



OHIO STATE BOARD OF PHARMACY

77 South High Street, Room 1702; Columbus, OH 43215-6126

-Equal Opportunity Employer and Service Provider-

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URL: <http://www.pharmacy.ohio.gov>

ORDER OF THE STATE BOARD OF PHARMACY

(Docket No. D- 051110- 045)

In The Matter Of:

GREGORY SCOTT MILLS, R.Ph.

1911 Western Avenue, #4D

Chillicothe, Ohio 45601

(R.Ph. No. 03- 1- 17638)

INTRODUCTION

THE MATTER OF GREGORY SCOTT MILLS CAME FOR HEARING ON MAY 10, 2006, BEFORE THE FOLLOWING MEMBERS OF THE BOARD: SUZANNE R. EASTMAN, R.Ph. (presiding); ROBERT P. GIACALONE, R.Ph.; ELIZABETH I. GREGG, R.Ph.; LAWRENCE J. KOST, R.Ph.; NATHAN S. LIPSYC, R.Ph.; KEVIN J. MITCHELL, R.Ph.; DOROTHY S. TEATER, PUBLIC MEMBER; AND JAMES E. TURNER, R.Ph.

GREGORY SCOTT MILLS WAS NOT REPRESENTED BY COUNSEL. THE STATE OF OHIO WAS REPRESENTED BY SALLY ANN STEUK, ASSISTANT ATTORNEY GENERAL.

SUMMARY OF EVIDENCE

State's Witnesses

None

Respondent's Witness

1. Gregory Scott Mills, R.Ph., Respondent

State's Exhibits

1. Reinstatement Hearing Request letter from Gregory S. Mills [11- 08- 05]
1A- 1B. Procedurals
- 2.
- 3.
- 4.

Respondent's Exhibits

A.

B.

C.

D.

E.

F.

G.

H. Continuing Pharmaceutical Education Credits and Certificates [05- 01- 05 to 04- 30- 06]

FINDING OF FACT

After having heard the testimony, observed the demeanor of the witness, considered the evidence, and weighed the credibility of each, the State Board of Pharmacy finds that Gregory Scott Mills has complied with the terms set forth in the Order of the State Board of Pharmacy, Docket No. D- 020326- 048, effective March 6, 2003.

DECISION OF THE BOARD

On the basis of the Finding of Fact set forth above, and after consideration of the record as a whole, the State Board of Pharmacy hereby approves the reinstatement of the pharmacist identification card, No. 03- 1- 17638, held by Gregory Scott Mills to practice pharmacy in Ohio with the stipulation that Gregory Scott Mills shall be on probation for ten years beginning on the effective date of this Order, with the following conditions:

(A) Gregory Scott Mills must enter into a **new** contract, signed within thirty days after the effective date of this Order, with an Ohio Department of Alcohol and Drug Addiction Services (ODADAS) treatment provider or a treatment provider acceptable to the Board for a period of not less than five years and submit a copy of the signed contract to the Board office before his pharmacist identification card is issued. The contract must provide that:

(1) **Random, observed** urine drug screens shall be conducted at least once each month for the first year and then at least once every three months for the remaining four years.

(a) The urine sample must be given within twelve hours of notification. The urine drug screen must include testing for creatinine or specific gravity of the sample as the dilutional standard.

(b) Alcohol must be added to the standard urine drug screen. A Breathalyzer may be used to test for alcohol, but the test must be conducted by an appropriately certified individual within twelve hours of notification.

(c) Results of all drug and alcohol screens must be negative. Refusal of a urine screen or a diluted urine screen is equivalent to a positive result. Any positive results, including those which may have resulted from ingestion of food, but excluding false positives which resulted from medication legitimately prescribed, indicates a violation of the contract.

(2) The intervener/sponsor shall submit to the Board reports, in a format acceptable to the Board, indicating drug screens and their results in a timely fashion. Actual copies of drug screens shall be made available to the Board upon request.

