, 2021 but may be extended by the Board at the request of the Department.

R-2021-0294

Ms. Marchal moved that the Board ratify the resolution titled *Authorization for Registered Pharmacy Technicians and Pharmacy Technician Trainees to Stock Automated Pharmacy Systems and Automated Drug Storage Systems*. The motion was seconded Mr. Wilt and approved by the Board: Aye-6, Nay-0. The following resolution was adopted by the Board:

Authorization for Registered Pharmacy Technicians and Pharmacy Technician Trainees to Stock Automated Pharmacy Systems and Automated Drug Storage Systems*

To mitigate possible workforce shortages during the COVID-19 outbreak, the State of Ohio Board of Pharmacy has adopted the following resolution to permit registered pharmacy technicians and pharmacy technician trainees to stock automated pharmacy systems and automated drug storage systems at a location licensed as a terminal distributor of dangerous drugs, subject to certain conditions.

As used in this resolution, an "automated drug storage system" means a mechanical system used for the secure storage of dangerous drugs used as floor stock or contingency drugs. An "automated pharmacy system" means a mechanical system that performs operations or activities other than administration, relative to storage, packaging, compounding, dispensing, or

distribution of dangerous drugs that collects, controls, and maintains transaction information and records.

A registered pharmacy technician or pharmacy technician trainee may stock an automated drug storage system or automated pharmacy system if all the following conditions are met:

1. The automated system utilizes a barcode scanning system at the fill station.
2. For automated drug storage system only: the system or the electronic health record used to administer drugs utilizes barcode medication administration (BCMA).
3. Registered pharmacy technicians and pharmacy technician trainees must complete documented training on stocking an automated drug storage system or automated pharmacy system. F. Resolutions 2
4. The terminal distributor of dangerous drug must develop and implement a quality assurance program to track the accuracy of the technician restocking the automated systems, such as medication error reporting and resolving fill errors immediately.
5. A registered pharmacy technician or pharmacy technician trainee may stock automated drug storage systems, at a location licensed as a terminal distributor of dangerous drugs if a pharmacist is not physically present at the licensed location and all the following apply:
 - i. A pharmacist is readily available to answer questions of the technician;
 - ii. A pharmacist is responsible for conducting routine verifications of the activities of the technician to prevent the diversion of dangerous drugs;
 - iii. A pharmacist is fully responsible for all activities conducted by the technician at the licensed location.

This resolution shall remain in effect until rescinded by the Board.

R-2021-0295

Ms. Marchal moved that the Board ratify the resolution titled *Resolution on Informed Consent for COVID-19 Vaccine Administration*. The motion was

seconded Mr. Wilt and approved by the Board: Aye-6, Nay-0. The following resolution was adopted by the Board:

Resolution on Informed Consent for COVID-19 Vaccine Administration*

In order to ensure uniform vaccination requirements, the State of Ohio Board of Pharmacy has adopted the following resolution regarding the informed consent requirements set forth in OAC 4729:1-3-02 and 4729:5-5-04 of the Administrative Code. This resolution is being issued in accordance with a Board resolution adopted on May 5, 2020. In lieu of the informed consent requirement, pharmacy personnel may adhere to the "Information for Recipients" guidance issued by the FDA for drug approved via Emergency Use Authorization (EUA) (see page 24 of the following document: <https://www.fda.gov/media/97321/download>). Please note that this resolution does not replace or supersede any patient education requirements set forth by any other federal or state agency.

R-2021-0296

Ms. Marchal moved that the Board ratify the resolution titled *Basic Life Support Training Requirements*. The motion was seconded Mr. Wilt and approved by the Board: Aye-6, Nay-0. The following resolution was adopted by the Board:

Basic Life Support Training Requirements*

In order to ensure pharmacists and pharmacy interns can meet the basic-life support (BLS) training requirements set forth ORC 4729.41 of the Revised Code, the State of Ohio Board of Pharmacy temporarily suspends in-person training requirements for obtaining BLS in paragraph (M) of rule 4729:1-3-02 and (A)(3) of rule 4729:2-3-03 of the Administrative Code. This resolution shall remain in effect until rescinded by the Board.

1:55 p.m.

Mr. McNamee and Ms. Wai presented the following resolution titled: *Waiver of Virtual Wholesale Requirements for Distribution of COVID-19 Vaccine* to the Board for approval.

R-2021-0297

Mr. Wilt moved that the Board approve the resolution titled *Authorization for Support Personnel to Package Shipping Containers or Packaging for Delivery or*

Salé. The motion was seconded Ms. Buettner and approved by the Board: Aye-6, Nay-0. The following resolution was adopted by the Board:

Waiver of Virtual Wholesale Requirements for Distribution of Federally Owned COVID-19 Vaccine

To reduce any potential barriers to the distribution of COVID-19 vaccines, the State of Ohio Board of Pharmacy hereby waives virtual wholesale requirements for any entity distributing COVID-19 vaccines via an Ohio-licensed third-party logistics provider.

1:58 p.m.

Mr. McNamee, Ms. Wai, and Ms. Dehner presented amendments to rules OAC 4729:3 – Pharmacy Technicians, 4729:5-3-19 - Naloxone for emergency use and distribution via automated mechanisms, and 4729:4 – Probation Rules.

R-2021-0298

Mr. Miller moved to approve rules OAC 4729:3 – Pharmacy Technicians, 4729:5-3-19 - Naloxone for emergency use and distribution via automated mechanisms, and 4729:4 – Probation Rules for filing with CSI and JCARR. The motion was seconded by Mr. Cox and a roll-call vote was conducted by President Rudell as follows: Buettner-yes; Cox-yes; Goodman-yes; Marchal-yes; Miller-yes; and Wilt-yes.

2:07 p.m.

The Board Recessed for the day.

Wednesday, January 6, 2021

9:00 a.m.

Acting under the authority Section 12 of Substitute House Bill number 197, effective November 22, 2020, the State of Ohio Board of Pharmacy convened for a public meeting via Microsoft Teams audio/visual conference call, with the following members present:

Jennifer M. Rudell, RPh, *Presiding*; Trina L. Buettner, RPh; Joshua M. Cox, RPh; Victor Goodman, *Public Member*; Megan Marchal, RPh; Donald R. Miller, RPh; and Shawn C. Wilt, RPh.

Also present were Steven Schierholt, *Executive Director*; Nicole Dehner, *Chief Legal Counsel*; Jonathan Brown, *Software Development Specialist*; Cameron McNamee, *Director of Policy and Communications*; Brenda Cooper, *Executive Assistant*; Michael Clark, *IT Administrator*; Brenda Cooper, *Executive Assistant*; Paula Economus, *Administrative Assistant*; Ashley Gilbert, *Senior Legal Counsel*; Eric Griffin, *Director of Compliance and Enforcement*; Joseph Koltak,

Senior Legal Counsel; Kathryn Lewis, Administrative Assistant; Sharon Maerten-Moore, Director of Medical Marijuana Operations; Thomas Pyles, Chief of Investigations; Justin Sheridan, Senior Legal Counsel; Michelle Siba, Senior Legal Counsel; Karrie Southard, Director of Licensing, and Jenni Wai, Chief Pharmacist.

9:01 a.m. McKesson (represented by Mr. Roger N. Morris) presented their SOR Request to the Board for consideration:

R-2021-0299 Mr. Cox moved to approve McKesson's request. The motion was seconded by Ms. Buettner and a roll-call vote was conducted by President Rudell as follows: Buettner-yes; Cox-yes; Goodman-yes; Marchal-**Recused**; Miller-yes; and Wilt-yes.

9:12 a.m. Mr. McNamee and Ms. Wai led a discussion on Consultation on Medical Board Consult Agreement Rules.

9:17 a.m. Mr. McNamee and Ms. Wai led a discussion on Responsible Person Requirements – Physician Assistants.

R-2021-0300 Mr. Miller moved to approve the Responsible Person Requirements – Physician Assistants. The motion was seconded by Mr. Goodman and a roll-call vote was conducted by President Rudell as follows: Buettner-yes; Cox-yes; Goodman-yes; Marchal-yes; Miller-yes; and Wilt-yes. The following recommendation was adopted by the Board:

Recommendation:

- Amend the Board's RP resolution to permit physician assistants to serve as the RP on any license where an APRN is listed, to include OBOTs, subject to authorization of physician-delegated prescriptive authority. Require that any RP on a category III license submit proof of mid-level DEA-registration.
 - For OBOTs, require the PA to have a DEA-X waiver and have an agreement with a provider. If the PA is the owner, still require the submission of a non-physician ownership waiver.
 - Authorize updated filing of rule 4729:5-2-01 of the Administrative Code to reflect these proposed changes.
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- 9:25 a.m.** Ms. Maerten-Moore provided the Medical Marijuana Program Update.
- 9:35 a.m.** Medical Marijuana Advisory Committee Update.
- 9:39 a.m.** Ms. Maerten-Moore led a discussion on New Form/Method of Medical Marijuana Petition-Buccal/Sublingual, which was tabled for additional information to be obtained.
- R-2021-0301** Mr. Cox moved that the Board go into Executive Session to consider the investigation of charges or complaints against a licensee, confer with Board counsel regarding a pending or imminent court action and to discuss matters required to be confidential by law pursuant to Section 121.22(G)(1), (3) & (5) of the Ohio Revised Code and that the Board return to public session and promptly adjourn at the conclusion of executive session. The motion was seconded by Mr. Wilt and a roll-call vote was conducted by President Rudell as follows: Buettner-yes; Cox-yes; Goodman-yes; Marchal-yes; Miller-yes, Wilt-yes.
- 11:41 a.m. The Board returned to public session.
- R-2021-0302** After votes were taken in public session, the Board adopted the following order in the Matter of Medical Marijuana Patient **M.P., Piqua, Ohio.**

**ORDER OF THE STATE OF OHIO BOARD OF PHARMACY
CONFIRMING IN PART AND APPROVING IN PART
REPORT & RECOMMENDATION OF HEARING EXAMINER**

(Case Number A-2019-0057-MPT)

IN THE MATTER OF:
M.P. (Respondent)
8150 Looney Road
Piqua, OH 45356
(Patient Registration No. [REDACTED])

INTRODUCTION

In the Matter of: M.P. came for hearing before Hearing Examiner Shantae Decarlow on October 9, 2020, and for consideration by the State of Ohio Board of Pharmacy (Board) on January 6, 2021 before the following members of the State of Ohio Board of Pharmacy (Board): Jennifer M. Rudell, RPh, *Presiding*; Megan E. Marchal, RPh; Joshua M. Cox, RPh; Rich D. Miller, RPh; N. Victor Goodman, *Public Member*; Shawn C. Wilt, RPh; and Trina Buettner, RPh.

Respondent was represented by attorney Jay Lopez. The State of Ohio was represented by Principal Assistant Attorney General Henry G. Appel.

BOARD REVIEW OF THE RECORD

Prior to making its decision, the Board reviewed the entire administrative record in this matter, consisting of the following items:

- 1) Summary Suspension/Notice of Opportunity for Hearing for Case No. A-2019-0057-MPT
- 2) Proof of Service, Summary Suspension/Notice of Opportunity for Hearing for Case No. A-2019-0520-MPT (Unclaimed)
- 3) Proof of Service, Summary Suspension/Notice of Opportunity for Hearing for Case No. A-2019-0520-MPT (Certificate of Mailing)
- 4) Request for Hearing
- 5) Acknowledgement of Hearing Request
- 6) Proof of service, Acknowledgement of Hearing Request
- 7) Hearing Examiner Appointment Letter
- 8) Amended Notice of Hearing and Journal Entry, Dated May 14, 2020
- 9) Amended Notice of Hearing and Journal Entry, Dated July 16, 2020
- 10) Order Granting Continuance and Journal Entry
- 11) Journal Entry
- 12) Hearing Transcript
- 13) The following State of Ohio Exhibits admitted by the Hearing Examiner:
 - Exhibit 01. Summary Suspension/Notice of Opportunity for Hearing
 - Exhibit 02. Request for Hearing*
 - Exhibit 03. Initial Scheduling Order*
 - Exhibit 04. Amended Notice of Hearing and Journal Entry*
 - Exhibit 05. Police Report*
 - Exhibit 06. Lab Results

Exhibit 07. Hemp Report

Exhibit 08. Photos

Exhibit 09. Indictment*

Exhibit 10. Petition to Enter a Plea of Guilty (Felony)*

Exhibit 11. Judgment Entry – Acceptance of Guilty Plea*

Exhibit 12. Judgment Entry of Sentencing*

***Exhibits 02, 03, 04 05, 09, 10, 11, and 12 were admitted under seal**

14) The following Respondent Exhibits admitted by the Hearing Examiner*:

Exhibit A. M.P Medical Records

Exhibit B. Email from Laura Hiegel, Dated October 23, 2020

***The record was held open by the Hearing Examiner until October 23, 2020**

15) Report and Recommendation dated November 17, 2020

16) Proof of Service, Report and Recommendation

DECISION OF THE BOARD

After thorough review of the administrative record, the Board hereby confirms and approves in its entirety Hearing Examiner Decarlow's Findings of Fact as detailed in the Report and Recommendation. The Board hereby confirms and approves in its entirety Hearing Examiner Decarlow's Conclusions of Law as detailed in the Report and Recommendation. Based upon the stipulations entered into between the parties to Allegations 1, 2, and 3 contained in Exhibit 1, and Exhibit 5, the Board modifies the Report and Recommendation to include the following additional violation of law, as set forth in the Summary Suspension/Notice of Opportunity for Hearing: Potential Violation of Law 3: 3796:7-2-08(B)(14), the patient or caregiver sold marijuana to any other person, including other patients or caregivers.

