03-1-08712

65 S. FRONT STREET, ROOM 504 * COLUMBUS, OHIO 43266-0320 * 614/466-4143

THE STATE BOARD OF PHARMACY

In The Matter Of:

JOHN CARL PLUMLEY, R.Ph.
4778 Woodland Road
Jackson, Michigan 49203

THE MATTER OF JOHN CARL PLUMLEY, DOCKET NO. D-860929-039, CAME ON FOR CONSIDERATION BY THE STATE BOARD OF PHARMACY ON WEDNESDAY, DECEMBER 3, 1986. MOTIONS WERE MADE AND RECORDED TO ADOPT THE FOLLOWING ORDER:

ORDER

Findings Of Fact

(1) On September 29, 1986, John Carl Plumley, R.Ph. No. 03-1-08712, was notified by letter of his right to a hearing, his rights in such hearing, and his right to submit his position, contentions, and arguments in writing.

(2) As demonstrated by return receipt of October 1, 1986, John Carl Plumley received the letter of September 29, 1986 informing him that the Board proposed to deny his application for renewal of his identification card since he had not continued his pharmacy education in accordance with Section 4729.12 of the Revised Code, and Chapter 4729-7 of the Administrative Code.

(3) The State Board of Pharmacy finds that John Carl Plumley has not continued his pharmacy education in accordance with Chapter 4729-7 of the Ohio Administrative Code.

(4) The State Board of Pharmacy finds that John Carl Plumley has not submitted the required 4.5 CEUs needed for renewal of his pharmacist license.

Conclusion Of Law

(1) Upon consideration of the record as a whole, the State Board of Pharmacy concludes that the conduct set forth in paragraphs (3) and (4) of the Findings Of Fact constitutes failure to meet the requirements for a renewal identification card as set forth in Section 4729.12 of the Ohio Revised Code.

Pursuant to Section 4729.12 of the Ohio Revised Code, and the foregoing Findings Of Fact and Conclusion Of Law, the State Board of Pharmacy hereby denies the renewal application for an identification card of John Carl Plumley.

After fifteen (15) days following the issuance of this Order, you may not engage in the active practice of pharmacy in Ohio, and may not compound or dispense dangerous drugs in Ohio.

THIS ORDER WAS APPROVED BY A VOTE OF THE STATE BOARD OF PHARMACY.

MOTION CARRIED.

SO ORDERED.

It is hereby certified by this Board that the above language is a copy of the Order entered upon its journal in this case.

Section 119.12 of the Revised Code authorizes an appeal from this Order. Such an appeal may be taken to the court of common pleas in the county in which your place of business is located or to said court of the county in which you reside. If you do not have a place of business in Ohio and are not a resident of Ohio, you may appeal to the Court of Common Pleas in Franklin County, Ohio.

Such an appeal, setting forth the order appealed from and the grounds of the appeal, must be commenced by the filing of a Notice of Appeal with the State Board of Pharmacy and the appropriate court within fifteen (15) days after the mailing of this notice and in accordance with the requirements of Section 119.12 of the Revised Code.

BY ORDER OF THE STATE BOARD OF PHARMACY

CERTIFIED MAIL
Return Receipt

ORDER ISSUED: December 1986

By _____
Franklin Z. Wickham, Executive Director

FZW/sb

cc: John E. Breen, Assistant Attorney General