(3) Attendance is required a minimum of three times per week at an Alcoholics Anonymous, Narcotics Anonymous, and/or similar support group meeting.

(4) The program shall immediately report to the Board any violations of the contract and/or lack of cooperation.

(B) Gregory Scott Mills must submit quarterly progress reports to the Board (due January 10, April 10, July 10, and October 10 of each year of probation) that include:

(1) The written report and documentation provided by the treatment program pursuant to the contract, and

(2) A written description of Gregory Scott Mills' progress towards recovery and what Gregory Scott Mills has been doing during the previous three months.

(C) Other terms of probation are as follows:

(1) The State Board of Pharmacy hereby declares that Gregory Scott Mills' pharmacist identification card is not in good standing and thereby denies the privilege of being a preceptor and training pharmacy interns pursuant to paragraph (D)(1) of Rule 4729- 3- 01 of the Ohio Administrative Code.

(2) Gregory Scott Mills may not serve as a responsible pharmacist.

(3) Gregory Scott Mills may not destroy, assist in, or witness the destruction of controlled substances.

(4) Gregory Scott Mills must abide by the contract with his treatment provider and must immediately report any violation of the contract to the Board.

(5) Gregory Scott Mills must not violate the drug laws of Ohio, any other state, or the federal government.

(6) Gregory Scott Mills must abide by the rules of the State Board of Pharmacy.

(7) Gregory Scott Mills must comply with the terms of this Order.

Gregory Scott Mills is hereby advised that the Board may at any time revoke probation for cause, modify the conditions of probation, and reduce or extend the period of probation. At



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ORDER OF THE STATE BOARD OF PHARMACY

(Docket No. D- 020326- 048)

In The Matter Of:

GREGORY SCOTT MILLS, R.Ph.

2266 Shirlene Drive

Grove City, Ohio 43123

(R.Ph. No. 03- 1- 17638)

INTRODUCTION

THE MATTER OF GREGORY SCOTT MILLS CAME FOR HEARING ON FEBRUARY 4, 2003, BEFORE THE FOLLOWING MEMBERS OF THE BOARD: DIANE C. ADELMAN, R.Ph. (presiding); GREGORY BRAYLOCK, R.Ph.; SUZANNE R. EASTMAN, R.Ph.; ROBERT P. GIACALONE, R.Ph.; ELIZABETH I. GREGG, R.Ph.; LAWRENCE J. KOST, R.Ph.; NATHAN S. LIPSYC, R.Ph.; DOROTHY S. TEATER, PUBLIC MEMBER; AND JAMES E. TURNER, R.Ph.

GREGORY SCOTT MILLS WAS REPRESENTED BY ROBERT D. NOBLE AND THE STATE OF OHIO WAS REPRESENTED BY SALLY ANN STEUK, ASSISTANT ATTORNEY GENERAL.

SUMMARY OF EVIDENCE

State's Witnesses

1. Todd Zevchik, R.Ph., Ohio State Board of Pharmacy

Respondent's Witnesses

1. Gregory Scott Mills, R.Ph., Respondent

State's Exhibits

1. Copy of Summary Suspension Order/Notice of Opportunity for Hearing letter [03- 26- 02]
 - 1A- E. Procedurals
 - 1F. Copy of Addendum Notice letter [08- 21- 02]
 - 1G. Procedural
 - 1H.
 - 2.
 - 3.
 - 4.
 - 5.

GREGORY SCOTT MILLS, R.Ph.