In reviewing the administrative record, the Board modifies the Hearing Examiner's Recommendation as follows: Respondent's patient registration is hereby indefinitely suspended. The Board will not consider a petition for reinstatement of Respondent's patient registration unless the petition includes evidence that Respondent has successfully completed community control sanctions in case number 20 CR 000036, which includes the successful completion of drug and alcohol counseling; and a statement that Respondent has not received any additional charges that would violate any provisions of

R.C. 3796. or engaged in any conduct for which the Board may impose discipline as set forth in rules adopted under R.C. 3796.

Finally, the Board Orders that State's Exhibits 2, 3, 4, 5, 9, 10, 11, and 12 be placed under seal.

Mr. Wilt moved to confirm and approve the Report and Recommendation of Hearing Examiner Decarlow; Mr. Cox seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0303

After votes were taken in public session, the Board adopted the following order in the Matter of **Kristen Webb, Painesville, Ohio.**

ORDER OF THE STATE BOARD OF PHARMACY
CONFIRMING AND APPROVING IN PART & MODIFYING IN PART
REPORT & RECOMMENDATION OF HEARING EXAMINER

(Case Number A-2019-0457)

In The Matter Of Kristen Webb:

Kristen Webb, Certified Pharmacy Technician.

367 Community Lane, Painesville, OH 44077

(Suspended Registration No. 09-307131)

INTRODUCTION

A Summary Suspension/Notice of Opportunity for Hearing (Notice) was issued by the Board on October 11, 2019. The Matter of Kristen Webb came for hearing before Hearing Examiner Susan M. Sullivan on February 21, 2020 at which time Kristen Webb appeared, pro se. The State of Ohio was represented by Henry Appel, Assistant Attorney General. The Hearing Examiner's Report and Recommendation was served upon the Respondent on or about June 23, 2020. The matter subsequently came for consideration by the Board on January 6, 2021, before the following members of the State of Ohio Board of Pharmacy (Board): Jennifer Rudell, RPh, *Presiding*; Trina Buettner, RPh; Joshua Cox, RPh; Victor Goodman, *Public Member*; Megan Marchal, RPh; Donald Miller, RPh; Shawn Wilt, RPh.

BOARD REVIEW OF THE RECORD

The Board reviewed the entire administrative record in this matter prior to making its decision, which included the following items: State's Exhibits numbered (1) through (8), Respondent's Exhibit (A), the hearing transcript, and Hearing Examiner Sullivan's Report and Recommendation.

DECISION OF THE BOARD

After thorough review of the entire administrative record, the Board further modifies and adopts Hearing Examiner Sullivan's Findings of Facts, including those that specifically relate to the Board's Notice letter dated October 11, 2019, to include paragraphs:

1. Paragraph 1- From on or about May 14, 2019 to on or about September 27, 2019, Kristen Webb stole dangerous drugs from her employer. Kristen Webb stole the following dangerous drugs:
 - a. APAP/Codeine #3, a Schedule III controlled substance.
 - b. APAP/Codeine #4, a Schedule III controlled substance.
 - c. oxycodone/APAP 7.5/325mg, a Schedule II controlled substance.
 - d. amphetamine/dextroamphetamine 15mg IR, a Schedule II controlled substance.
 - e. Tramadol, a Schedule IV controlled substance.
2. Paragraph 2- On or about October 6, 2019, Kristen Webb was observed on a surveillance recording stealing APAP/Codeine #3 from a stock bottle in the pharmacy. Kristen Webb stole twenty-six (26) tablets.
3. Paragraph 3- On or about October 6, 2019, Kristen Webb was interviewed by an agent from the Board. Kristen Webb made the following statements:
 - a. Kristen Webb admitted to stealing the following dangerous drugs from her employer.
 - i. APAP/Codeine #3, a Schedule III controlled substance-approximately 100 tablets.
 - ii. APAP/Codeine #4, a Schedule III controlled substance-approximately 100 tablets.

- iii. oxycodone/APAP, a Schedule II controlled substance- approximately 30 tablets.
 - iv. tramadol, a Schedule IV controlled substance- approximately 70 tablets.
 - v. amphetamine/dextroamphetamine, a Schedule II controlled substance- approximately 30 tablets.
- b. Kristen Webb admitted to ingesting (2) tablets of APAP/Codeine #3 that she had stolen earlier in the day.
 - c. Kristen Webb admitted to giving the dangerous drugs stolen from her employer to her mother-in-law.

The Board further modifies the Report and Recommendation to include the Board's violations of law as set forth in the Notice of Hearing dated October 11, 2019, paragraphs:

1. Paragraph 1- Theft of Controlled Substance, ORC Section 2913.02.
2. Paragraph 2- Aggravated Possession of Drugs, Felony Five, ORC Section 2925.11(A).
3. Paragraph 3- Possession of Drugs, Misdemeanor One, ORC Section 2925.11(A).
4. Paragraph 4- Aggravated Trafficking in Drugs, Felony Four, ORC Section 2925.03.
5. Paragraph 5- Trafficking in Drugs, Felony Five, ORC Section 2925.03.
6. Paragraph 6- Not of good moral character, ORC Section 4729.92(A)(1) and OAC Rule 4729:3-1-01(N) ***STRIKE HABITS.
7. Paragraph 7(d)- engaged in conduct for which the Board may impose discipline, ORC Section 4729.96(A)(2)(g).
8. Paragraph 8(a)- engaged in conduct found in 4729.96(A)(2), OAC Rule 4729:3-4-01(C)(1).
9. Paragraph 8(b)- violated state or federal law, OAC Rule 4729:3-4-01(C)(2).
10. Paragraph 8(c)- Committed act of gross immorality, OAC Rule 4729:3-4-01(C)(5).

11. Paragraph 8(d)- Committed an act involving moral turpitude that constitutes a misdemeanor or felony in this state, OAC Rule 4729:3-4-01(C)(7).
12. Paragraph 8(e)- engaged in dishonesty or unprofessional conduct, OAC Rule 4729:3-4-01(C)(9).

All violations of law are supported based on the evidence in the record. Specifically, Ms. Webb's admission that she had diverted controlled substances for her own personal use from the pharmacy giving some of the controlled substances to her mother-in-law. (R&R page 3; Tr. At 10-12). Ms. Webb also admitted she was an addict. (R&R page 3; Tr. 10-12).

The Board adopts the Hearing Examiner's Recommendation with modification. Pursuant to Section 4729.96 of the Ohio Revised Code and Rule 4729:3-4-01 of the Ohio Administrative Code, and after consideration of the record as a whole, the Board hereby adopts, with modification, the recommendation of the Hearing Examiner to remove the summary suspension and permanently revoke the certified pharmacy technician registration number 09-307131, held by Kristen Webb, and such permanent revocation is effective as of the mailing of this Order.

Ms. Marchal moved to confirm and approve the Report and Recommendation of Hearing Examiner Sullivan with the modifications outlined above. Ms. Buettner seconded the motion. Motion passed (Aye - 6/Nay - 0).

SO ORDERED.

R-2021-0304

After votes were taken in public session, the Board adopted the following order in the Matter of **Brandon Dalton, Mansfield, Ohio**.

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0426
Brandon Dalton	:	
320 Ruth Ave	:	Pending Reg. No. APP-000282406
Mansfield, OH 44907	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Brandon Dalton ("Respondent") submitted an application for registration as a pharmacy technician trainee ("Application") to the State of Ohio Board of Pharmacy on July 19, 2019. The Board issued a Notice of Opportunity for Hearing/Proposal to Deny Application for Technician Registration ("Notice") to Respondent on December 18, 2019. Respondent received the Notice, via certified mail, return receipt requested, on December 23, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Application is DENIED.
2. Respondent may not apply for any license or registration over which the Board has jurisdiction, including those set forth in ORC Chapters 3719., 3796., 4729. or 4752., for a period of at least twenty-four months from the date of this Order, as set forth in OAC 4729:3-1-01(U).
3. Respondent may only apply for a license or registration, as described above in Paragraph (2), if he provides satisfactory proof to the Board that he is no longer addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy, to include at minimum, unless otherwise approved by the Board:
 - a. Successful completion of a Board-approved or court-ordered treatment program; and
 - b. Continuous participation in a Board-approved monitoring program for no less than 24 months, to include all components set forth in OAC 4729:4-1-04.
4. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

Rich Miller, RPh, moved for the findings and decision of the Board. Victor Goodman seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0305

After votes were taken in public session, the Board adopted the following order in the Matter of **Jennifer Miller, Middletown, Ohio**.

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0488
Jennifer Miller	:	
6467 Holloway Drive	:	License No. 09-107938
Middletown, OH 45044	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Jennifer Miller ("Respondent") was issued a registration as a pharmacy technician trainee by the State of Ohio Board of Pharmacy on April 5, 2019. The Board issued a Notice of Opportunity for Hearing ("Notice") to Respondent on December 2, 2019. Respondent received the Notice, via personal delivery, on December 5, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of delivery. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. Based on the findings contained herein, the Board ORDERS as follows:

1. The Board hereby imposes a fine in the amount of \$50.00. This fine will be attached to Respondent's pharmacy technician trainee registration and must be paid no later than 180 days from the effective date of this Order. To pay this fine Respondent must login to www.elicense.ohio.gov and process the items in the cart.
2. This Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction in which Respondent currently holds a professional license, including to the Board on renewal applications or applications for a new license or registration.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

Rich Miller, RPh, moved for the findings and decision of the Board. Joshua Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0306

After votes were taken in public session, the Board adopted the following order in the Matter of **Angela Maupin, Union, Ohio**.

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0034
Angela Maupin	:	
108 Brumbaugh Ct.	:	License No. 09-306079
Union, OH 45322	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Angela Maupin ("Respondent") was issued a registration as a certified pharmacy technician by the State of Ohio Board of Pharmacy on May 25, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on January 17, 2019. Respondent received the Notice, via certified mail, return receipt requested, on January 19, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a registered pharmacy technician, No. 09-306079, may be REINSTATED as of the date of this Order so long as all licensing conditions have been met. If any licensing conditions are outstanding, they must first be completed prior to reinstatement, including renewal if appropriate.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

Donald R. Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0307

After votes were taken in public session, the Board adopted the following order in the Matter of **Amy Boeing, Harrison, Ohio**.

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0534
Amy Boeing	:	
10716 Stone Ridge Way	:	License No. 09-307805
Harrison, OH 45030	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Amy Boeing ("Respondent") was issued a registration as a certified pharmacy technician by the State of Ohio Board of Pharmacy on April 10, 2018. The Board

issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on December 30, 2019. Respondent received the Notice, via certified mail, return receipt requested, on January 6, 2020. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a certified pharmacy technician, No. 09-307805, is REVOKED.
2. Notwithstanding the definition of "Revoke" in OAC 4729:3-1-01, Respondent may not apply for any license or registration over which the Board has jurisdiction, including those set forth in ORC Chapters 3719., 3796., 4729. or 4752., for a period of at least twenty-four months from the date of this Order.
3. Respondent may only apply for a license or registration, as described above in Paragraph (2), if she provides satisfactory proof to the Board that she is no longer addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render her unfit to practice pharmacy, to include at minimum, unless otherwise approved by the Board:
 - a. Successful completion of a Board-approved or court-ordered treatment program; and
 - b. Continuous participation in a Board-approved monitoring program for no less than 24 months, to include all components set forth in OAC 4729:4-1-04.
4. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

Rich Miller, RPh, moved for the findings and decision of the Board. Joshua Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0308

After votes were taken in public session, the Board adopted the following order in the Matter of **Brandon Peters, Ironton, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0528
Brandon Peters	:	
320 Jefferson Street, Apt. B	:	License No. 09-212039
Ironton, OH 45638	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Brandon Peters ("Respondent") was issued a registration as a registered pharmacy technician by the State of Ohio Board of Pharmacy on August 6, 2019. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on December 12, 2019. Respondent received the Notice, via certified mail, return receipt requested, on December 14, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a registered pharmacy technician, No. 09-212039, is REVOKED.

2. Notwithstanding the definition of "Revoke" in OAC 4729:3-1-01, Respondent may not apply for any license or registration over which the Board has jurisdiction, including those set forth in ORC Chapters 3719., 3796., 4729. or 4752., for a period of at least twenty-four months from the date of this Order.
3. Respondent may only apply for a license or registration, as described above in Paragraph (2), if he provides satisfactory proof to the Board that he is no longer addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy, to include at minimum, unless otherwise approved by the Board:
 - a. Successful completion of a Board-approved or court-ordered treatment program; and
 - b. Continuous participation in a Board-approved monitoring program for no less than 24 months, to include all components set forth in OAC 4729:4-1-04.
4. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

Rich Miller, RPh, moved for the findings and decision of the Board. Joshua Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0309

After votes were taken in public session, the Board adopted the following order in the Matter of **Marie Watts, Riverside, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2018-0098
Marie Watts	:	
4404 Derwent Drive	:	License No. 09-206257
Riverside, OH 45431	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Marie Watts (“Respondent”) was issued a registration as a registered pharmacy technician by the State of Ohio Board of Pharmacy on May 25, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing (“Notice”) to Respondent on April 18, 2019. Respondent received the Notice, via certified mail, return receipt requested, on April 23, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent’s Registration as a registered pharmacy technician, No. 09-206257, is REVOKED.
2. Notwithstanding the definition of “Revoke” in OAC 4729:3-1-01, Respondent may not apply for any license or registration over which the Board has jurisdiction, including those set forth in ORC Chapters 3719., 3796., 4729. or 4752., for a period of at least twenty-four months from the date of this Order.
3. Respondent may only apply for a license or registration, as described above in Paragraph (2), if she provides satisfactory proof to the Board that she is no longer addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy, to include at minimum, unless otherwise approved by the Board:
 - a. Successful completion of a Board-approved or court-ordered treatment program; and
 - b. Continuous participation in a Board-approved monitoring program for no less than 24 months, to include all components set forth in OAC 4729:4-1-04.
4. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