Page 2

Order of the Board

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12. Copy of three Columbus Police Department tickets issued to Gregory S. Mills (#Z612459, Failure to Control; #Z612460, Operated a Motor Vehicle Under the Influence; #Z612461, Operated a Motor Vehicle with a Concentration of 302 Grams of Alcohol per 210 liter of breath) [3- 22- 97]; Entry, City of Columbus vs. Gregory Mills, Case No. 97- TF- 112733 [04- 07- 97], Probation Rules and Instructions, Case No. 97- 112733 [04- 07- 97]; Memorandum Contra Defendant's Motion for Order of Reinstatement of Operator's License and Waiver of Reinstatement Fee, Case No. M97- 112733 [11- 28- 97]
13. Copy of Renewal Application for Pharmacist License Number 03- 1- 17638 For A License To Practice Pharmacy In Ohio From 09/15/97 to 09/15/98 for Gregory Scott Mills [08- 06- 97]
14. Copies of eleven Renewal Applications for Pharmacist License Number 03- 1- 17638 To Practice Pharmacy in Ohio from 09/15/89 to 09/15/92 and from 09/15/94 to 09/15/02
15. Copy of Dangerous Drug Distributor Inspection Report of W.B. Canalview Pharmacy [04- 16- 90]; Copy of response to the Inspection Report; Copy of Notification of Change of Responsible Person form [07- 19- 89]

Respondent's Exhibits

A.

B.

C.

D.

E.

- F. Letter from Becky J. Britton, MCSE, MCP, CCNA, MCSDBA [not dated]; Manpower employment application [10- 10- 02]

FINDINGS OF FACT

After having heard the testimony, observed the demeanor of the witnesses, considered the evidence, and weighed the credibility of each, the State Board of Pharmacy finds the following to be fact:

GREGORY SCOTT MILLS, R.Ph.

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Order of the Board

(1) Records of the State Board of Pharmacy indicate that Gregory Scott Mills was originally licensed by the State of Ohio as a pharmacist on February 24, 1989, pursuant to examination, and that the Board summarily suspended Gregory Scott Mill's license to practice pharmacy on March 26, 2002. Records further reflect that, during the relevant time periods stated herein, Gregory Scott Mills was the Responsible Pharmacist at the Chillicothe Correctional Institution Pharmacy pursuant to Sections 4729.27 and 4729.55 of the Ohio Revised Code and Rule 4729-5-11 of the Ohio Administrative Code.

(2)

(3)

(4) On April 7, 1997, Gregory Scott Mills pled guilty to Operating a Motor Vehicle Under the Influence of Alcohol or Drugs, a Misdemeanor of the first degree under Section 4511.19 of the Ohio Revised Code. State of Ohio vs. Gregory Mills, Case No. 1997TRC112733, Franklin County Municipal Court.

(5) Gregory Scott Mills did, on or about August 6, 1997, knowingly make a false statement with purpose to secure the issuance of a license or registration, to wit: Gregory Scott Mills indicated on his pharmacist license renewal application that he had not been charged with a crime when in fact Gregory Scott Mills had been convicted of Operating a Motor Vehicle Under the Influence of Alcohol or Drugs. Such conduct is in violation of Section 2921.13 of the Ohio Revised Code.

(6)

CONCLUSIONS OF LAW

(1)

(2) Upon consideration of the record as a whole, the State Board of Pharmacy concludes that paragraph (5) of the Findings of Fact constitute being guilty of dishonesty and unprofessional conduct in the practice of pharmacy as provided in Division (A)(2) of Section 4729.16 of the Ohio Revised Code.

(3)

(4)

(5) Upon consideration of the record as a whole, the State Board of Pharmacy concludes that paragraph (5) of the Findings of Fact constitutes being guilty of committing fraud, misrepresentation, or deception in applying for or securing a license or identification card issued by the Board under Chapter 4729. of the Revised Code as provided in Division (A)(10) of Section 4729.16 of the Ohio Revised Code.

DECISION OF THE BOARD

Pursuant to Section 4729.16 of the Ohio Revised Code, and after consideration of the record as a whole, the State Board of Pharmacy hereby suspends indefinitely the pharmacist identification card, No. 03- 1- 17638, held by Gregory Scott Mills and such suspension is effective as of the date of the mailing of this Order.

(A) Gregory Scott Mills, pursuant to Rule 4729- 9- 01(F) of the Ohio Administrative Code, may not be employed by or work in a facility licensed by the State Board of Pharmacy to possess or distribute dangerous drugs during such period of suspension.

(B) Gregory Scott Mills, pursuant to Section 4729.16(B) of the Ohio Revised Code, must return his identification card and license (wall certificate) to the office of the State Board of Pharmacy within ten days after receipt of this Order unless the Board office is

already in possession of both. The identification card and wall certificate should be sent by certified mail, return receipt requested.

Further, after three years from the effective date of this Order, the Board will consider any petition filed by Gregory Scott Mills for a hearing, pursuant to Ohio Revised Code Chapter 119., for reinstatement. The Board will only consider reinstatement of the license to practice pharmacy in Ohio if the following conditions have been met:

(A) Gregory Scott Mills must obtain, within sixty days after the effective date of this Order, a full psychiatric or psychological evaluation by a licensed psychiatrist or psychologist and must abide by the treatment plan as designed by that psychiatrist or psychologist. The psychiatrist or psychologist must provide an initial status report, which includes the recommended treatment plan, to the Board within ten days after completing the assessment.

(B) Gregory Scott Mills must enter into a contract, signed within thirty days after the effective date of this Order, with an Ohio Department of Alcohol and Drug Addiction Services (ODADAS) treatment provider or a treatment provider acceptable to the Board for a period of not less than five years and, upon signing, mail a copy of the contract to the Board office. The contract must provide that:

(1) Random, **observed** urine drug screens shall be conducted at least once each month.

(a) The urine sample must be given within twelve hours of notification. The urine drug screen must include testing for creatinine or specific gravity of the sample as the dilutional standard.

(b) Alcohol must be added to the standard urine drug screen. A Breathalyzer may be used to test for alcohol, but the test must be conducted by an appropriately certified individual within twelve hours of notification.

(c) Results of all drug and alcohol screens must be negative. Any positive results, including those which may have resulted from ingestion of food, but excluding false positives which resulted from medication legitimately prescribed, indicates a violation of the contract.

(2) Attendance is required a minimum of three times per week at an Alcoholics Anonymous, Narcotics Anonymous, and/or similar support group meeting.

(3) The program shall immediately report to the Board any violations of the contract and/or lack of cooperation.

(C) Gregory Scott Mills must demonstrate 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.

(D) Gregory Scott Mills must provide, at the reinstatement petition hearing, documentation of the following:

- (1) Compliance with the licensed psychiatrist's or psychologist's recommended treatment plan;
- (2) A report by the licensed psychiatrist or psychologist regarding Gregory Scott Mills' fitness for readmission into the practice of pharmacy;
- (3) Compliance with the contract required above (e.g.- proof of giving the urine sample within twelve hours of notification and copies of all drug and alcohol urine screen reports, meeting attendance records, treatment program reports, etc.);
- (4) Compliance with the continuing pharmacy education requirements set forth in Chapter 4729- 7 of the Ohio Administrative Code as applicable and in effect on the date of petitioning the Board for reinstatement;
- (5) Compliance with the terms of this Order.

(E) If reinstatement is not accomplished within four years from the effective date of this Order, Gregory Scott Mills must also show successful completion of the NAPLEX examination or an equivalent examination approved by the Board.

THIS ORDER WAS APPROVED BY A VOTE OF THE STATE BOARD OF PHARMACY (Aye- 5/Nay- 3).

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 Ohio Revised Code authorizes an appeal from this Order. An order that denied admission to an examination, or denied the issuance or renewal of a license or registration, or revoked or suspended a license, may be appealed to the court of common pleas in the Ohio county of your place of business or in your Ohio county of residence. Any other order may be appealed to the Court of Common Pleas of 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 both the State Board of Pharmacy and the appropriate court within fifteen (15) days after the mailing of this Order and in accordance with the requirements of Section 119.12 of the Ohio Revised Code.