Donald R. Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0310

After votes were taken in public session, the Board adopted the following order in the Matter of **Mariah C. Bruce, Toledo, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2018-0145
Mariah C. Bruce	:	
3415 Gibraltar Heights Drive, Apt. L7	:	License No. 09-102861
Toledo, OH 43069	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Mariah C. Bruce ("Respondent") was issued a registration as a pharmacy technician trainee by the State of Ohio Board of Pharmacy on June 19, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on December 26, 2018. Respondent received the Notice, via certified mail, return receipt requested, on January 8, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a pharmacy technician trainee, No. 09-102861, is REVOKED.
2. Notwithstanding the definition of "Revoke" in OAC 4729:3-1-01, Respondent may not apply for any license or registration over which the Board has jurisdiction, including those set forth in ORC Chapters 3719., 3796., 4729. or 4752., for a period of at least twenty-four months from the date of this Order.
3. Respondent may only apply for a license or registration, as described above in Paragraph (2), if she provides satisfactory proof to the Board that she is no longer addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy, to include at minimum, unless otherwise approved by the Board:
 - a. Successful completion of a Board-approved or court-ordered treatment program; and
 - b. Continuous participation in a Board-approved monitoring program for no less than 24 months, to include all components set forth in OAC 4729:4-1-04.
4. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

Donald R. Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0311

After votes were taken in public session, the Board adopted the following order in the Matter of **Elizabeth Lang, Marietta, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0163
Elizabeth Lang	:	
1009 Colegate Drive	:	Registration No. 09-306497
Marietta, Ohio 45750	:	
	:	

Respondent. :

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Elizabeth Lang (“Respondent”) was issued a registration as a certified pharmacy technician by the State of Ohio Board of Pharmacy on April 7, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing (“Notice”) to Respondent on March 14, 2019. Respondent received the Notice, via certified mail, return receipt requested, on March 18, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent’s Registration as a certified pharmacy technician, No. 09-306497, is REVOKED.
2. Notwithstanding the definition of “Revoke” in OAC 4729:3-1-01, Respondent may not apply for any license or registration over which the Board has jurisdiction, including those set forth in ORC Chapters 3719., 3796., 4729. or 4752., for a period of at least twenty-four months from the date of this Order.
3. Respondent may only apply for a license or registration, as described above in Paragraph (2), if she provides satisfactory proof to the Board that she is no longer addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy, to include at minimum, unless otherwise approved by the Board:
 - a. Successful completion of a Board-approved or court-ordered treatment program; and
 - b. Continuous participation in a Board-approved monitoring program for no less than 24 months, to include all components set forth in OAC 4729:4-1-04.

- 4. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

D. Rich Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0312

After votes were taken in public session, the Board adopted the following order in the Matter of **Malik Hill, Cincinnati, Ohio**.

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0204
Malik Hill	:	
1358 Karahill Drive	:	Registration No. 09-103964
Cincinnati, Ohio 45240	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Malik Hill ("Respondent") was issued a registration as a pharmacy technician trainee by the State of Ohio Board of Pharmacy on June 19, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on April 18, 2019. The Board issued Respondent the Notice, via certified mail, return receipt requested, and it was returned to the Board as undeliverable. On June 11, 2019, the Notice was sent with a Certificate of Mailing. It was not returned for failure of service. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 06, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a pharmacy technician trainee, No. 09-103964, is REVOKED.
2. Notwithstanding the definition of "Revoke" in OAC 4729:3-1-01, Respondent may not apply for any license or registration over which the Board has jurisdiction, including those set forth in ORC Chapters 3719., 3796., 4729. or 4752., for a period of at least twenty-four months from the date of this Order.
3. Respondent may only apply for a license or registration, as described above in Paragraph (2), if she provides satisfactory proof to the Board that he is no longer addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy, to include at minimum, unless otherwise approved by the Board:
 - a. Successful completion of a Board-approved or court-ordered treatment program; and
 - b. Continuous participation in a Board-approved monitoring program for no less than 24 months, to include all components set forth in OAC 4729:4-1-04.
4. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

D. Rich Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0313

After votes were taken in public session, the Board adopted the following order in the Matter of **Scott Motschman, Englewood, Ohio**.

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0229
Scott Motschman	:	
709 Gibraltar Ave	:	Registration No. 09-304145
Englewood, Ohio 45322	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Scott Motschman ("Respondent") was issued a registration as a certified pharmacy technician by the State of Ohio Board of Pharmacy on February 22, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on June 5, 2019. Respondent received the Notice, via certified mail, return receipt requested, on June 7, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a certified pharmacy technician, No. 09-304145, is REVOKED.
2. Notwithstanding the definition of "Revoke" in OAC 4729:3-1-01, Respondent may not apply for any license or registration over which the Board has jurisdiction, including those set forth in ORC Chapters 3719., 3796., 4729. or 4752., for a period of at least twenty-four months from the date of this Order.
3. Respondent may only apply for a license or registration, as described above in Paragraph (2), if she provides satisfactory proof to the Board that he is no longer addicted to or abusing liquor or drugs or impaired physically or

mentally to such a degree as to render him unfit to practice pharmacy, to include at minimum, unless otherwise approved by the Board:

- a. Successful completion of a Board-approved or court-ordered treatment program; and
 - b. Continuous participation in a Board-approved monitoring program for no less than 24 months, to include all components set forth in OAC 4729:4-1-04.
4. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

D. Rich Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0315

After votes were taken in public session, the Board adopted the following order in the Matter of **Melanie R. Olivieri, Lima, Ohio**.

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0295
Melanie R. Olivieri	:	
997 Fenway Drive	:	Registration No. 09-211444
Lima, Ohio 45801	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Melanie R. Olivieri ("Respondent") was issued a registration as a registered pharmacy technician by the State of Ohio Board of Pharmacy on April 22, 2019. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on June 13, 2019. Respondent received the Notice,

via certified mail, return receipt requested, on June 17, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a registered pharmacy technician, No. 09-211444, is REVOKED.
2. Notwithstanding the definition of "Revoke" in OAC 4729:3-1-01, Respondent may not apply for any license or registration over which the Board has jurisdiction, including those set forth in ORC Chapters 3719., 3796., 4729. or 4752., for a period of at least twenty-four months from the date of this Order.
3. Respondent may only apply for a license or registration, as described above in Paragraph (2), if she provides satisfactory proof to the Board that she is no longer addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy, to include at minimum, unless otherwise approved by the Board:
 - a. Successful completion of a Board-approved or court-ordered treatment program; and
 - b. Continuous participation in a Board-approved monitoring program for no less than 24 months, to include all components set forth in OAC 4729:4-1-04.
4. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

D. Rich Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0316

After votes were taken in public session, the Board adopted the following order in the Matter of **Alexander Maccarone, Cincinnati, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0397
Alexander Maccarone	:	
9105 Brehm Rd.	:	License No. 09-201730
Cincinnati, Ohio 45252	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Alexander Maccarone ("Respondent") was issued a registration as a certified pharmacy technician by the State of Ohio Board of Pharmacy on February 14, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on September 18, 2019. Respondent received the Notice, via certified mail, return receipt requested, on November 20, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a certified pharmacy technician, No. 09-201730, is REVOKED.

2. Notwithstanding the definition of "Revoke" in OAC 4729:3-1-01, Respondent may not apply for any license or registration over which the Board has jurisdiction, including those set forth in ORC Chapters 3719., 3796., 4729. or 4752., for a period of at least twenty-four months from the date of this Order.
3. Respondent may only apply for a license or registration, as described above in Paragraph (2), if she provides satisfactory proof to the Board that he is no longer addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render him unfit to practice pharmacy, to include at minimum, unless otherwise approved by the Board:
 - a. Successful completion of a Board-approved or court-ordered treatment program; and
 - b. Continuous participation in a Board-approved monitoring program for no less than 24 months, to include all components set forth in OAC 4729:4-1-04.
4. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

D. Rich Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0317

After votes were taken in public session, the Board adopted the following order in the Matter of **Beverly Gettel, Parma, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0406
Beverly Gettel	:	
8215 Liberty Avenue	:	License No. 09-201447
Parma, OH 44129	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Beverly Gettel ("Respondent") was issued a registration as a registered pharmacy technician by the State of Ohio Board of Pharmacy on February 13, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on September 18, 2019. Respondent received the Notice, via certified mail, return receipt requested, on September 21, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a registered pharmacy technician, No. 09-201447, is REVOKED.
2. Notwithstanding the definition of "Revoke" in OAC 4729:3-1-01, Respondent may not apply for any license or registration over which the Board has jurisdiction, including those set forth in ORC Chapters 3719., 3796., 4729. or 4752., for a period of at least twenty-four months from the date of this Order.
3. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

Rich Miller, RPh, moved for the findings and decision of the Board. Joshua Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0318

After votes were taken in public session, the Board adopted the following order in the Matter of **Ambrosia Aiken, Lakeview, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0521
Ambrosia Aiken	:	
11008 Walnut Street	:	License No. 09-212577
Lakeview, OH 43331	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Ambrosia Aiken ("Respondent") was issued a registration as a registered pharmacy technician by the State of Ohio Board of Pharmacy on November 26, 2019. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on December 30, 2019. Respondent received the Notice, via certified mail, return receipt requested, on January 3, 2020. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public's health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's registration as a registered pharmacy technician, No. 09-212577, is PERMANENTLY REVOKED.
2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

Rich Miller, RPh, moved for the findings and decision of the Board. Joshua Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).
SO ORDERED.

R-2021-0319

After votes were taken in public session, the Board adopted the following order in the Matter of **Tanner Mays, Batavia, Ohio**.

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0467
Tanner Mays	:	
2210 Harmony Court	:	License No. 09-105982
Batavia, OH 45103	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Tanner Mays ("Respondent") was issued a registration as a pharmacy technician trainee by the State of Ohio Board of Pharmacy on November 6, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on October 21, 2019. Respondent received the Notice, via certified mail, return receipt requested, on October 23, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public's health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent’s Registration as a pharmacy technician trainee, No. 09-105982, is PERMANENTLY REVOKED.
2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

Rich Miller, RPh, moved for the findings and decision of the Board. Joshua Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0320

After votes were taken in public session, the Board adopted the following order in the Matter of **Ryan Siegrist, Mason, Ohio**.

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-
0452Ryan Siegrist	:	
4838 Isaac Lane	:	License No. 09-211880
Mason, OH 45040	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Ryan Siegrist (“Respondent”) was issued a registration as a registered pharmacy technician by the State of Ohio Board of Pharmacy on July 3, 2019. The Board issued a Summary Suspension/Notice of Opportunity for Hearing (“Notice”) to Respondent on October 4, 2019. Respondent received the Notice, via certified mail, return receipt requested, on October 9, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public's health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a registered pharmacy technician, No. 09-211880, is PERMANENTLY REVOKED.
2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

Rich Miller, RPh, moved for the findings and decision of the Board. Joshua Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0321

After votes were taken in public session, the Board adopted the following order in the Matter of **Samantha Wyatt, Indianapolis, Indiana.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0532
Samantha Wyatt, DOC #280953	:	
Indiana Women's Prison	:	License No. 09-108219
2596 Girl's School Road	:	
Indianapolis, IN 46214	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Samantha Wyatt ("Respondent") was issued a registration as a pharmacy technician trainee by the State of Ohio Board of Pharmacy on April 27, 2019.

The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on December 30, 2019. Respondent received the Notice, via certified mail, return receipt requested, on January 3, 2020. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public's health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a pharmacy technician trainee, No. 09-108219, is PERMANENTLY REVOKED.
2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of ORC Chapter 119.

Rich Miller, RPh, moved for the findings and decision of the Board. Joshua Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0322

After votes were taken in public session, the Board adopted the following order in the Matter of **Brooke Stefano, West Salem, Ohio**.

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of :
 : **Case No. A-2018-0097 & I-2018-2381**
Brooke Stefano :
 247 Township Road 530 : **License No. 09-104918**
 West Salem, OH 44287 :
 :
Respondent. :

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Brooke Stefano (“Respondent”) was issued a registration as a pharmacy technician trainee by the State of Ohio Board of Pharmacy on August 31, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing (“Notice”) to Respondent on November 1, 2018. Respondent received the Notice, via certified mail, return receipt requested, on November 5, 2018. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public’s health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent’s Registration as a pharmacy technician trainee, No. 09-104918, is PERMANENTLY REVOKED.
2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of Chapter 119. of the Revised Code.

Donald R. Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0323

After votes were taken in public session, the Board adopted the following order in the Matter of **Kari Holtman, West Jefferson, Ohio**.

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2018-0109
Kari Holtman	:	
254 Hathaway Rd.	:	License No. 09-206628
West Jefferson, OH 43162	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Kari Holtman ("Respondent") was issued a registration as a registered pharmacy technician by the State of Ohio Board of Pharmacy on March 22, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on January 17, 2019. Respondent received the Notice, via certified mail, return receipt requested, on January 21, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public's health and safety warrant a permanent prohibition on applying for any license or

registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a registered pharmacy technician, No. 09-206628, is PERMANENTLY REVOKED.
2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of Chapter 119. of the Revised Code.

Donald R. Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0324

After votes were taken in public session, the Board adopted the following order in the Matter of **Kwankila Corbin, Cleveland, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2018-0111
Kwankila Corbin	:	
459 East 117 th Street, Apt. 1	:	License No. 09-307716
Cleveland, OH 44108	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Kwankila Corbin ("Respondent") was issued a registration as a certified pharmacy technician by the State of Ohio Board of Pharmacy on May 9, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on December 6, 2018. The Notice was returned

unclaimed. A United States Post Office Certificate of Mailing was completed on January 29, 2019. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public's health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a certified pharmacy technician, No. 09-307716, is PERMANENTLY REVOKED.
2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of Chapter 119. of the Revised Code.

Donald R. Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0325

After votes were taken in public session, the Board adopted the following order in the Matter of **Julie Martes, Kettering, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2018-0120
Julie Martes	:	

562 East Drive, Apt. 4 : **License No. 09-207861**
 Kettering, OH 45419 :
 :
Respondent. :

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Julie Martes ("Respondent") was issued a registration as a registered pharmacy technician by the State of Ohio Board of Pharmacy on March 26, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on December 13, 2018. Respondent received the Notice, via certified mail, return receipt requested. Respondent requested a hearing on January 7, 2019. Respondent then withdrew her request for a hearing on January 8, 2019. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public's health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a registered pharmacy technician, No. 09-207861, is PERMANENTLY REVOKED.
2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of Chapter 119. of the Revised Code.

Donald R. Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0326

After votes were taken in public session, the Board adopted the following order in the Matter of **Stacey L. McKee, Newark, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2018-0143
Stacey L. McKee	:	
46 Weston Road E-2	:	License No. 09-104960
Newark, OH 43055	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Stacie L. McKee (“Respondent”) was issued a registration as a pharmacy technician trainee by the State of Ohio Board of Pharmacy on September 5, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing (“Notice”) to Respondent on December 20, 2018. The Notice was returned unclaimed. A United States Post Office Certificate of Mailing was completed on January 29, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public’s health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent’s Registration as a pharmacy technician trainee, No. 09-104960, is PERMANENTLY REVOKED.

- 2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of Chapter 119. of the Revised Code.

Donald R. Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0327

After votes were taken in public session, the Board adopted the following order in the Matter of **Jennifer Johnson, Pataskala, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0033
Jennifer Johnson	:	
88 Ash Grove Circle	:	License No. 09-102649
Pataskala, OH 43062	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Jennifer Johnson (“Respondent”) was issued a registration as a pharmacy technician trainee by the State of Ohio Board of Pharmacy on May 22, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing (“Notice”) to Respondent on January 17, 2019. Respondent received the Notice, via certified mail, return receipt requested, on January 19, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described

in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public's health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a pharmacy technician trainee, No. 09-102649, is PERMANENTLY REVOKED.
2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of Chapter 119. of the Revised Code.

Donald R. Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0328

After votes were taken in public session, the Board adopted the following order in the Matter of **Kristi Gotschall, Wintersville, Ohio**.

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0038
Kristi Gotschall	:	
554 Canton Road Rear	:	Registration No. 09-200341
Wintersville, Ohio 43953	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Kristi Gotschall ("Respondent") was issued a registration as a registered pharmacy technician by the State of Ohio Board of Pharmacy on August 31, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on January 24, 2019. The Board issued Respondent the Notice, via certified mail, return receipt requested, and it was

returned for failure of service. On February 28, 2019, the Notice was mailed with a Certificate of Mailing. It was not returned for failure of service. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public's health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a registered pharmacy technician, No. 09-200341, is PERMANENTLY REVOKED.
2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of Chapter 119. of the Revised Code.

D. Rich Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0329

After votes were taken in public session, the Board adopted the following order in the Matter of **Raven Burros, Warrensville Heights, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of :
: **Case No. A-2019-0040**
Raven Burros :

4361 Clarkwood Pkwy, Apt. 133 : **Registration No. 09-201398**
 Warrensville Heights, Ohio 44128 :
 :
Respondent. :

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Raven Burros ("Respondent") was issued a registration as a registered pharmacy technician by the State of Ohio Board of Pharmacy on July 18, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on January 24, 2019. The Board issued Respondent the Notice, via certified mail, return receipt requested and it was returned on March 21, 2019: return to sender, not deliverable as addressed. Respondent was served the Notice, via personal service, on April 1, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public's health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a registered pharmacy technician, No. 09-201398, is PERMANENTLY REVOKED.
2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of Chapter 119. of the Revised Code.

D. Rich Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0330

After votes were taken in public session, the Board adopted the following order in the Matter of **Danielle Rollins, Columbus, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0321
Danielle Rollins	:	
370 S. Burgess Ave.	:	Registration No. 09-208451
Columbus, Ohio 43204	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Danielle Rollins ("Respondent") was issued a registration as a registered pharmacy technician by the State of Ohio Board of Pharmacy on March 30, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on June 27, 2019. Respondent received the Notice, via certified mail, return receipt requested, on July 17, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public's health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a registered pharmacy technician, No. 09-208451, is PERMANENTLY REVOKED.

- 2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of Chapter 119. of the Revised Code.

D. Rich Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0331

After votes were taken in public session, the Board adopted the following order in the Matter of **Se’Aira Ja’Na Kirkle, Youngstown, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0040
Se’Aira Ja’Na Kirkle	:	
561 Cambridge Avenue	:	Registration No. 09-109298
Youngstown, Ohio 44502	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Se’Aira Kirkle (“Respondent”) was issued a registration as a pharmacy technician trainee by the State of Ohio Board of Pharmacy on July 2, 2019. The Board issued a Summary Suspension/Notice of Opportunity for Hearing (“Notice”) to Respondent on August 8, 2019. The Board issued Respondent the Notice, via certified mail, return receipt requested, and it was returned to the Board as Unclaimed on September 6, 2019. A Certificate of Mailing was issued on September 12, 2019. It was not returned for failure of service. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public's health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a pharmacy technician trainee, No. 09-109298, is PERMANENTLY REVOKED.
2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of Chapter 119. of the Revised Code.

D. Rich Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

R-2021-0332

After votes were taken in public session, the Board adopted the following order in the Matter of **Denise L. Reminder, Willowick, Ohio.**

BEFORE THE STATE OF OHIO BOARD OF PHARMACY

In the Matter of	:	
	:	Case No. A-2019-0363
Denise L. Reminder	:	
29319 Lake Shore Blvd	:	Registration No. 09-106676
Willowick, Ohio 44095	:	
	:	
Respondent.	:	

FINAL ORDER OF THE STATE OF OHIO BOARD OF PHARMACY

Denise L. Reminder ("Respondent") was issued a registration as a pharmacy technician trainee by the State of Ohio Board of Pharmacy on December 27, 2018. The Board issued a Summary Suspension/Notice of Opportunity for Hearing ("Notice") to Respondent on August 20, 2019. Respondent received

the Notice, via certified mail, return receipt requested, on August 24, 2019. Pursuant to Ohio Revised Code (ORC) Section 119.07, Respondent had a right to a hearing if requested within 30 days of mailing. Respondent failed to do so. Accordingly, no hearing was held and the matter was brought before the Board on January 6, 2021, for final adjudication pursuant to ORC 119.07, 4729.16(F), and 4729.96(D).

WHEREFORE, after review of the administrative record, the Board finds that Respondent was legally served with the Notice and informed of the allegations contained therein and the rights afforded pursuant to ORC Chapter 119.

WHEREFORE, after review of the administrative record and pursuant to ORC 4729.96(A)(1) and Ohio Administrative Code (OAC) 4729:3-4-01(B), the Board finds and concludes that Respondent engaged in conduct set forth in ORC 4729.96(A)(2) and OAC 4729:3-4-01(C) and all violations of law as described in the Notice. The Board further finds the conduct to be of such an egregious nature that employment in a facility containing dangerous drugs, including controlled substances, and providing services that impact the public's health and safety warrant a permanent prohibition on applying for any license or registration over which the Board has jurisdiction as set forth below. Based on the findings contained herein, the Board ORDERS as follows:

1. Respondent's Registration as a pharmacy technician trainee, No. 09-106676, is PERMANENTLY REVOKED.
2. Respondent is prohibited from working or otherwise serving in any capacity that requires a license or registration under ORC Chapter 4729.

Service of this Order shall be perfected in accordance with the requirements of Chapter 119. of the Revised Code.

D. Rich Miller, RPh, moved for the findings and decision of the Board. Joshua M. Cox, RPh, seconded the motion. Motion passed (Aye-6/Nay-0).

SO ORDERED.

11:52 a.m.

Mr. Koltak presented the OBOT Waiver Request of **Timothy Jones, Prospect, Ohio** to the Board for consideration.

R-2021-0333

Mr. Cox moved that the Board approve the request with limitations. The motion was seconded Ms. Buettner and approved by the Board: Aye-5, Nay-0

12:01 p.m.

Ms. Siba presented the OBOT Waiver Request of **Ohio Heath Center, Inc., Columbus, Ohio** to the Board for consideration.

- R-2021-0334** Ms. Buettner moved that the Board approve the request, with limitations. The motion was seconded Ms. Marchal and approved by the Board: Aye-5, Nay-0
- 12:11 p.m.** Ms. Southard presented the OBOT Non-Physician Owner Waiver Request of **Avo Behavioral Health, Canton, Ohio** to the Board for consideration.
- R-2021-0335** Ms. Marchal moved that the Board approve the request. The motion was seconded Mr. Goodman and approved by the Board: Aye-5, Nay-0
- 12:13 p.m.** Ms. Southard presented the OBOT Non-Physician Owner Waiver Request of **Cleanslate Medical Group of Ohio, LLC Dayton, Ohio** to the Board for consideration.
- R-2021-0336** Mr. Wilt moved that the Board approve the request. The motion was seconded Mr. Cox and approved by the Board: Aye-5, Nay-0
- 12:16 p.m.** Ms. Dehner presented the OBOT Non-Physician Owner Waiver Requests of **Cleanslate Medical Group of Ohio, LLC, Middletown, Ohio; Lajeans Mental Health Boutique, Bedford Heights, Ohio; South Dayton Recovery, Franklin, Ohio; PPV Medical Care, LLC, North Canton, Ohio; Vandalia Recovery, Vandalia, Ohio; and Lima Recovery, Lima, Ohio** to the Board for consideration.
- R-2021-0337** Ms. Marchal moved that the Board approve the request of **Cleanslate Medical Group of Ohio, LLC, Middletown, Ohio**. The motion was seconded Mr. Wilt and approved by the Board: Aye-5, Nay-0
- R-2021-0338** Ms. Marchal moved that the Board approve the request of **Lajeans Mental Health Boutique, Bedford Heights, Ohio**. The motion was seconded Mr. Wilt and approved by the Board: Aye-5, Nay-0
- R-2021-0339** Ms. Marchal moved that the Board approve the request of **South Dayton Recovery, Franklin, Ohio**. The motion was seconded Mr. Wilt and approved by the Board: Aye-5, Nay-0.
- R-2021-0340** Ms. Marchal moved that the Board approve the request of **PPV Medical Care, LLC, North Canton, Ohio**. The motion was seconded Mr. Wilt and approved by the Board: Aye-5, Nay-0.
- R-2021-0341** Ms. Marchal moved that the Board approve the request of **Vandalia Recovery, Vandalia, Ohio**. The motion was seconded Mr. Wilt and approved by the Board: Aye-5, Nay-0.

- R-2021-0342** Ms. Marchal moved that the Board approve the request of **Lima Recovery, Lima, Ohio**. The motion was seconded Mr. Wilt and approved by the Board: Aye-5, Nay-0.
- 12:19 p.m.** Pursuant to Section 3719.121(B) of the Ohio Revised Code and under authority of sections 3719.121 and 4729.16 of the Revised Code, the State of Ohio Board of Pharmacy was joined by Thomas A. Pyles, Chief of Investigations, for the purpose of whether to consider a summary suspension related to a Pharmacist.
- R-2021-0343** After hearing Mr. Pyles discuss the significant facts regarding the activities **Pharmacist Ellen Bell, Tiffin, Ohio**, Mr. Wilt moved that the Board summarily suspend the Pharmacist license belonging to **Ellen Bell, Tiffin, Ohio**. The motion was seconded by Mr. Goodman and approved by the Board: Aye-5, Nay-0.
- R-2021-0344** Ms. Marchal moved that the **November 2-4, 2020 Board Meeting Minutes** be approved as written. The motion was seconded by Mr. Goodman and approved by the Board: Aye-5, Nay-0.
- R-2021-0345** Ms. Marchal moved that the **November 3, 2020 Probation Committee Meeting Minutes** be approved as written. The motion was seconded by Mr. Goodman and approved by the Board: Aye-5, Nay-0.
- R-2021-0346** Ms. Marchal moved that the **November 6, 2020 Conference Call Meeting Minutes** be approved as written. The motion was seconded by Mr. Goodman and approved by the Board: Aye-5, Nay-0.
- R-2021-0347** Ms. Marchal moved that the **November 24, 2020 Conference Call Meeting Minutes** be approved as written. The motion was seconded by Mr. Goodman and approved by the Board: Aye-5, Nay-0.
- R-2021-0348** Ms. Marchal moved that the **December 18, 2020 Conference Call Meeting Minutes** be approved as written. The motion was seconded by Mr. Goodman and approved by the Board: Aye-5, Nay-0.
- R-2021-0349** Ms. Marchal moved that the **December 22, 2020 Conference Call Meeting Minutes** be approved as written. The motion was seconded by Mr. Goodman and approved by the Board: Aye-5, Nay-0.
- R-2021-0350** Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:
-

**IN THE MATTER OF:
Case No. A-2020-0197**

**Raymond Myers, RPh
License No. 03-2210000**
5314 Young Road
Stow, OH 44224

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Raymond Myers, for the purpose of resolving all issues between the parties relating to Mr. Myers's self-disclosure of a criminal conviction. Together, the Board and Raymond Myers are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to R.C. 4729.16 and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to R.C. 4729.16 to practice pharmacy as in the State of Ohio.
2. Raymond Myers is a licensed pharmacist in the State of Ohio under license number 03-2210000.