BY ORDER OF THE STATE BOARD OF PHARMACY

ORDER MAILED & EFFECTIVE: MARCH 6, 2003

By: _____
William T. Winsley, M.S., R.Ph., Executive Director



OHIO STATE BOARD OF PHARMACY

77 South High Street, Room 1702; Columbus, Ohio 43215-6126

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SUMMARY SUSPENSION ORDER/NOTICE OF OPPORTUNITY FOR HEARING

March 26, 2002

Gregory Scott Mills, R.Ph.
2266 Shirlene Drive
Grove City, Ohio 43123

Re: Ohio Registered Pharmacist
Number 03- 1- 17638

Dear Mr. Mills:

In accordance with Section 3719.121(A) of the Ohio Revised Code, the Board has determined that you are addicted to the use of controlled substances. Further, in accordance with Section 3719.121(B) of the Ohio Revised Code, the Board has determined that there is clear and convincing evidence that the continuation of your professional practice presents a danger of immediate and serious harm to others. The reasons for the Board's action are that you have committed any and/or all of the following acts:

(1) Records of the Board of Pharmacy indicate that you were originally licensed in the State of Ohio on February 24, 1989, pursuant to examination, and are currently licensed to practice pharmacy in the State of Ohio. Records further reflect during the relevant time periods stated herein, you were the Responsible Pharmacist at the Chillicothe Correctional Institution pharmacy pursuant to Sections 4729.27 and 4729.55 of the Ohio Revised Code and Section 4729- 5- 11 of the Ohio Administrative Code.

(2)

(3)

YOU ARE HEREBY NOTIFIED that Section 3719.121(A) of the Ohio Revised Code states, in pertinent part: “any ... pharmacist, ... who is or becomes addicted to the use of controlled substances, shall be suspended by the board that authorized the person’s license, certificate, or registration...”

YOU ARE HEREBY NOTIFIED that Section 3719.121(B) of the Ohio Revised Code states, in pertinent part:

(B) If the board under which a person has been issued a license, . . . , . . . determines that there is clear and convincing evidence that continuation of the person’s professional practice or method of prescribing or personally furnishing controlled substances presents a danger of immediate and serious harm to others, the board may suspend the person’s license, . . . , . . . , without a prior hearing.

WHEREFORE, PURSUANT TO SECTIONS 3719.121(A) and (B) OF THE OHIO REVISED CODE, YOU ARE HEREBY NOTIFIED THAT YOUR REGISTRATION AND LICENSE TO PRACTICE PHARMACY IN THE STATE OF OHIO IS HEREBY SUSPENDED. FURTHER, PURSUANT TO RULE 4729-9-01(F) OF THE OHIO ADMINISTRATIVE CODE, DURING THIS TERM OF SUSPENSION YOU MAY NOT BE EMPLOYED BY OR WORK IN ANY FACILITY LICENSED BY THE BOARD OF PHARMACY TO POSSESS OR DISTRIBUTE DANGEROUS DRUGS. This suspension shall remain in effect until an adjudicatory hearing has been held pursuant to Chapter 119. of the Revised Code, and a final Order has been issued, during which time you may not engage in the practice of pharmacy.

YOU ARE FURTHER NOTIFIED that Section 4729.16 of the Ohio Revised Code states, in pertinent part:

(A) The State Board of Pharmacy, after notice and hearing in accordance with Chapter 119. of the Ohio Revised Code, may revoke, suspend, limit, place on probation, or refuse to grant or renew an identification card under this chapter, or may impose a monetary penalty or forfeiture not to exceed in severity any fine designated under the Ohio Revised Code for a similar offense, or in the case of a violation of a section of the Ohio Revised Code that does not bear a penalty, a monetary penalty or forfeiture of no more than five hundred dollars, if the Board finds a pharmacist or pharmacy intern:

- (1) Guilty of a felony or gross immorality;
- (2) Guilty of dishonesty or unprofessional conduct in the practice of pharmacy;

(3) Addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render the pharmacist or pharmacy intern unfit to practice pharmacy;

(4) Has been convicted of a misdemeanor related to, or committed in, the practice of pharmacy;