FACTS

1. The Board initiated an investigation after Mr. Myers notified the Board that on or about January 23, 2020, he was convicted of, or plead guilty or not contest to, misuse of a credit card, in the Stow Municipal Court.
2. On or about June 4, 2020 the Board sent a Notice of Opportunity for Hearing to Raymond Myers, which outlined the allegations and provided notice of his right to a hearing, his rights in such hearing, and his right to submit contentions in writing.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Raymond Myers neither admits nor denies the allegations stated in the Notice of Opportunity for hearing letter dated June 4, 2020; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. Raymond Myers agrees to pay to the Board the amount of amount of \$500.00. This fine will be attached to the license record and must be paid no later than 30 days from the effective date of this Order. To pay this fine, login to www.elicense.ohio.gov and process the items in the cart.
4. Raymond Myers must obtain, within six months from the effective date of this Agreement, 25 total hours of approved continuing pharmacy education (2.5 total CEUs), which may not also be used for license renewal. Specifically, Raymond Myers must obtain 20 hours related to ethics and 5 hours related to pharmacy law. Copies of completed CEUs must be e-mailed to legal@pharmacy.ohio.gov.
5. Raymond Myers agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
6. Raymond Myers understands that he has the right to be represented by counsel for review and execution of this agreement.
7. Raymond Myers agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction in which he currently holds a professional license, including to the Board on renewal applications or applications for a new license.
8. Raymond Myers waives an opportunity to be heard pursuant to R.C. Chapter 119. and waives any right to an appeal.
9. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
10. All parties to this Agreement understand that this document is a public record pursuant to R.C. 149.43.
11. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.

12. This Agreement shall become effective upon the date of the Board President's signature below.

R-2021-0351

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE NO. A-2019-0521**

**Norman Sadowski, RPh
License No. 03-311965
4225 Woodhollow Drive
Mantua, OH 44255**

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Norman Sadowski, for the purpose of resolving all issues between the parties relating to the Board investigation of an error in dispensing. Together, the Board and Norman Sadowski are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.16 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.16 of the Ohio Revised Code to practice pharmacy as in the state of Ohio.
2. Norman Sadowski is a licensed pharmacist in the state of Ohio under license number 03-311965.

FACTS

1. The Board initiated an investigation of Norman Sadowski, pharmacist license number 03-311965 related to an error in dispensing.
2. On or about June 11, 2020, the Board sent a Notice of Opportunity for Hearing to Norman Sadowski, which outlined the allegations and provided notice of his right to a hearing, his rights in such hearing, and his right to submit contentions in writing.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Norman Sadowski neither admits nor denies the allegations stated in the Notice of Opportunity for hearing letter dated June 11, 2020; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. Norman Sadowski must obtain, within 90 days from the effective date of this Agreement, six hours of approved continuing pharmacy education (0.6 CEUs) in medication errors and/or patient safety, which may not also be used for license renewal. Copies of completed CEUs must be e-mailed to legal@pharmacy.ohio.gov.
4. Norman Sadowski agrees to pay to the Board the amount of amount of \$100.00. This fine will be attached to your registration record and must be paid no later than 30 days from the effective date of this Order. To pay this fine you must login to www.elicense.ohio.gov and process the items in your cart.
5. Norman Sadowski agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
6. Norman Sadowski understands that he has the right to be represented by counsel for review and execution of this agreement.
7. Norman Sadowski agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction in which he currently holds a professional license, including to the Board on renewal applications or applications for a new license.
8. Norman Sadowski waives an opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to an appeal.

9. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
10. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
11. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.

This Agreement shall become effective upon the date of the Board President's signature below.

R-2021-0352

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

IN THE MATTER OF:

Case Nos.

A-2020-0106

A-2020-0091

A-2020-0087

A-2020-0090

A-2020-0089

Washington Township Fire Dept. Headquarters

License No. 02-0346550

6200 Eiterman Road

P.O. Box 3248

Dublin, OH 43016

Washington Township Fire Dept. Station #91

License No. 02-0346554

6255 Shier Rings Road

Dublin, OH 43017

Washington Township Fire Dept. Station #92

License No. 02-0346553

4497 Hard Road

Dublin, OH 43016

Washington Township Fire Dept. Station #93

License No. 02-0346551

5825 Brand Road
Dublin, OH 43017

Washington Township Fire Dept. Station #95

License No. 02-0346552
5750 Blazer Memorial Pkwy.
Dublin, OH 43017

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Washington Township, Ohio (Franklin, Delaware, and Union Counties) (Washington Township), for the purpose of resolving all issues between the parties relating to the Board's investigation of the Washington Township Fire Department Headquarters allegedly transferring dangerous drugs, including controlled substances, to the unlicensed satellite fire stations #91, #92, #93, and #95. Together, the Board and Township, are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.57 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.54 of the Ohio Revised Code.
2. Washington Township Fire Dept. Headquarters, located at 6200 Eiterman Road, Dublin, Ohio has an active Terminal Distributor of Dangerous Drugs ("TDDD") license with the Board under license number 02-0346550.
3. Washington Township Fire Dept. Station #91 has an active TDDD license with the Board under license number 02-0346554.
4. Washington Township Fire Dept. Station #92 has an active TDDD license with the Board under license number 02-0346553.
5. Washington Township Fire Dept. Station #93 has an active TDDD license with the Board under license number 02-0346551.
6. Washington Township Fire Dept. Station #95 has an active TDDD license with the Board under license number 02-0346552.

FACTS

1. The Board initiated an investigation of Washington Township TDDD license number 02-0346550, related to the possible transferring of dangerous drugs, including controlled substances, to unlicensed satellite fire station locations #91 (02-0346554), #92 (02-0346553), #93 (02-0346551), and #95 (02-0346552).
2. On or about August 7, 2020, the Board sent a Notice of Opportunity for Hearing to Washington Township and satellite fire stations #91, #92, #93, and #95, which outlined the allegations and provided notice of each location's right to a hearing, its rights in such hearing, and its right to submit contentions in writing.
3. On September 3, 2020, Washington Township, on behalf of itself as well as its "Fire Department Headquarters" and Fire Station Numbers 91, 92, 93, and 95 requested an Administrative Hearing.
4. Without admitting any liability or intentional wrongdoing, Washington Township submits that a scrivener's error was made when completing the on-line TDDD license applications, for the 2018-2019 renewal period, for fire stations #91, #92, #93, and #95 likely caused Washington Township to submit multiple applications with the same TDDD License Number on it, that of the Washington Township Fire Department Headquarters. It appears this simple mistake caused only one license to be generated for the Fire Department Headquarters/Administration Building (License Number 02-0346550, rather than separate licenses for the Headquarters and each individual fire station.
5. The Parties now, in good faith and in the interest of full and final compromise, settlement, and satisfaction of all claims and disputes between them related to Case Numbers A-2020-0087, A-2020-0089, A-2020-90, A-2020-91, and A-2020106, want to enter into this Agreement.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Washington Township, neither admits nor denies the allegations stated in the Notice of Opportunity for Hearing letter dated August 7, 2020; however, the Board has evidence sufficient to sustain the allegations, finds it to

violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.

3. Washington Township Fire Dept, agrees to pay to the Board a monetary penalty the amount of \$1,000. This fine will be attached to the license record and must be paid no later than 30 days from the effective date of this Order. To pay this fine login to www.elicense.ohio.gov and process the items in the cart.
 4. Washington Township Fire Dept, agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction, as required by any such state or jurisdiction, in which it currently holds a professional license, including the Board on renewal applications or applications for a new license.
 5. Washington Township Fire Dept, agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
 6. Washington Township Fire Dept, understands that it has the right to be represented by counsel for review and execution of this agreement.
 7. This Agreement is binding upon any and all successors, assigns, affiliates, and subsidiaries of the parties or any other corporation through whom or with whom Washington Township Fire Dept, will operate.
 8. Washington Township waives its right to a hearing and an opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and will dismiss its appeal within five business days of the effective date of this Agreement.
 9. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
 10. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
 11. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
 12. This Agreement shall become effective upon the date of the Board President's signature below.
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R-2021-0353

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE No. A-2018-0091**

**Oakwood Village
License No. 02-8000019
1500 Villa Road
Springfield, OH 45503**

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and **Oakwood Village**, for the purpose of resolving all issues between the parties relating to the Board investigation of **the illegal purchase of medical oxygen**. Together, the Board and **Oakwood Village** are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.57 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.54 of the Ohio Revised Code.
2. The Oakwood Village is a licensed Terminal Distributor of Dangerous Drugs under license number 02-8000019.

FACTS

1. On or about June 27, 2018, the Board initiated an investigation of Oakwood Village, Terminal Distributor of Dangerous Drugs license number 02-8000019, related to Oakwood Village's illegal purchase of medical oxygen.
2. On or about **September 30, 2020**, the Board sent a Notice of Opportunity for Hearing to Oakwood Village, which outlined the allegations and provided notice of its right to a hearing, its rights in such hearing, and its right to submit contentions in writing.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. **Oakwood Village** neither admits nor denies the allegations stated in the Notice of Opportunity for Hearing letter dated **September 30, 2020**; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. **Oakwood Village** agrees to pay to the Board a monetary penalty in the amount of \$10,000.00. This fine will be attached to your license record and must be paid no later than 30 days from the effective date of this Settlement Agreement. To pay this fine you must login to www.elicense.ohio.gov and process the items in your cart.
4. **Oakwood Village** agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction, as required by any such state or jurisdiction, in which it currently holds a professional license, including the Board on renewal applications or applications for a new license.
5. **Oakwood Village** agrees to comply with all federal and state requirements related to Terminal Distributors of Dangerous Drugs, including but not limited to, Ohio Revised Code Chapter 4729. and the Rules adopted thereunder, Chapter 3719. and the Rules adopted thereunder, Chapter 3715. and the Rules adopted thereunder as well as the "Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 U.S.C.A. 301 and Chapter 21, Section 360 of the United States Code, and Section 207.20 of the Code of Federal Regulations. Any violation by **Oakwood Village** of the terms of one or more federal or state requirements may constitute sufficient grounds for further enforcement action related to any licenses granted to **Oakwood Village** by the Board and will NOT discharge **Oakwood Village** from any obligation under the terms of this Agreement.
6. **Oakwood Village** agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.

7. **Oakwood Village** understands that it has the right to be represented by counsel for review and execution of this agreement.
8. This Agreement is binding upon any and all successors, assigns, affiliates, and subsidiaries of the parties or any other corporation through whom or with whom **Oakwood Village** will operate.
9. **Oakwood Village** waives its opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to appeal.
10. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
11. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
12. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
13. This Agreement shall become effective upon the date of the Board President's signature below.

R-2021-0354

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE NO. A-2019-0022**

**Mercy Health - HME Medical Equipment Springfield
License No. 02-1028650
1702 North Limestone Street
Springfield, OH 45503**

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and **Mercy Health - HME Medical Equipment Springfield**, for the purpose of resolving all issues between the parties relating to the Board investigation of illegal sales of medical gas. Together, the Board and **Mercy Health - HME Medical Equipment Springfield** are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.56 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.52 of the Ohio Revised Code.
2. Mercy Health - HME Medical Equipment Springfield is a licensed Wholesale Distributor of Dangerous Drugs under license number 02-1028650.

FACTS

1. On or about June 27, 2018, the Board initiated an investigation of Mercy Health - HME Medical Equipment Springfield, Wholesale Distributor of Dangerous Drugs license number 02-1028650, related to Mercy Health - HME Medical Equipment Springfield's illegal sales of medical oxygen.
2. On or about **September 30, 2020**, the Board sent a Notice of Opportunity for Hearing to Mercy Health - HME Medical Equipment Springfield, which outlined the allegations and provided notice of its right to a hearing, its rights in such hearing, and its right to submit contentions in writing.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. **Mercy Health - HME Medical Equipment Springfield** neither admits nor denies the allegations stated in the Notice of Opportunity for Hearing letter dated **September 30, 2020**; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.

3. **Mercy Health - HME Medical Equipment Springfield** agrees to pay to the Board a monetary penalty in the amount of \$10,000.00. This fine will be attached to your license record and must be paid no later than 30 days from the effective date of this Settlement Agreement. To pay this fine you must login to www.elicense.ohio.gov and process the items in your cart.
4. **Mercy Health - HME Medical Equipment Springfield** agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction, as required by any such state or jurisdiction, in which it currently holds a professional license, including the Board on renewal applications or applications for a new license.
5. **Mercy Health - HME Medical Equipment Springfield** agrees to comply with all federal and state requirements related to Wholesale Distributors of Dangerous Drugs, including but not limited to, Ohio Revised Code Chapter 4729. and the Rules adopted thereunder, Chapter 3719. and the Rules adopted thereunder, Chapter 3715. and the Rules adopted thereunder as well as the "Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 U.S.C.A. 301 and Chapter 21, Section 360 of the United States Code, and Section 207.20 of the Code of Federal Regulations. Any violation by **Mercy Health - HME Medical Equipment Springfield** of the terms of one or more federal or state requirements may constitute sufficient grounds for further enforcement action related to any licenses granted to **Mercy Health - HME Medical Equipment Springfield** by the Board and will NOT discharge **Mercy Health - HME Medical Equipment Springfield** from any obligation under the terms of this Agreement.
6. **Mercy Health - HME Medical Equipment Springfield** agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
7. **Mercy Health - HME Medical Equipment Springfield** understands that it has the right to be represented by counsel for review and execution of this agreement.
8. This Agreement is binding upon any and all successors, assigns, affiliates, and subsidiaries of the parties or any other corporation through whom or with whom **Mercy Health - HME Medical Equipment Springfield** will operate.
9. **Mercy Health - HME Medical Equipment Springfield** waives its right to a hearing and an opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to an appeal.

10. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
 11. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
 12. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
 13. This Agreement shall become effective upon the date of the Board President's signature below.
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R-2021-0355

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE NO. A-2020-0630**

**MD Buying Group, LLC
PENDING License No. APP-000324971
c/o Frank Carotenuto
16 Mount Bethel Road, Suite 211
Warren, NJ 07059**

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and MD Buying Group, LLC, for the purpose of resolving all issues between the parties relating to the Board investigation of sales of dangerous drugs without obtaining a Board-issued license. Together, the Board and MD Buying Group, LLC are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.56 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.52 of the Ohio Revised Code.

2. On or about January 10, 2020, MD Buying Group, LLC, submitted an application for a Wholesaler Distributor of Dangerous Drug License, which lists Frank Carotenuto, as the Responsible Person.

FACTS

1. The Board initiated an investigation of MD Buying Group, LLC's application for a Wholesaler Distributor of Dangerous Drugs License, APP-000324971, related to MD Buying Group, LLC's illegal sales of dangerous drugs without obtaining a Board-issued license.
2. On or about October 8, 2020, the Board sent a Notice of Opportunity for Hearing to MD Buying Group, LLC, which outlined the allegations and provided notice of its right to a hearing, its rights in such hearing, and its right to submit contentions in writing.
3. On or about October 14, 2020, MD Buying Group, through counsel Levi Tkach, timely requested an administrative hearing, which was subsequently scheduled for December 8, 2020.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. MD Buying Group, LLC neither admits nor denies the allegations stated in the Notice of Opportunity for Hearing letter dated October 8, 2020; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. MD Buying Group, LLC agrees to pay to the Board a monetary penalty in the amount of \$10,000.00. This fine will be attached to your license record and must be paid no later than 60 days from the effective date of this Order. To pay this fine you must login to www.elicense.ohio.gov and process the items in your cart.

4. MD Buying Group, LLC's Wholesale Distributor of Dangerous Drugs license will be issued subject to satisfactory completion of all application and inspection requirements and payment of the fine.
5. MD Buying Group, LLC agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction, as required by any such state or jurisdiction, in which it currently holds a professional license, including the Board on renewal applications or applications for a new license.
6. MD Buying Group, LLC agrees to comply with all federal and state requirements related to Wholesale Distributors of Dangerous Drugs, including but not limited to, Ohio Revised Code Chapter 4729. and the Rules adopted thereunder, Chapter 3719. and the Rules adopted thereunder, Chapter 3715. and the Rules adopted thereunder as well as the "Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 U.S.C.A. 301 and Chapter 21, Section 360 of the United States Code, and Section 207.20 of the Code of Federal Regulations. Any violation by MD Buying Group, LLC of the terms of one or more federal or state requirements may constitute sufficient grounds for further enforcement action related to any licenses granted to MD Buying Group, LLC by the Board and will NOT discharge MD Buying Group, LLC from any obligation under the terms of this Agreement.
7. MD Buying Group, LLC agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
8. MD Buying Group, LLC understands that it has the right to be represented by counsel for review and execution of this agreement.
9. This Agreement is binding upon any and all successors, assigns, affiliates, and subsidiaries of the parties or any other corporation through whom or with whom MD Buying Group, LLC will operate.
10. MD Buying Group, LLC explicitly withdraws its request for a hearing, waives its opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code, and waives any right to appeal.
11. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
12. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.

13. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
14. This Agreement shall become effective upon the date of the Board President's signature below.

R-2021-0356

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE No. A-2020-0131
I-2019-1381-B**

**Airgas USA, LLC
License No. 01-2183450
c/o Karl J. Will
5420 Warner Road
Valley View, Ohio 44125**

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Airgas USA, LLC for the purpose of resolving all issues between the parties relating to the Board investigation of drug sales to an unlicensed entity. Together, the Board and Airgas USA are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.56 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.52 of the Ohio Revised Code.
2. Airgas USA, LLC has a current WDDD license with the Board under license number 01-2183450, which lists Karl Will as the Responsible Person.

FACTS

1. The Board initiated an investigation of Airgas USA, WDDD license number 01-2183450, related to sales of drugs to an unlicensed entity.

2. On or about October 30, 2020, the Board sent a Notice of Opportunity for Hearing to Airgas USA, which outlined the allegations and provided notice of its right to a hearing, its rights in such hearing, and its right to submit contentions in writing.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Airgas USA neither admits nor denies the allegations stated in the Notice of Opportunity for Hearing letter dated October 30, 2020, however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. Airgas USA agrees to pay to the Board a monetary penalty the amount of \$100.00. This fine will be attached to your license record and must be paid no later than 30 days from the effective date of this Order. To pay this fine you must login to www.elicense.ohio.gov and process the items in your cart.
4. Airgas USA agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction, as required by any such state or jurisdiction, in which it currently holds a professional license, including the Board on renewal applications or applications for a new license.
5. Airgas USA agrees to comply with all federal and state requirements related to Wholesale Distributors of Dangerous Drugs, including but not limited to, Ohio Revised Code Chapter 4729. and the Rules adopted thereunder, Chapter 3719. and the Rules adopted thereunder, Chapter 3715. and the Rules adopted thereunder as well as the "Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 U.S.C.A. 301 and Chapter 21, Section 360 of the United States Code, and Section 207.20 of the Code of Federal Regulations. Any violation by Airgas USA of the terms of one or more federal or state requirements may constitute sufficient grounds for further

enforcement action related to any licenses granted to Airgas USA by the Board and will NOT discharge Airgas USA from any obligation under the terms of this Agreement.

6. Airgas USA agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
 7. Airgas USA understands that it has the right to be represented by counsel for review and execution of this agreement.
 8. This Agreement is binding upon any and all successors, assigns, affiliates, and subsidiaries of the parties or any other corporation through whom or with whom Airgas USA will operate.
 9. Airgas USA expressly waives its opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to appeal.
 10. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
 11. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
 12. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
 13. This Agreement shall become effective upon the date of the Board President's signature below.
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R-2021-0357

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE NO. A-2020-0567**

**Randall Shell, R.Ph.
License No. 03-114902
252 Pleasant Valley Road
Sugarcreek, Ohio 44681**

SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF PHARMACY

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Randall Shell, R.Ph. (Shell), for the purpose of resolving all issues between the parties relating to the Board investigation of his practice as a pharmacist as the owner and the Responsible Person. Together, the Board and Randall Shell, R.Ph., are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.16 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Sections 4729.07 and 4729.08 of the Ohio Revised Code to practice pharmacy in the state of Ohio.
2. Randall Shell is an Ohio-licensed pharmacist under license number 03-114902.

FACTS

1. On or about July 29, 2020, the Board initiated an investigation of Randall Shell's practice of pharmacy.
2. On or about August 5, 2020, the Board sent a Summary Suspension/Notice of Opportunity for Hearing to Randall Shell, which outlined the allegations and provided notice of his right to a hearing, his rights in such hearing, and his right to submit contentions in writing.
3. On or about August 6, 2020, Randall Shell, through counsel, timely requested an administrative hearing, which was scheduled for August 31, 2020. The matter was continued and was subsequently scheduled for December 8, 2020.
4. On or about September 24, 2020, the parties entered into a Temporary Settlement Agreement reinstating Randall Shell's license to practice pharmacy.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. The terms of this document supersede the Temporary Settlement Agreement dated September 24, 2020.
3. Randall Shell neither admits nor denies the allegations stated in the Summary Suspension/Notice of Opportunity for hearing letter dated August 5, 2020; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Summary Suspension/Notice, and hereby adjudicates the same.
4. The Board agrees to fully reinstate Randall Shell's license to practice pharmacy, license number 03-114902. The summary suspension is lifted as of the date of September 24, 2020 and remains active unless any further Board action is taken.
5. Randall Shell agrees to pay a fine of \$1,000.00 to the State of Ohio Board of Pharmacy. The fine shall be paid no later than six (6) months from the effective date of this Settlement Agreement. Randall Shell must login to www.elicense.ohio.gov and process the items in his cart to pay this fine.
6. Randall Shell may not be a responsible person for any entity licensed by the Board for six (6) months from the effective date of this Settlement Agreement and until the fine is paid to the Board.
7. Randall Shell agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
8. Randall Shell understands that he has the right to be represented by counsel for review and execution of this agreement.
9. Randall Shell agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction in which he currently holds a professional license, including to the Board on renewal applications or applications for a new license.
10. Randall Shell waives an opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and specifically withdraws his request for a hearing in this matter waives any right to an appeal.
11. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.

12. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.

13. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.

This Agreement shall become effective upon the date of the Board President's signature below.

R-2021-0358

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
Case No. A-2020-0602**

**Nicholas Rashedi, RPh
License No. 03-337365
39406 Evergreen Drive
Avon, OH 44011**

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Nicholas Rashedi for the purpose of resolving all issues between the parties relating to the Board's investigation of Nicholas Rashedi's conduct while on-duty as a pharmacist on May 16, 2020, and his subsequent conviction of disorderly conduct persisting, a fourth-degree misdemeanor. Together, the Board and Nicholas Rashedi are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to R.C. 4729.16(A)(1), the Board may impose any one or more of the following sanctions on a pharmacist if the Board finds the individual engaged in any of the conduct set forth in R.C. 4729.16(A)(2):
 - a. Revoke, suspend, restrict, limit, or refuse to grant or renew a license, R.C. 4729.16(A)(1)(a); and/or

- b. Reprimand or place the license holder on probation, R.C. 4729.16(A)(1)(b); and/or
 - c. Impose a monetary penalty or forfeiture not to exceed in severity any penalty designated under the Revised Code for a similar offense or in the case of a violation of a section of the Revised Code that does not bear a penalty, impose a monetary penalty or forfeiture of not more than \$500, R.C. 4729.16(A)(1)(c).
2. Nicholas Rashedi is a licensed pharmacist in the State of Ohio under license number 03-337365.

FACTS

1. The Board initiated an investigation of Nicholas Rashedi, pharmacist license number 03-337365, related to his conduct while on-duty as a pharmacist on May 16, 2020, and his subsequent conviction of disorderly conduct persisting, a fourth-degree misdemeanor.
2. On or about October 1, 2020, the Board sent a Notice of Opportunity for Hearing to Nicholas Rashedi, which outlined the allegations and provided notice of his right to a hearing, his rights in such hearing, and his right to submit contentions in writing.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Nicholas Rashedi neither admits nor denies the allegations stated in the Notice of Opportunity for Hearing letter dated October 1, 2020; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. The Board hereby imposes a written reprimand on Nicholas Rashedi's license number 03-337365.
4. Nicholas Rashedi understands that he has the right to be represented by counsel for review and execution of this agreement.
5. Nicholas Rashedi agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction in which he currently holds a professional license, including to the Board on renewal applications or applications for a new license.
6. Nicholas Rashedi waives an opportunity to be heard pursuant to R.C. Chapter 119. and waives any right to an appeal.
7. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
8. All parties to this Agreement understand that this document is a public record pursuant to R.C. 149.43.
9. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
10. This Agreement shall become effective upon the date of the Board President's signature below.

R-2021-0359

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE No. A-2020-0075
I-2019-1217-A**

Medina Hospital
License No. 02-0037300
c/o Allison R. Naso, RPh
1000 E. Washington Street
Medina, Ohio 44256

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Medina Hospital for the purpose of resolving all issues between the parties relating to the Board investigation of drug sales to an unlicensed entity. Together, the Board and Medina Hospital are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.57 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.54 of the Ohio Revised Code.
2. Medina Hospital, located at 1000 E. Washington Street, Medina, Ohio, has an active TDDD license with the Board under license number 02-0037300, which lists Allison R. Naso, RPh as the Responsible Person.

FACTS

1. The Board initiated an investigation of Medina Hospital, TDDD license number 02-0037300, related to sales of drugs to an unlicensed entity. Medina Hospital self-reported the violation to the Board.
2. On or about October 29, 2020, the Board sent a Notice of Opportunity for Hearing to Medina Hospital, which outlined the allegations and provided

notice of its right to a hearing, its rights in such hearing, and its right to submit contentions in writing.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Medina Hospital neither admits nor denies the allegations stated in the Notice of Opportunity for Hearing letter dated October 29, 2020, however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. Medina Hospital agrees to pay to the Board a monetary penalty the amount of \$600.00. This fine will be attached to your license record and must be paid no later than 30 days from the effective date of this Order. To pay this fine you must login to www.elicense.ohio.gov and process the items in your cart.
4. Medina Hospital agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction, as required by any such state or jurisdiction, in which it currently holds a professional license, including the Board on renewal applications or applications for a new license.
5. Medina Hospital agrees to comply with all federal and state requirements related to Terminal Distributors of Dangerous Drugs, including but not limited to, Ohio Revised Code Chapter 4729. and the Rules adopted thereunder, Chapter 3719. and the Rules adopted thereunder, Chapter 3715. and the Rules adopted thereunder as well as the "Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 U.S.C.A. 301 and Chapter 21, Section 360 of the United States Code, and Section 207.20 of the Code of Federal Regulations. Any violation by Medina Hospital of the terms of one or more federal or state requirements may constitute sufficient grounds for further enforcement action related to any licenses granted to Medina Hospital by the Board and will NOT discharge Medina Hospital from any obligation under the terms of this Agreement.

6. Medina Hospital agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
 7. Medina Hospital understands that it has the right to be represented by counsel for review and execution of this agreement.
 8. This Agreement is binding upon any and all successors, assigns, affiliates, and subsidiaries of the parties or any other corporation through whom or with whom Medina Hospital will operate.
 9. Medina Hospital waives its opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to appeal.
 10. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
 11. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
 12. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
 13. This Agreement shall become effective upon the date of the Board President's signature below.
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R-2021-0360

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE NO. A-2019-0533-MME**

**Brooke Boyd
SURRENDERED License No. MME.05200314**

**SURRENDERED License No. MME.05300220
32010 N. Marginal Drive #361
Eastlake, OH 44095**

SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF PHARMACY

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Brooke Boyd, for the purpose of resolving all issues between the parties relating to the trafficking of medical marijuana from the Bloom Medicinals Painesville Dispensary on or about October 15, 2019 and October 28, 2019. Together, the Board and Respondent are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 3796.14 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to Suspend, suspend without prior hearing, revoke, or refuse to renew a license or registration it issued pursuant to Chapter 3796. of the Ohio Revised Code.
2. Brooke Boyd is a licensed medical marijuana support employee under license number MME.05300220.
3. Brooke Boyd is a licensed medical marijuana key employee under license number MME.05200314.