(5) Guilty of willfully violating, conspiring to violate, attempting to violate, or aiding and abetting the violation of any of the provisions of this chapter, sections 3715.52 to 3715.72 or Chapter 2925. or 3719. of the Revised Code;

(6) Guilty of permitting anyone other than a pharmacist or pharmacy intern to practice pharmacy;

(7) Guilty of knowingly lending the pharmacist's or pharmacy intern's name to an illegal practitioner of pharmacy or having professional connection with an illegal practitioner of pharmacy;

(8) Guilty of dividing or agreeing to divide remuneration made in the practice of pharmacy with any other individual, including, but not limited to, any licensed health professional authorized to prescribe drugs or any owner, manager, or employee of a health care facility, residential care facility, or nursing home;

(9) Has violated the terms of a consult agreement entered into pursuant to section 4729.39 of the Revised Code;

(10) Has committed fraud, misrepresentation, or deception in applying for or securing a license or identification card issued by the board under this chapter or under Chapter 3715. or 3719. of the Revised Code.

IF YOU REQUEST A HEARING within 30 days of the time of the mailing of this notice, such will be afforded. Such request shall be mailed to the State Board of Pharmacy, 77 South High Street, Room 1702, Columbus, Ohio 43215- 6126. You may appear at such hearing in person, by your attorney, or by such other representative as is permitted to practice before the agency, or you may present your position, arguments or contentions in writing; and, at this hearing, you may also present evidence and examine any witnesses appearing for and against you.

YOU ARE FURTHER ADVISED that if you do not request such a hearing within thirty (30) days of the mailing of this notice, the State Board of Pharmacy, upon consideration of the aforementioned allegations against you, may take action without such a hearing.

Gregory Scott Mills, R.Ph.

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Summary Suspension

Division (B) of Section 4729.16 of the Revised Code provides in pertinent part that: "Any individual whose identification card is revoked, suspended, or refused, shall return his identification card and certificate of registration to the offices of the state board of pharmacy within ten days after receipt of notice of such action." The certificate and identification card should be forwarded by certified mail, return receipt requested.

BY ORDER OF THE STATE BOARD OF PHARMACY

William T. Winsley, M.S., R.Ph.
Executive Director

CERTIFIED MAIL
7099 3400 0014 5032 5019
Return Receipt

WTW:pm (D- 020326- 048)

cc: Sally Ann Steuk, Assistant Attorney General



OHIO STATE BOARD OF PHARMACY

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ADDENDUM NOTICE

August 21, 2002

Gregory Scott Mills, R.Ph.
2266 Shirlene Drive
Grove City, Ohio 43123

Re: Ohio Registered Pharmacist
Number 03- 1- 17638

Dear Mr. Mills:

YOU ARE HEREBY NOTIFIED that, in addition to the allegations stated in the March 26, 2002, Summary Suspension Order/Notice of Opportunity letter, the following allegations will also be considered, as numbered:

- (4) On April 7, 1997, you pled guilty to Operating a Motor Vehicle Under the Influence of Alcohol or Drugs, a Misdemeanor of the 1st degree under Section 4511.19 of the Ohio Revised Code. State of Ohio vs. Gregory Mills, Case No. 1997TRC112733, Franklin County Municipal Court. Such conduct indicates that you are guilty of gross immorality, and/or addicted to or abusing drugs to render you unfit to practice pharmacy within the meaning of Section 4729.16 of the Ohio Revised Code.
- (5) You did, on or about August 6, 1997, knowingly make a false statement with purpose to secure the issuance of a license or registration, to wit: you indicated on your pharmacist license renewal application that you had not been charged with a crime when in fact you had been convicted of Operating a Motor Vehicle Under the Influence of Alcohol or Drugs. Such conduct is in violation of Section 2921.13 of the Ohio Revised Code, and if proven constitutes being guilty of gross immorality and/or guilty of dishonesty or unprofessional conduct in the practice of pharmacy within the meaning of Section 4729.16 of the Ohio Revised Code.