FACTS

1. The Board initiated an investigation of Respondent, license number MME.05300220 and/or MME.05200314, related to Respondent's trafficking of medical marijuana from the Bloom Medicinals Painesville Dispensary, located at 382 Blackbrook Road, Painesville, OH 44077, on or about October 15, 2019 and October 28, 2019.
2. On or about January 6, 2020, the Board sent a Summary Suspension/Notice of Opportunity for Hearing to Brooke Boyd, which outlined the allegations and provided notice of her right to a hearing, her rights in such hearing, and her right to submit contentions in writing.
3. On or about January 20, 2020, Brooke Boyd timely requested an administrative hearing, which was subsequently scheduled for April 17, 2020. The matter was subsequently continued while the parties engaged in settlement negotiations.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative proceedings. Any criminal proceedings resulting from this investigation are not affected by this Agreement.

TERMS

NOW WHEREFORE, in consideration of the mutual promises wherein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Respondent neither admits nor denies the allegations stated in the Summary Suspension/Notice of Opportunity for Hearing (Notice) letter dated January 6, 2020; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. **RESPONDENT VOLUNTARILY SURRENDERS TO THE STATE OF OHIO BOARD OF PHARMACY HER MEDICAL MARIJUANA SUPPORT EMPLOYEE LICENSE, LICENSE NO. MME.05300220, AND HER MEDICAL MARIJUANA KEY EMPLOYEE LICENSE, LICENSE NO. MME.05200314 WITH DISCIPLINE PENDING.**
4. **Respondent may never reapply for any license or registration over which the State of Ohio Board of Pharmacy has jurisdiction, including those set forth in Chapters 3719., 3796., 4729. or 4752. of the Revised Code.**
5. Respondent agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
6. Respondent understands that she has the right to be represented by counsel for review and execution of this agreement.
7. Respondent agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction in which she currently holds a professional license or registration.
8. Respondent expressly declines and waives an opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to an appeal.
9. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.

10. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
 11. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
 12. This Agreement shall become effective upon the date of the Board President's signature below.
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R-2021-0361

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE NO. A-2019-0399**

Joshua Lewis
SURRENDERED Registration No. 09-212125
3181 Randal Way, Apt 16
Beavercreek, Oh 45431

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Respondent, for the purpose of resolving all issues between the parties relating to the theft of controlled substances. Together, the Board and Respondent are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.96 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.90 of the Ohio Revised Code to perform the duties of a registered pharmacy technician in the state of Ohio.
2. Respondent is an Ohio-registered pharmacy technician under suspended registration number 09-212125.

FACTS

3. The Board initiated an investigation of Respondent, registered pharmacy technician registration number 09-212125, related to Respondent's theft of controlled substances.
4. On or about September 18, 2019, the Board sent a Summary Suspension/Notice of Opportunity for Hearing to Respondent, which outlined the allegations and provided notice of his right to a hearing, his rights in such hearing, and his right to submit contentions in writing.
5. Respondent did not request an administrative hearing.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative proceedings. Any criminal proceedings resulting from this investigation are not affected by this Agreement.

TERMS

NOW WHEREFORE, in consideration of the mutual promises wherein expressed, the parties knowingly and voluntarily agree as follows:

13. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
14. Respondent neither admits nor denies the allegations stated in the Summary Suspension/Notice of Opportunity for Hearing letter dated September 18, 2019; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
15. **RESPONDENT VOLUNTARILY SURRENDERS TO THE STATE OF OHIO BOARD OF PHARMACY HIS REGISTRATION AS A REGISTERED PHARMACY TECHNICIAN, REGISTRATION NO. 09-212125, WITH DISCIPLINE PENDING.**
16. **Respondent may never reapply for any license or registration over which the State of Ohio Board of Pharmacy has jurisdiction, including those set forth in Chapters 3719., 3796., 4729. or 4752. of the Revised Code, unless Respondent provides satisfactory proof to the Board that she/he is no longer addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render her/him unfit to practice pharmacy.**
17. Respondent agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.

18. Respondent understands that he has the right to be represented by counsel for review and execution of this agreement.
 19. Respondent agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction in which
 20. he currently holds a professional license or registration.
 21. Respondent expressly declines and waives an opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to an appeal.
 22. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
 23. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
 24. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
 25. This Agreement shall become effective upon the date of the Board President's signature below.
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R-2021-0362

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTERS OF:
Case No. I-2019-0002**

**Westerville Road Pharmacy
License No. 02-3200003
2709 Westerville Road
Columbus, OH 43224**

SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF PHARMACY

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Westerville Road Pharmacy for the purpose of resolving all issues between the parties relating to the Board's investigation of owner Nathanael Thompson and Westerville Road Pharmacy, regarding a United States Department of Justice (DOJ) Drug Enforcement Agency (DEA) investigation and search warrant at locations licensed by the Board. As a result of the investigation, Westerville Road Pharmacy surrendered its DEA registration. Together, the Board and Westerville Road Pharmacy are referred to hereinafter as "party" or "the parties."

JURISDICTION

1. Pursuant to Section 4729.57 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, limit, or refuse to grant or renew any license issued pursuant to Section 4729.54 of the Ohio Revised Code.
2. Westerville Road Pharmacy, located at 2709 Westerville Road, Columbus, Ohio, is a licensed Terminal Distributor of Dangerous Drugs under license number 02-32000003.

FACTS

1. The Board investigated Westerville Road Pharmacy's owner, Nathanael Thompson, RPh, license number 03-127494, in part related to the DEA investigation and execution of a search warrant on or about December 2, 2020 at Ohio-licensed locations owned by Nathanael Thompson. On December 2, 2020, Westerville Road Pharmacy, Terminal Distributor of Dangerous Drugs license number 02-32000003, and Nathanael Thompson, RPh, surrendered Westerville Road Pharmacy's DEA registration.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.

2. **The Board agrees to accept, in lieu of any formal notice of opportunity of hearing, Westerville Road Pharmacy's permanent and voluntary surrender to the State of Ohio Board of Pharmacy of its Terminal Distributor of Dangerous Drugs license, license number 02-32000003, with discipline pending.**
3. **Westerville Road Pharmacy, its owners and operators, agree never to reapply for any license over which the Board has jurisdiction, including those set forth in Chapters 3719., 3796., 4729. or 4752. of the Revised Code.**
4. Westerville Road Pharmacy agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction, as required by any such state or jurisdiction, in which it currently holds a professional license or registration.
5. Westerville Road Pharmacy agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
6. Westerville Road Pharmacy understands it has the right to be represented by counsel for review and execution of this agreement.
7. This Agreement is binding upon any and all successors, assigns, affiliates, and subsidiaries of the parties or any other corporation through whom or with whom Westerville Road Pharmacy will operate.
8. Westerville Road Pharmacy expressly waives the requirements of Chapter 119. of the Ohio Administrative Code, including its right to notice of an opportunity for hearing as set forth in Section 119.07 of the Ohio Revised Code, its opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code, and further, Westerville Road Pharmacy waives any right to an appeal.
9. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
10. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
11. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
12. This Agreement shall become effective upon the date of the Board President's signature below.

R-2021-0363

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
Case No. A-2019-0480**

Jacqueline Washington
PENDING App. No. APP-000283763
3865 Center Road
Perry, OH 44081

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Jacqueline Washington for the purpose of resolving all issues between the parties relating to the Board investigation of Jacqueline Washington working at Great Lakes Pharmacy without a valid registration as a certified pharmacy technician and falsification on Jacqueline Washington's technician application. Together, the Board and Jacqueline Washington are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.96 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Sections 4729.90 of the Ohio Revised Code to perform the duties of a certified pharmacy technician in the state of Ohio.
2. On or about October 2, 2019, Jacqueline Washington submitted an application for a certified pharmacy technician registration under application number APP-000283763.

FACTS

1. The Board initiated an investigation of Jacqueline Washington, certified pharmacy technician application number APP-000283763, related to Jacqueline Washington's working as a pharmacy technician at Great Lakes

Pharmacy without a valid registration as a pharmacy technician and falsification on Jacqueline Washington's technician application.

2. On or about December 13, 2019 the Board sent a Notice of Opportunity for Hearing to Jacqueline Washington which outlined the allegations and provided notice of her right to a hearing, her rights in such hearing, and her right to submit contentions in writing.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Jacqueline Washington neither admits nor denies the allegations stated in the Notice of Opportunity for hearing letter dated December 13, 2019; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. Jacqueline Washington agrees to pay to the OSBP the amount of amount of \$100.00. This fine will be attached to your registration record and must be paid no later than 30 days from the effective date of this Order. To pay this fine you must login to www.elicense.ohio.gov and process the items in your cart.
4. Jacqueline Washington agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
5. Jacqueline Washington understands that she has the right to be represented by counsel for review and execution of this agreement.
6. Jacqueline Washington agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction in which she currently holds a professional license, including to the Board on renewal applications or applications for a new license.

7. Jacqueline Washington waives an opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to an appeal.
8. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
9. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
10. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
11. This Agreement shall become effective upon the date of the Board President's signature below.

R-2021-0364

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE NO. A-2020-0127**

Walgreens Pharmacy #06888
License No. 02-1327300
c/o Richard Culbertson, R.Ph.
5027 Youngstown-Warren Road
Niles, OH 44446

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Walgreens Pharmacy #06888 (Walgreens Pharmacy #06888), for the purpose of resolving all issues between the parties relating to the Board investigation of issues involving an individual working as a technician without being registered with the Board and drug security. Together, the Board and Walgreens Pharmacy #06888 are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.57 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.54 of the Ohio Revised Code.
2. Walgreens Pharmacy #06888 is a licensed Terminal Distributor of Dangerous Drugs under pending license number 02-1327300.

FACTS

1. The Board initiated an investigation of Walgreens Pharmacy #06888's, Terminal Distributor of Dangerous Drugs license number 02-1327300, related to Walgreens Pharmacy #06888's allowing an individual to work as a technician without being properly registered with the Board and drug security.
2. On or about April 17, 2020 the Board sent a Proposal to Take Disciplinary Action/Notice of Opportunity for Hearing to Walgreens Pharmacy #06888, which outlined the allegations and provided notice of its right to a hearing, its rights in such hearing, and its right to submit contentions in writing.
3. On or about May 5, 2020, Walgreens Pharmacy #06888 timely requested an administrative hearing, which was subsequently scheduled for August 4, 2020. The matter was continued indefinitely for settlement negotiations.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Walgreens Pharmacy #06888 neither admits nor denies the allegations stated in the Notice of Opportunity for Hearing letter dated April 17, 2020; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.

3. Walgreens Pharmacy #06888 agrees to pay to the Board a monetary penalty the amount of \$5,000. This fine will be attached to your license record and must be paid no later than 30 days from the effective date of this Agreement. To pay this fine you must login to www.elicense.ohio.gov and process the items in your cart.
4. Walgreens Pharmacy #06888 agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction, as required by any such state or jurisdiction, in which it currently holds a professional license, including the Board on renewal applications or applications for a new license.
5. Walgreens Pharmacy #06888 agrees to comply with all federal and state requirements related to Terminal Distributors of Dangerous Drugs, including but not limited to, Ohio Revised Code Chapter 4729. and the Rules adopted thereunder, Chapter 3719. and the Rules adopted thereunder, Chapter 3715. and the Rules adopted thereunder as well as the "Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 U.S.C.A. 301 and Chapter 21, Section 360 of the United States Code, and Section 207.20 of the Code of Federal Regulations. Any violation by Walgreens Pharmacy #06888 of the terms of one or more federal or state requirements may constitute sufficient grounds for further enforcement action related to any licenses granted to Walgreens Pharmacy #06888 by the Board and will NOT discharge Walgreens Pharmacy #06888 from any obligation under the terms of this Agreement.
6. Walgreens Pharmacy #06888 agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
7. Walgreens Pharmacy #06888 understands that it has the right to be represented by counsel for review and execution of this agreement.
8. This Agreement is binding upon any and all successors, assigns, affiliates, and subsidiaries of the parties or any other corporation through whom or with whom Walgreens Pharmacy #06888 will operate.
9. Walgreens Pharmacy #06888 waives its right to a hearing and an opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to an appeal.
10. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
11. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.

12. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
 13. This Agreement shall become effective upon the date of the Board President's signature below.
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R-2021-0365

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE NO. A-2019-0137**

Donald Woodard MD, LLC
PENDING License No. 02-2839700
c/o Donald Woodard, MD
6495 East Broad Street, Suite H
Columbus, OH 43213

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Donald Woodard MD, LLC (Woodard), for the purpose of resolving all issues between the parties relating to the Board investigation of issues involving the failure to submit renewal information for a Terminal Distributor of Dangerous Drugs (TDDD) license. Together, the Board and Donald Woodard MD, LLC are referred to hereinafter as "the parties."

JURISDICTION

3. Pursuant to Section 4729.57 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.54 of the Ohio Revised Code.
4. Donald Woodard MD, LLC is a licensed Terminal Distributor of Dangerous Drugs under pending license number 02-2839700.