YOU ARE HEREBY ADVISED that Section 4729.16 of the Ohio Revised Code states in pertinent part that:

(A) The State Board of Pharmacy, after notice and hearing in accordance with Chapter 119. of the Ohio Revised Code, may revoke, suspend, place on probation, or refuse to grant or renew an identification card under this chapter, or may impose a monetary penalty or forfeiture not to exceed in severity any fine designated under the

Ohio Revised Code for a similar offense, or in the case of a violation of a section of the Ohio Revised Code that does not bear a penalty, a monetary penalty or forfeiture of no more than five hundred dollars, if the Board finds a pharmacist or pharmacy intern:

- (1) Guilty of a felony or gross immorality;
- (2) Guilty of dishonesty or unprofessional conduct in the practice of pharmacy;
- (3) Addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render the pharmacist or pharmacy intern unfit to practice pharmacy;
- (4) Has been convicted of a misdemeanor related to, or committed in, the practice of pharmacy;
- (5) Guilty of willfully violating, conspiring to violate, attempting to violate, or aiding and abetting the violation of any of the provisions of this chapter, sections 3715.52 to 3715.72 of the Revised Code, Chapter 2925. or 3719. of the Revised Code, or any rule adopted by the board under those provisions;
- (6) Guilty of permitting anyone other than a pharmacist or pharmacy intern to practice pharmacy;
- (7) Guilty of knowingly lending the pharmacist's or pharmacy intern's name to an illegal practitioner of pharmacy or having professional connection with an illegal practitioner of pharmacy;
- (8) Guilty of dividing or agreeing to divide remuneration made in the practice of pharmacy with any other individual, including, but not limited to, any licensed health professional authorized to prescribe drugs or any owner, manager, or employee of a health care facility, residential care facility, or nursing home;
- (9) Has violated the terms of a consult agreement entered into pursuant to section 4729.39 of the Revised Code;
- (10) Has committed fraud, misrepresentation, or deception in applying for or securing a license or identification card issued by the board under this chapter or under Chapter 3715. or 3719. of the Revised Code.

IF YOU DESIRE A HEARING, such request shall be mailed to the State Board of Pharmacy, 77 South High Street, Room 1702, Columbus, Ohio 43215- 6126. You may appear at such hearing in person, by your attorney, or by such other representative as is permitted to practice before the agency, or you may present your position, arguments or contentions in writing; and, at this hearing, you may also present evidence and examine any witnesses appearing for and against you.

IN ACCORDANCE WITH THE SUMMARY SUSPENSION ORDER/NOTICE OF OPPORTUNITY letter dated March 26, 2002, and pursuant to your adjudication hearing scheduled for September 9,

Gregory Scott Mills, R.Ph.

Page 3

Addendum Notice

2002, you may appear at such hearing in person, by your attorney, or by such other representative as is permitted to practice before the agency, or you may present your position, arguments or contentions in writing; and, at this hearing, you may also present evidence and examine any witnesses appearing for and against you.

If you wish to request a continuance in this matter, such request should be sent by certified mail, return receipt requested, to the offices of the Ohio State Board of Pharmacy, 77 South High Street, 1702, Columbus, Ohio 43215- 6126. However, you must submit such request prior to fourteen days from the date of the scheduled hearing on September 9, 2002. The request will be presented to the Board for consideration and you will be notified as soon as practical regarding the request. If you have any questions regarding this matter, feel free to contact the Board office.

BY ORDER OF THE STATE BOARD OF PHARMACY

William T. Winsley, M.S., R.Ph.
Executive Director

CERTIFIED MAIL

7099 3400 0014 5032 3831

Return Receipt

WTW:pm (D- 020326- 048)

cc: Sally Ann Steuk, Assistant Attorney General
Robert D. Noble, Attorney for Respondent; Matan, Geer & Wright; 261 Front Street,
Columbus, Ohio 43215



OHIO STATE BOARD OF PHARMACY

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ADDENDUM NOTICE

October 3, 2002

Gregory Scott Mills, R.Ph.
2266 Shirlene Drive
Grove City, Ohio 43123

Re: Ohio Registered Pharmacist
Number 03- 1- 17638

Dear Mr. Mills:

YOU ARE HEREBY NOTIFIED that, in addition to the allegations stated in the March 26, 2002, Summary Suspension Order/Notice of Opportunity letter and the August 21, 2002 Addendum Notice, the following allegations will also be considered, as numbered:

(6)

YOU ARE HEREBY ADVISED that Section 4729.16 of the Ohio Revised Code states in pertinent part that:

(A) The State Board of Pharmacy, after notice and hearing in accordance with Chapter 119. of the Ohio Revised Code, may revoke, suspend, place on probation, or refuse to grant or renew an identification card under this chapter, or may impose a monetary penalty or forfeiture not to exceed in severity any fine designated under the Ohio Revised Code for a similar offense, or in the case of a violation of a section of the Ohio Revised Code that does not bear a penalty, a monetary penalty or forfeiture of no more than five hundred dollars, if the Board finds a pharmacist or pharmacy intern:

- (1) Guilty of a felony or gross immorality;
- (2) Guilty of dishonesty or unprofessional conduct in the practice of pharmacy;
- (3) Addicted to or abusing liquor or drugs or impaired physically or mentally to such a degree as to render the pharmacist or pharmacy intern unfit to practice pharmacy;
- (4) Has been convicted of a misdemeanor related to, or committed in, the practice of pharmacy;
- (5) Guilty of willfully violating, conspiring to violate, attempting to violate, or aiding and abetting the violation of any of the provisions of this chapter, sections 3715.52 to 3715.72 of the Revised Code, Chapter 2925. or 3719. of the Revised Code, or any rule adopted by the board under those provisions;
- (6) Guilty of permitting anyone other than a pharmacist or pharmacy intern to practice pharmacy;
- (7) Guilty of knowingly lending the pharmacist's or pharmacy intern's name to an illegal practitioner of pharmacy or having professional connection with an illegal practitioner of pharmacy;
- (8) Guilty of dividing or agreeing to divide remuneration made in the practice of pharmacy with any other individual, including, but not limited to, any licensed health professional authorized to prescribe drugs or any owner, manager, or employee of a health care facility, residential care facility, or nursing home;
- (9) Has violated the terms of a consult agreement entered into pursuant to section 4729.39 of the Revised Code;
- (10) Has committed fraud, misrepresentation, or deception in applying for or securing a license or identification card issued by the board under this chapter or under Chapter 3715. or 3719. of the Revised Code.

AS PREVIOUSLY NOTED IN THE SUMMARY SUSPENSION ORDER/NOTICE OF OPPORTUNITY letter dated March 26, 2002, and the August 21, 2002 Addendum Notice, and with regard to your adjudication hearing scheduled for February 4, 2003, you may appear at such hearing in person, by your attorney, or by such other representative as is permitted to practice before the agency, or you may present your position, arguments or contentions in writing; and, at this hearing, you may also present evidence and examine any witnesses appearing for and against you.

Gregory Scott Mills, R.Ph.

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Addendum Notice

If you wish to request a continuance in this matter, such request should be sent by certified mail, return receipt requested, to the offices of the Ohio State Board of Pharmacy, 77 South High Street, 1702, Columbus, Ohio 43215-6126. However, you must submit such request prior to fourteen days from the date of the scheduled hearing on February 4, 2003. The request will be presented to the Board for consideration and you will be notified as soon as practical regarding the request. If you have any questions regarding this matter, feel free to contact the Board office.

BY ORDER OF THE STATE BOARD OF PHARMACY

William T. Winsley, M.S., R.Ph.
Executive Director

CERTIFIED MAIL

7001 0360 0002 4087 4062

Return Receipt

WTW:lf (D- 020326- 048)

cc: Sally Ann Steuk, Assistant Attorney General
Robert D. Noble, Attorney for Respondent; Matan, Geer & Wright; 261 South Front Street;
Columbus, Ohio 43215