FACTS

4. The Board initiated an investigation of Donald Woodard MD, LLC's, Terminal Distributor of Dangerous Drugs pending license number 02-2839700, related to Donald Woodard MD, LLC's failing to disclosure past legal issues regarding their responsible person/owner.
5. On or about January 14, 2020 the Board sent a Proposal to Deny/Notice of Opportunity for Hearing to Donald Woodard MD, LLC, which outlined the allegations and provided notice of its right to a hearing, its rights in such hearing, and its right to submit contentions in writing.
6. On or about February 5, 2020, Donald Woodard MD, LLC timely requested an administrative hearing, which was subsequently scheduled for August 3, 2020.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

14. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
15. Donald Woodard MD, LLC neither admits nor denies the allegations stated in the Notice of Opportunity for Hearing letter dated January 14, 2020; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
16. Donald Woodard MD, LLC agrees to pay to the Board a monetary penalty the amount of \$1,000. This fine will be attached to your license record and must be paid no later than 30 days from the effective date of this Agreement. To pay this fine you must login to www.license.ohio.gov and process the items in your cart.
17. Donald Woodard MD, LLC's Terminal Distributor of Dangerous Drugs license will be issued upon payment of the fine.
18. Donald Woodard MD, LLC agrees and acknowledges that it will be placed on probation with the Board for a term of two years from the date of this agreement. Donald Woodard MD, LLC will submit bi-annual reports of compliance to the Board during the term of probation. Bi-annual reports must be e-mailed to legal@pharmacy.ohio.gov.

19. Donald Woodard MD, LLC agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction, as required by any such state or jurisdiction, in which it currently holds a professional license, including the Board on renewal applications or applications for a new license.
20. Donald Woodard MD, LLC agrees to comply with all federal and state requirements related to Terminal Distributors of Dangerous Drugs, including but not limited to, Ohio Revised Code Chapter 4729. and the Rules adopted thereunder, Chapter 3719. and the Rules adopted thereunder, Chapter 3715. and the Rules adopted thereunder as well as the "Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 U.S.C.A. 301 and Chapter 21, Section 360 of the United States Code, and Section 207.20 of the Code of Federal Regulations. Any violation by Donald Woodard MD, LLC of the terms of one or more federal or state requirements may constitute sufficient grounds for further enforcement action related to any licenses granted to Donald Woodard MD, LLC by the Board and will NOT discharge Donald Woodard MD, LLC from any obligation under the terms of this Agreement.
21. Donald Woodard MD, LLC agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
22. Donald Woodard MD, LLC understands that it has the right to be represented by counsel for review and execution of this agreement.
23. This Agreement is binding upon any and all successors, assigns, affiliates, and subsidiaries of the parties or any other corporation through whom or with whom Donald Woodard MD, LLC will operate.
24. Donald Woodard MD, LLC waives its right to a hearing and an opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to an appeal.
25. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
26. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
27. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.

28. This Agreement shall become effective upon the date of the Board President's signature below.

R-2021-0366

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE NO. A-2019-0210**

**Ebram Botros, RPh
License No. 03-333872
8065 Danbridge Way
Westerville, OH 43082**

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Ebram Botros, for the purpose of resolving all issues between the parties relating to the Board investigation of an error in dispensing. Together, the Board and Ebram Botros are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.16 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.16 of the Ohio Revised Code to practice pharmacy as in the state of Ohio.
2. Ebram Botros is a licensed pharmacist in the state of Ohio under license number 03-333872.

FACTS

1. The Board initiated an investigation of Ebram Botros, pharmacist license number 03-333872 related to an error in dispensing.
2. On or about June 8, 2020, the Board sent a Notice of Opportunity for Hearing to Ebram Botros, which outlined the allegations and provided notice of his right to a hearing, his rights in such hearing, and his right to submit contentions in writing.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Ebram Botros neither admits nor denies the allegations stated in the Notice of Opportunity for hearing letter dated June 8, 2020; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. Ebram Botros must obtain, within 90 days from the effective date of this Agreement, six hours of approved continuing pharmacy education (0.6 CEUs) in medication errors and/or patient safety, which may not also be used for license renewal. Copies of completed CEUs must be e-mailed to legal@pharmacy.ohio.gov.
4. Ebram Botros agrees to pay to the Board the amount of amount of \$100.00. This fine will be attached to your registration record and must be paid no later than 30 days from the effective date of this Order. To pay this fine you must login to www.elicense.ohio.gov and process the items in your cart.
5. Ebram Botros agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
6. Ebram Botros understands that he has the right to be represented by counsel for review and execution of this agreement.
7. Ebram Botros agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction in which he currently holds a professional license, including to the Board on renewal applications or applications for a new license.
8. Ebram Botros waives an opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to an appeal.

9. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
 10. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
 11. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
 12. This Agreement shall become effective upon the date of the Board President's signature below.
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R-2021-0367

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE NO. A-2018-0110**

Ashley Dyke
SURRENDERED Registration No. 09-103743
71 Greenlee Rd.
Frankfort, OH 45628

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Respondent, for the purpose of resolving all issues between the parties relating to the theft of controlled substances. Together, the Board and Respondent are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.96 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.90 of

the Ohio Revised Code to perform the duties of a pharmacy technician trainee in the state of Ohio.

2. Respondent is an Ohio-registered pharmacy technician trainee under suspended registration number 09-103743.

FACTS

1. The Board initiated an investigation of Respondent, pharmacy technician trainee registration number 09-103743, related to Respondent's theft of controlled substances.
2. On or about December 6, 2018, the Board sent a Summary Suspension/Notice of Opportunity for Hearing to Respondent, which outlined the allegations and provided notice of her right to a hearing, her rights in such hearing, and her right to submit contentions in writing.
3. Respondent did not request an administrative hearing.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative proceedings. Any criminal proceedings resulting from this investigation are not affected by this Agreement.

TERMS

NOW WHEREFORE, in consideration of the mutual promises wherein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Respondent neither admits nor denies the allegations stated in the Summary Suspension/Notice of Opportunity for Hearing letter dated December 6, 2018; however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. **RESPONDENT VOLUNTARILY SURRENDERS TO THE STATE OF OHIO BOARD OF PHARMACY HER REGISTRATION AS A PHARMACY TECHNICIAN TRAINEE, REGISTRATION NO. 09-103743, WITH DISCIPLINE PENDING.**
4. **Respondent may never reapply for any license or registration over which the State of Ohio Board of Pharmacy has jurisdiction,**

including those set forth in Chapters 3719., 3796., 4729. or 4752. of the Revised Code, unless Respondent provides satisfactory proof to the Board that she is no longer addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render her unfit to practice pharmacy.

5. Respondent agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
6. Respondent understands that she has the right to be represented by counsel for review and execution of this agreement.
7. Respondent agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction in which she currently holds a professional license or registration.
8. Respondent expressly declines and waives an opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to an appeal.
9. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
10. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
11. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
12. This Agreement shall become effective upon the date of the Board President's signature below.

R-2021-0368

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE No. A-2020-0053
I-2019-0972-A**

Columbus Podiatry & Surgery, Inc.
License No. 02-2626900
c/o Animesh Bhatia, MD
117 Lazelle Road
Suite B
Columbus, Ohio 43235

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Columbus Podiatry & Surgery, Inc. the purpose of resolving all issues between the parties relating to the Board investigation of drug purchases without maintaining a Board-issued license. Together, the Board and Columbus Podiatry & Surgery are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.57 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.54 of the Ohio Revised Code.
2. Columbus Podiatry & Surgery has a current TDDD license with the Board under license number 02-2626900, which lists Animesh Bhatia, MD as the Responsible Person.

FACTS

1. The Board initiated an investigation of Columbus Podiatry & Surgery, TDDD license number 02-2626900, related to dangerous drug purchases without maintaining a Board-issued license.
2. On or about December 3, 2020, the Board sent a Notice of Opportunity for Hearing to Columbus Podiatry & Surgery which outlined the allegations and provided notice of its right to a hearing, its rights in such hearing, and its right to submit contentions in writing.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Columbus Podiatry & Surgery neither admits nor denies the allegations stated in the Notice of Opportunity for Hearing letter dated December 3, 2020, however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. Columbus Podiatry & Surgery agrees to pay to the Board a monetary penalty the amount of \$250.00. This fine will be attached to your license record and must be paid no later than 30 days from the effective date of this Order. To pay this fine you must login to www.elicense.ohio.gov and process the items in your cart.
4. Columbus Podiatry & Surgery agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction, as required by any such state or jurisdiction, in which it currently holds a professional license, including the Board on renewal applications or applications for a new license.
5. Columbus Podiatry & Surgery agrees to comply with all federal and state requirements related to Terminal Distributors of Dangerous Drugs, including but not limited to, Ohio Revised Code Chapter 4729. and the Rules adopted thereunder, Chapter 3719. and the Rules adopted thereunder, Chapter 3715. and the Rules adopted thereunder as well as the "Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 U.S.C.A. 301 and Chapter 21, Section 360 of the United States Code, and Section 207.20 of the Code of Federal Regulations. Any violation by Columbus Podiatry & Surgery of the terms of one or more federal or state requirements may constitute sufficient grounds for further enforcement action related to any licenses granted to Columbus Podiatry & Surgery by the Board and will NOT discharge Columbus Podiatry & Surgery from any obligation under the terms of this Agreement.
6. Columbus Podiatry & Surgery agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
7. Columbus Podiatry & Surgery understands that it has the right to be represented by counsel for review and execution of this agreement.

8. This Agreement is binding upon any and all successors, assigns, affiliates, and subsidiaries of the parties or any other corporation through whom or with whom Columbus Podiatry & Surgery will operate.
 9. Columbus Podiatry & Surgery waives its opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to appeal.
 10. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
 11. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
 12. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
 13. This Agreement shall become effective upon the date of the Board President's signature below.
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R-2021-0369

Ms. Rudell announced the following Settlement Agreement has been signed by all parties and is now effective:

**IN THE MATTER OF:
CASE No. A-2020-0054
I-2019-0972-B**

**Medline Industries, Inc.
License No. 01-1985050
c/o Willis Ingalls
1501 Harris Road
Libertyville, IL 60048**

**SETTLEMENT AGREEMENT WITH THE STATE OF OHIO BOARD OF
PHARMACY**

This Settlement Agreement (Agreement) is entered into by the State of Ohio Board of Pharmacy (Board) and Medline Industries, Inc. for the purpose of resolving all issues between the parties relating to the Board investigation of a selling dangerous drugs to an unlicensed entity. Together, the Board and Medline Industries are referred to hereinafter as "the parties."

JURISDICTION

1. Pursuant to Section 4729.56 of the Ohio Revised Code and the rules adopted thereunder, the Board has the authority to suspend, revoke, or refuse to grant or renew any license issued pursuant to Section 4729.52 of the Ohio Revised Code.
2. Medline Industries, LLC, has an active WDDD license with the Board under license number 01-1985050, which lists Willis Ingalls as the Responsible Person.

FACTS

1. The Board initiated an investigation of Medline Industries, WDDD license number 01-1985050, related to the sale of dangerous drugs to an unlicensed entity.
2. On or about December 3, 2020, the Board sent a Notice of Opportunity for Hearing to Medline Industries, which outlined the allegations and provided notice of its right to a hearing, its rights in such hearing, and its right to submit contentions in writing.

WHEREFORE, the parties desire to resolve the issues relating to the above-referenced findings without resorting to further administrative or judicial proceedings.

TERMS

NOW THEREFORE, in consideration of the mutual promises herein expressed, the parties knowingly and voluntarily agree as follows:

1. The recitals set forth above are incorporated in this Settlement Agreement as though fully set forth herein.
2. Medline Industries neither admits nor denies the allegations stated in the Notice of Opportunity for Hearing letter dated December 3, 2020, however, the Board has evidence sufficient to sustain the allegations, finds them to violate Ohio's pharmacy law as set forth in the Notice, and hereby adjudicates the same.
3. Medline Industries agrees to pay to the Board a monetary penalty the amount of \$250.00. This fine will be attached to your license record and must be paid no later than 30 days from the effective date of this Order. To pay this fine you must login to www.elicense.ohio.gov and process the items in your cart.

4. Medline Industries agrees and acknowledges that this Board disciplinary action must be disclosed to the proper licensing authority of any state or jurisdiction, as required by any such state or jurisdiction, in which it currently holds a professional license, including the Board on renewal applications or applications for a new license.
5. Medline Industries agrees to comply with all federal and state requirements related to Wholesale Distributors of Dangerous Drugs, including but not limited to, Ohio Revised Code Chapter 4729. and the Rules adopted thereunder, Chapter 3719. and the Rules adopted thereunder, Chapter 3715. and the Rules adopted thereunder as well as the "Federal Food, Drug, and Cosmetic Act," 52 Stat. 1040 (1938), 21 U.S.C.A. 301 and Chapter 21, Section 360 of the United States Code, and Section 207.20 of the Code of Federal Regulations. Any violation by Medline Industries of the terms of one or more federal or state requirements may constitute sufficient grounds for further enforcement action related to any licenses granted to Medline Industries by the Board and will NOT discharge Medline Industries from any obligation under the terms of this Agreement.
6. Medline Industries agrees to pay all reasonable costs associated with the collection of any payment, and of the prosecution of any violation of this Agreement.
7. Medline Industries understands that it has the right to be represented by counsel for review and execution of this agreement.
8. This Agreement is binding upon any and all successors, assigns, affiliates, and subsidiaries of the parties or any other corporation through whom or with whom Medline Industries will operate.
9. Medline Industries expressly waives its opportunity to be heard pursuant to Chapter 119. of the Ohio Revised Code and waives any right to appeal.
10. This Agreement may be executed in counterparts or facsimiles, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
11. All parties to this Agreement understand that this document is a public record pursuant to Ohio Revised Code Section 149.43.
12. This Agreement contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this Agreement.
13. This Agreement shall become effective upon the date of the Board President's signature below.

R-2021-0370

Ms. Rudell dismissed the matter of **Southern Anesthesia & Surgical, Lexington, South Carolina.**

R-2021-0371

Ms. Rudell dismissed the matter of **Isaac Hoyt, Cincinnati, Ohio.**

R-2021-0372

Mr. Wilt moved to Adjourn the January State of Ohio Board of Pharmacy Meeting. The motion was seconded by Ms. Marchal and approved by the Board: Aye-5, Nay-0.

12:28 p.m.

The Board Meeting Adjourned.

_____ Date: _____
Jennifer M. Rudell, RPh, President

_____ Date: _____
Steven W. Schierholt, Executive Director